

Serial Number **1938/63.**



**THE REMOUNTS SUBSIDY REGULATIONS 1938.**

GALWAY, Governor-General.

**ORDER IN COUNCIL.**

At the Government Buildings at Wellington, this 11th day of  
May, 1938.

Present :

**THE RIGHT HON. M. J. SAVAGE** PRESIDING IN COUNCIL.

PURSUANT to the Remounts Encouragement Act, 1914, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

**REGULATIONS.**

**REGULATION 1.—PRELIMINARY.**

- (1) These regulations are arranged as follows :—

REGULATION 1.—Preliminary.

REGULATION 2.—Appointment and Functions of Remount Committees.

REGULATION 3.—Application and Selection of Stallions for Subsidy.

REGULATION 4.—Constitution of Service Districts.

REGULATION 5.—Selection and Approval of Mares.

REGULATION 6.—Conditions of Serving by Subsidized Stallions.

REGULATION 7.—Conditions of Serving of Approved Mares.

REGULATION 8.—Amount of Subsidy.

REGULATION 9.—Complaints.

- (2) These regulations may be cited as the Remounts Subsidy Regulations 1938.

(3) These regulations shall come into force seven days after the date of notification in the *Gazette* of the making thereof.\*

- (4) In these regulations, if not inconsistent with the context,—  
“Committee” means a Remount Committee established under these regulations :

“Minister” means the Minister of Agriculture :

“Owner,” in relation to a mare includes, in addition to the true owner, any other person who is for the time being entitled to the possession thereof, and also includes the agent or servant of the owner :

\* See end note .

“ Stallion ” means a male horse which has not been wholly castrated and which is not less than four years old and not more than sixteen years old :

“ Service district ” and “ district ” mean any area defined pursuant to Regulation 4 hereof within which a subsidized stallion is required to serve mares selected and approved pursuant to these regulations :

“ Service season ” means the period from the 1st day of September to the 31st day of December in any year :

“ Subsidized stallion ” means a stallion which has been awarded a subsidy pursuant to the provisions of the said Act and these regulations :

“ The said Act ” means the Remounts Encouragement Act, 1914.

#### REGULATION 2.—APPOINTMENT AND FUNCTIONS OF REMOUNT COMMITTEES.

(1) The Minister shall from time to time, as the need arises, appoint Committees, to be known as Remount Committees, for the purpose of carrying out the provisions of these regulations as hereinafter set out.

(2) Every Committee appointed by the Minister shall consist of three members.

(3) The members of a Committee shall be appointed by the Minister after consultation with representatives of the Executive Committees of the Royal Agricultural Society of New Zealand, the New Zealand Racing Conference, the New Zealand Trotting Conference, the New Zealand Hunts Association, and the New Zealand Polo Association.

(4) The members of a Committee shall hold office during the pleasure of the Minister.

(5) The functions of a Committee shall be—

(a) To select and recommend to the Minister any stallion which, in its opinion, is of sufficient merit for breeding purposes for a subsidy to be granted by the Minister pursuant to the said Act and these regulations :

(b) To define the area within which a subsidized stallion under the supervision of the Committee may travel for the purpose of serving mares :

(c) To receive applications from owners of mares desiring to utilize the service of the subsidized stallion, and to select and approve of mares suitable for that purpose :

(d) To settle the order in which mares shall be served and the routes to be travelled by the subsidized stallion in the performance of his itinerary :

(e) To investigate any complaint lodged by the owner of a subsidized stallion under the supervision of the Committee or lodged by the owner of any mare to be served by the subsidized stallion with respect to any matter in relation to such service :

(f) To instruct the owner of a subsidized stallion under the supervision of a Committee with respect to all or any of the duties and obligations imposed upon him by these regulations :

- (g) Generally, within the scope of its authority, to do whatever in the opinion of a Committee may be necessary for the effective administration of these regulations with respect to a subsidized stallion for the time being under its supervision.

REGULATION 3.—APPLICATION AND SELECTION OF STALLIONS FOR SUBSIDY.

