



ANNO DUODECIMO

**GEORGII VI REGIS.**

A.D. 1948.

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**No. 23 of 1948.**

An Act to amend the Brands Act, 1933-1936.

[Assented to 2nd December, 1948.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

Short titles.

1. (1) This Act may be cited as the "Brands Act Amendment Act, 1948".

(2) The Brands Act, 1933-1936, as amended by this Act, may be cited as the "Brands Act, 1933-1948".

(3) The Brands Act, 1933-1936, is hereinafter referred to as "the principal Act".

Amendment of  
principal Act,  
s. 4—  
Interpretation.

2. Section 4 of the principal Act is amended by inserting therein after the definition of "mark" the following definition :—

"Minister" means the Minister of the Crown to whom for the time being the administration of this Act is committed by the Governor :

Amendment of  
principal Act,  
s. 18—  
Position of  
distinctive  
numerals.

3. Section 18 of the principal Act is amended—

(a) by striking out the word "or" second occurring in the penultimate line thereof ;

(b) by inserting after the word "neck" in the penultimate line thereof the words "or the near or off thigh".

4. Section 27 of the principal Act is amended—
- (a) by striking out the word “it” in the second line of subsection (2) thereof and by inserting in lieu thereof the words “each letter”;
- (b) by inserting after the word “and” in the second line of subsection (2) thereof the words “the brand”.
5. Subsection (4) of section 32 of the principal Act is repealed.
6. Section 62 of the principal Act is repealed and the following section is enacted in lieu thereof :—
62. (1) Notwithstanding anything in this Act, the chief inspector, or any inspector or temporary inspector of stock under the Stock and Poultry Diseases Act, 1934-1946, who is also an officer of the Livestock Division of the Department of Agriculture, may brand with a firebrand or an acid brand any cattle in such position as he may think fit with the mark  $\uparrow$  R, for the purpose of indicating that the cattle have been found by the chief inspector, or by any such inspector or temporary inspector of stock, or by a veterinary surgeon to be affected with an infectious or contagious disease.
- In order to identify any individual cattle found as aforesaid to be affected as aforesaid, any person authorized to brand the cattle as aforesaid may (whether or not the cattle are branded as aforesaid) brand the cattle by means of a firebrand or acid brand with any distinctive numeral in such position as he may think fit.
- (2) If, pursuant to the Stock and Poultry Diseases Act, 1934-1946, any stock have been quarantined upon any land, then, in order to identify any such stock, the chief inspector or any inspector or temporary inspector of stock under the said Act who is also an officer of the Livestock Division of the Department of Agriculture, may, notwithstanding anything in this Act, place distinctive ear tags upon either ear of the stock.
- (3) If any cattle have been vaccinated against brucellosis by the chief inspector or by any inspector or temporary inspector of stock under the Stock and Poultry Diseases Act, 1934-1946, who is also an officer of the Livestock Division of the Department of Agriculture, or by a veterinary surgeon, or by a person who has been appointed by the chief inspector to perform such

Amendment of principal Act, s. 27—

Size of sheep brand.

Amendment of principal Act, s. 32—

Earmarks and firebrands.

Re-enactment of s. 62 of principal Act—

Official mark to indicate diseased or quarantined stock.

vaccinations, the person by whom the vaccination was performed may, with the consent of the owner of the cattle, and notwithstanding anything in this Act, mark the cattle with the earmark in either ear.

(4) In this section—

“infectious or contagious disease” means a disease which the Governor, by proclamation, has declared to be an infectious or contagious disease for the purposes of the Stock and Poultry Diseases Act, 1934-1946 :

“veterinary surgeon” means a person registered as a veterinary surgeon under subsection (1) of section 17 of the Veterinary Surgeons Act, 1935-1938, and who has been approved by the chief inspector as a person to exercise the powers conferred by this section.

Amendment of  
principal Act,  
s. 63—  
Branding for  
herd testing.

7. Section 63 of the principal Act is amended by striking out the words “have passed” in the fifth line thereof and by inserting in lieu thereof the words “are undergoing or have undergone”.

Enactment of  
s. 75a of  
principal Act—

8. The following section is enacted and inserted in the principal Act after section 75 thereof :—

Exemption of  
certain paint  
brands.

75a. Nothing in this Act shall apply to the branding for temporary purposes of any horses or cattle if the brand is made by means of paint.

Amendment of  
third schedule  
to principal  
Act.

9. The third schedule to the principal Act is amended by striking out the words “, hip, and thigh” occurring in the ninth and eleventh lines thereof and by inserting in lieu thereof in each case the words “and hip”.

Amendment of  
sixth schedule  
to principal  
Act.

10. The sixth schedule is amended by inserting at the bottom of each of the columns headed respectively “Horses” and “Cattle” in each case the words “Lower lip”.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

C. W. M. NORRIE, Governor.