(1) Subject to the provisions of these regulations any owner of a stallion who desires to apply for a subsidy in respect of that stallion shall make application therefor to the Minister in the form numbered 1 in the First Schedule hereto, signed by or on behalf of the said owner stating the ownership of the stallion and setting forth—

- (a) The name of the stallion :
  - (b) The year in which it was foaled :
  - (c) The colour, exact markings, and brand (if any) of the stallion :
  - (d) The height in hands and inches of the stallion :
  - (e) The sire of the stallion :
  - (f) The dam of the stallion :
  - (g) The district in which the applicant proposes to travel his stallion for the purpose of serving mares :
  - (h) The place where the stallion may be examined by two Government Veterinarians :
  - (j) The name and full address of the applicant.
- (2) Every application for a subsidy in respect of any stallion shall be in duplicate and shall be made not later than the 31st day of July in any year.
- (3) As soon as practicable after the receipt of such application the Minister shall forward a copy of the application to the Committee appointed for the locality in which the stallion is depastured for its report and recommendation with respect to the grant of a subsidy in respect of the stallion.
- (4) As soon as practicable after the receipt of a copy of such application the Committee shall proceed to examine the stallion for the purpose of furnishing its report and recommendation pursuant to this regulation.
- (5) The Minister shall also cause the stallion to be examined by two Government Veterinarians for the purpose of paragraph (a) of subsection (2) of section 2 of the said Act.
- (6) The examination of the stallion by the Committee and by two Government Veterinarians shall, as far as is practicable, be made on the same day and at the same place.
- (7) The Veterinarians shall first proceed to identify the stallion from the description supplied by the owner of the stallion in his application for subsidy, and if satisfied that the stallion offered for examination is the animal described in the application, shall forthwith examine the stallion and shall furnish the result of their examination to the Minister in the form numbered 2 in the First Schedule hereto, signed by both Veterinarians setting forth—

- (a) The name and address of the owner ;
- (b) The name of the stallion ;
- (c) The age, colour, markings, brand (if any), and height of the stallion ; and

(d) Certifying whether or not in their opinion the stallion is free from the diseases and defects set out in the Second Schedule hereto, and whether or not in their opinion the stallion is free from hereditary unsoundness.

(8) The Committee shall in like manner identify the stallion from the description supplied by the owner of the stallion in his application for subsidy, and upon being satisfied that the stallion offered for examination by the Committee is the animal described in such application shall forthwith proceed to examine the animal for the purpose of determining whether it is of a type whose progeny would be suitable for military purposes, and whether it is of sufficient merit to warrant the grant of a subsidy.

(9) Immediately after the examination by the Committee has been completed the members of the Committee shall make and sign a joint report in writing on the stallion, and shall forward such report to the Minister.

(10) Upon receipt of the certificate and report aforesaid and such other report, if any, as may be obtained by the Minister pursuant to the said Act, the Minister shall determine whether a subsidy shall be granted in respect of the stallion to which the said certificate and reports relate, regard being had to the recommendation contained in the said certificate and reports and to the provisions of subsection (2) of section 2 of the said Act.

(11) The decision of the Minister with respect to any application for subsidy shall be final and binding on all parties.

#### REGULATION 4.—CONSTITUTION OF SERVICE DISTRICTS.

(1) The Committee appointed in respect of a subsidized stallion, acting in consultation with the owner of the stallion, shall proceed to define the boundaries of the service district within which the said stallion shall travel, regard being had to—

- (a) The particulars of the service district set out in the application for subsidy in respect of the stallion ;
- (b) The maximum number of approved mares the stallion must serve during any service season ; and
- (c) The number of mares depastured within the boundaries of the proposed service district.

(2) A map having delineated thereon the boundaries of the service district decided upon by the Committee for that district, together with a written verbal description of such boundaries, shall be forwarded by the Committee to the Minister.

(3) The map mentioned in clause (2) of this regulation shall be accompanied by a reference to the name of the subsidized stallion and the name and address of his owner.

(4) A service district in respect of any subsidized stallion shall be constituted and defined not later than the 1st day of September in the year in which the subsidy is granted in respect of that stallion.

(5) The Committee may, in consultation with the owner of a subsidized stallion, alter and redefine the boundaries of any service district under its control.

## REGULATION 5.—SELECTION AND APPROVAL OF MARES.

(1) Every owner of a mare which is kept or depastured within any service district who desires such mare to be served by the subsidized stallion assigned to the district shall make application to the Committee of the service district in which the said mare is kept or depastured in the form numbered 3 in the First Schedule hereto.

(2) Every such application shall be deemed to import an undertaking by the applicant that if his application is acceded to he will in all matters relating thereto and arising thereout abide by and be subject to the provisions of these regulations.

(3) As soon as practicable after the receipt of such application the Committee, or some member thereof acting with the authority of the Committee, shall, without requiring the mare to undergo any veterinary examination, proceed to examine the animal for the purpose of deciding whether the mare is of sufficient merit to be served by the subsidized stallion.

(4) If on such examination the Committee, or the member of the Committee duly authorized in that behalf, is of the opinion that the mare is of sufficient merit to warrant service by the subsidized stallion assigned to the service district, the mare shall be placed on the list of mares which are to be served by the subsidized stallion during the service season, and the owner of the mare shall be notified accordingly.

(5) The Committee shall not approve more than sixty mares for service by one subsidized stallion during any service season, but may approve additional mares to replace approved mares which for any reason are not served.

(6) The decision of the Committee, or of any member of the Committee acting with the authority of the Committee with respect to the selection and approval of any mare pursuant to this regulation, shall be final and binding on all parties.

## REGULATION 6.—CONDITIONS OF SERVICE BY SUBSIDIZED STALLION.

(1) Every stallion for which a subsidy has been granted pursuant to the provisions of the said Act and of these regulations shall travel in the service district assigned to such stallion as directed by the Committee for that district.

(2) The routes to be followed by any subsidized stallion in a service district in order to serve mares shall be subject to the approval of the Committee of the district to which the stallion is assigned, and such routes may be varied from time to time if the Committee thinks that it is necessary to do so.

(3) Every owner of a subsidized stallion shall, in connection with the serving of mares, comply with all the requirements of the Committee for the service district to which the stallion is assigned.

(4) Every owner of a subsidized stallion shall, at the commencement of the service season, be supplied by the Minister with a service-book, in which shall be entered particulars of the mares served by the subsidized stallion.

(5) Every service-book shall be in or to the effect of the form numbered 4 in the First Schedule hereto, and shall contain the particulars indicated in the said form.

(6) Every service-book shall remain the property of the Crown, and shall be surrendered forthwith to the Minister by the holder thereof on notice in writing in that behalf signed by the Minister or by any person acting with the authority of the Minister.

(7) Not later than one month after the close of the service season in any year, the owner of a subsidized stallion shall forward his service-book to the Minister, through the Committee for the service district in respect of that stallion.

(8) The owner of a subsidized stallion shall in the event of its death or inability owing to illness or other causes to fulfil its service engagements, forthwith report the matter to the Minister, and shall furnish the Minister with a certificate signed by a Veterinary Surgeon, setting forth the cause of the stallion's death or the cause of its disability, as the case may be.

(9) If the Minister so requires, the owner of the stallion shall offer another stallion for the purpose of carrying out the service engagements of the dead or disabled stallion, and for the purpose of this clause the provisions of Regulation 3 hereof shall, with the necessary modifications, apply accordingly.

(10) The owner of a subsidized stallion shall not at any time during which he continues to receive, or for which he receives, a subsidy sell or let or otherwise dispose of the stallion, or the possession thereof, or its services without the consent of the Minister.

#### REGULATION 7.—CONDITIONS OF SERVICE OF APPROVED MARES.

(1) Subject to clause (4) of this regulation, the owner of a subsidized stallion shall cause to be served every mare approved by the Committee for service by such stallion up to the number of sixty in every service season.

(2) Every mare shall be served only at the risk in all things of the owner thereof.

(3) The owner of a subsidized stallion may require any approved mare to be hobbled before being served by his stallion.

(4) The owner of a subsidized stallion may refuse to allow his stallion to serve any approved mare suffering or believed to be suffering from a contagious disease, and in the event of such refusal he shall immediately notify such refusal and his reason therefor to the Committee of the service district in respect of the stallion or any member thereof. The Committee shall make such investigations into such refusal aforesaid as it thinks fit, and the decision of the Committee in respect of such refusal shall be final and binding on all parties.

(5) The owner of a subsidized stallion may charge to the owner of an approved mare a service fee not exceeding four guineas (inclusive of groom's fee), such fee to be payable on or before service.

(6) No service fee exceeding four guineas (inclusive of groom's fee) shall be charged by the owner of a subsidized stallion in respect of any service of an approved mare up to the number of sixty mares in any one service season, whether or not subsidy is payable in respect of such service.

(7) A form of receipt for payment of any service fee shall be incorporated as part of the service-book in the said form numbered 3 in the First Schedule hereto, and a receipt for payment of such fee in the prescribed form shall entitle the owner of a mare for whose service the receipt is given to a second and third service in respect of his mare, if necessary, during the service season.

(8) The owner of a mare may be refused further service if payment for the first service has not been made or if the receipt for such payment cannot be produced.

(9) On completion of any service both the owner of the subsidized stallion and the owner of the mare shall sign and countersign the service-book allotted to the stallion-owner as prescribed by the said form numbered 3.

(10) No foal fees shall be payable in respect of any service by a subsidized stallion.

#### REGULATION 8.—AMOUNT OF SUBSIDY.

(1) Payment of any subsidy under these regulations shall be conditional upon compliance by the owner of the stallion in respect of which subsidy is claimed with all requirements imposed on such owner by or under these regulations.

(2) The amount of subsidy payable to the owner of any subsidized stallion in respect of the service of approved mares shall be a sum computed at the rate of four guineas for each approved mare served by his stallion during any service season, but not exceeding a maximum subsidy of £150.

(3) Except in special cases approved by the Minister, payment by way of instalments of subsidy payable pursuant to this regulation shall be made on delivery to the Minister of a certificate signed by or on behalf of the Committee for the district assigned to the subsidized stallion and setting forth the number of approved mares that have actually been served by the stallion at the date of such certificate: Provided that no such certificate (except the final certificate for the season) shall refer to fewer than ten approved mares.

(4) The balance (if any) of the subsidy payable pursuant to this regulation shall be paid after the close of the service season upon delivery to the Minister of the service-book issued to the owner in respect of the stallion.

(5) The Minister may withhold payment of any sum claimed in respect of subsidy if he has reason to believe that the owner of the stallion in respect of which subsidy is claimed has failed to comply with any requirements imposed upon him by or under these regulations, and if such failure be proved to his satisfaction the Minister may, according to his opinion of the seriousness of such failure, do one or more of the following things:—

(a) He may refuse to make any payment claimed:

(b) He may reduce the amount of subsidy payable:

(c) He may by notice to the owner revoke any determination under Regulation 3 hereof that a subsidy shall be granted, and such revocation shall take effect on receipt by the owner of the notice of revocation.

## REGULATION 9.—COMPLAINTS.

(1) Any complaint by the owner of a subsidized stallion under the control of a Committee or by the owner of any mare to be served by the subsidized stallion with respect to any matter in relation to such service shall be lodged in writing with the Committee of the service district assigned to the stallion.

(2) The Committee shall make such investigation as it thinks fit into the subject-matter of such complaint, and shall advise the complainant of its decision with respect to such complaint.

(3) The decision of the Committee with respect to any complaint made under this regulation shall be final and binding on all parties.

## SCHEDULES.

## FIRST SCHEDULE.

*The Remounts Subsidy Regulations 1938.*

Form No. 1.

## APPLICATION FOR SUBSIDY.

To the Minister of Agriculture,  
Wellington.

I HEREBY apply, in pursuance of the Remounts Encouragement Act, 1914, and the Remounts Subsidy Regulations 1938, for a subsidy in respect of the stallion, full particulars of which are as follows:—

Full name of owner of stallion : .....

Full address of owner of stallion : .....

Name of stallion : ..... Year foaled : .....

Colour, exact markings, and brand (if any) : .....

Height : ..... hands ..... neches.

Name of sire of stallion : .....

Name of dam of stallion : ..... (See N.Z. Stud Book, Vol. ...., page .....

NOTE.—If dam of stallion is not entered in the N.Z. Stud Book, the following particulars must be given:—

Sire of dam of stallion : ..... Grandam of stallion : .....

Breeder of stallion : .....

Address : .....

The district in which I am prepared to travel my stallion to serve mares is as follows : [*State here full particulars*].

The stallion may be examined for the purposes of the above-mentioned regulations at [*State full particulars of place where stallion is located*] or at such other place as may be appointed in that behalf by the Remount Committee for the district assigned to the stallion.

If I am awarded a subsidy in respect of my stallion, I agree to abide by and to fulfil all the requirements prescribed by the above-mentioned regulations in so far as they relate to owners of subsidized stallions.

(*Signature or name of owner*) .....

(*By his authorized agent* : .....

I hereby certify that the foregoing particulars are correct to the best of my knowledge and belief.

(*Personal signature of applicant*) .....

Date : .....



Form No. 2.

*The Remounts Subsidy Regulations 1938.*

## CERTIFICATE OF VETERINARY EXAMINATION.

The Minister of Agriculture,  
Wellington.

WE hereby certify that we have examined the stallion named ..... owned by Mr. ...., of ....., and we find that this horse is ..... years old. Colour: ..... Markings and brand (if any): ..... Height: ..... hands ..... inches.

In our opinion this stallion is free from the following diseases and defects\* :—

Stringhalt.	Sidebone.
Cataract.	Bone spavin.
Roaring.	Bog spavin.
Whistling.	Defective genital organs.
Ringbone (high and low).	Navicular arthritis.
Thoroughpin.	Shivering.
Nasal disease (osteoporosis).	Curb.

In our opinion this stallion <sup>is</sup> free from hereditary unsoundness.  
<sub>is not</sub>

The condition of the stallion's feet is .....

We <sup>recommend</sup>  
do not recommend this stallion for a subsidy.

Dated at ....., this ..... day of ....., 19..

(Signed) .....

Government Veterinarian.

(Signed) .....

Government Veterinarian.

\* Strike out the name of any disease or defect from which the stallion is not free.

Form No. 3.

*The Remounts Subsidy Regulations 1938.*

## APPLICATION FOR APPROVAL OF MARES.

To the Remount Committee,  
[Name of Service District].

I HEREBY apply, in pursuance of the Remounts Encouragement Act, 1914, and the Remounts Subsidy Regulations 1938, for approval of the undermentioned mare to be served by the subsidized stallion "....."

Particulars of the mare are as follows:—

Name of mare (if any): .....

Age: ..... Breed: ..... Colour: .....

Exact markings and brand (if any): .....

Owner of mare: .....

Name of any other person (lessee, &c.), having an interest in the mare: .....

The mare may be examined for the purposes of the above-mentioned regulations at [State full particulars of place where mare is kept or depastured].

I acknowledge that I have read the extract from the said regulations endorsed hereon relating to applications for approval of mares.

I hereby certify that the foregoing particulars are correct to the best of my knowledge and belief.

(Signature of applicant) .....

Date: .....

[Regulation 5 (2) to be endorsed on form of application.]

Form No. 4.

*The Remounts Subsidy Regulations 1938.*

## SERVICE-BOOK.

Service-book of stallion : [*Insert name of stallion*].

Service season, 19..

Name of owner : .....

Address of owner : .....

*Particulars of Service.*

1. Age, breed, and colour of mare and name, if any : .....
2. Name of owner of mare : .....
3. Address of owner of mare : .....
4. Date of first service : .....
5. Signature of owner of mare (or his representative) : .....
6. Signature of owner of stallion (or his representative) : .....
7. Date of second service : .....
8. Signature of owner of mare (or his representative) : .....
9. Signature of owner of stallion (or his representative) : .....
10. Date of third service : .....
11. Signature of owner of mare (or his representative) : .....
12. Signature of owner of stallion (or his representative) : .....

*Receipt to be given to Owner of Mare (or his Representative).*

Received this day from [*Name and address of owner of mare*] for the service of his mare by the subsidized stallion named ..... the sum of ..... pounds ..... shillings and ..... pence.

*(Signature)* .....

Owner of stallion or his representative.

[*Duty stamp.*]

Date : .....

*Endorsement on Receipt.*

On the production of this receipt, the mare for whose service it is given is entitled to a second and third service, if necessary, during the current service season.

## SECOND SCHEDULE.

## LIST OF DISEASES AND DEFECTS OF STALLIONS.

Stringhalt.	Sidebone.
Cataract.	Bone spavin.
Roaring.	Bog spavin.
Whistling.	Defective genital organs.
Ringbone (high and low).	Navicular arthritis.
Thoroughpin.	Shivering.
Nasal disease (osteoporosis).	Curb.

C. A. JEFFERY,

Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 19th day of May, 1938.

These regulations are administered by the Department of Agriculture.

(Notice No. Ag. 3552.)