



## MEAT HYGIENE AMENDMENT ACT 1986

No. 104 of 1986

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**AN ACT to amend the Meat Hygiene Act 1985.**

[Royal Assent 10 December 1986]

**BE** it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

**1**—This Act may be cited as the *Meat Hygiene Amendment Act* Short title. 1986.

Commence-  
ment.

**2**—This Act shall commence on the day on which it receives the Royal assent.

Principal Act.

**3**—In this Act, the *Meat Hygiene Act 1985\** is referred to as the Principal Act.

Amendment of  
section 6 of  
Principal Act  
(Appointment  
of Chief  
Inspector of  
Meat Hygiene  
and inspectors).

**4**—Section 6 of the Principal Act is amended by adding after subsection (7) the following subsection:—

(8) Where, through unavoidable or unforeseen circumstances, the performance and exercise of the functions and powers of inspectors under this Act are disrupted, the Director shall take all reasonable steps to ensure that those functions and powers are performed and exercised.

Amendment of  
section 10 of  
Principal Act  
(Grant of  
certain  
applications).

**5**—Section 10 of the Principal Act is amended by omitting from subsection (2) “ exceed the number of animals prescribed for the purposes of this subsection ” and substituting “ warrant the presence of a full time inspector at the abattoir ”.

Amendment of  
section 37 of  
Principal Act  
(Obstructing  
inspectors).

**6**—Section 37 of the Principal Act is amended by inserting in subparagraphs (i) and (ii) of paragraph (a) “ or in the exercise of his powers ” after “ functions ”.

Amendment of  
section 42 of  
Principal Act  
(Power of  
inspectors to  
enter premises  
with  
assistants).

**7**—Section 42 of the Principal Act is amended by inserting “ performance of his functions or in the ” after “ In the ”.

Amendment of  
section 44 of  
Principal Act  
(Act not to  
apply to  
certain  
animals, &c.).

**8**—Section 44 of the Principal Act is amended as follows:—

(a) by omitting from subsection (1) “ or any class of animals or birds ” and substituting “, or any class of animal or bird, specified in the proclamation and ”;

(b) by omitting from subsection (1) “ that animal or bird or class of animals or birds ” and inserting “ any such animal or bird or class of animal or bird ”;

(c) by omitting from subsection (2) all the words after “ relation ” and substituting “ to—

(a) any animal or bird, or class of animal or bird, specified in the proclamation intended to be slaughtered for the production of pet food;

\* No. 114 of 1985.

- (b) any pet food produced from any such animal or bird or class of animal or bird; or
  - (c) any pet food,
- for such period as is specified in the proclamation.”.

**9**—Section 58 of the Principal Act is amended by omitting subsection (1) and substituting the following subsections:—

Amendment of section 58 of Principal Act (Offence relating to sale of certain pet foods).

- (1) A person shall not sell any pet food unless—
  - (a) it was produced at licensed meat premises; or
  - (b) it was produced in another State or a Territory of the Commonwealth and certified by an inspector appointed by the Government of that State or Territory or by a Commonwealth inspector as fit for consumption by pets and having been produced in accordance with standards of hygiene approved, for the time being, by the State or Territory in which it was produced.

(1A) A person shall not sell any pet food unless it is identified as prescribed.

(1B) A person who contravenes subsection (1) or (1A) is guilty of an offence and is liable on summary conviction to a penalty not exceeding \$2 000 and, in the case of a continuing offence, to a daily penalty not exceeding \$200.

**10**—Section 71 of the Principal Act is amended as follows:—

Amendment of section 71 of Principal Act (Regulations).

- (a) by inserting in subsection (2) (g) “ and powers ” after “ functions ”, wherever occurring;
- (b) by inserting in subsection (2) (k) “ and the payment and recovery of fees in respect of analysing or examining any such water ” after “ pet food works ”;
- (c) by omitting from subsection (2) (o) “ licenced ” and substituting “ licensed ”;
- (d) by inserting in subsection (2) (zc) “ or examination ” after “ analysis ”;
- (e) by inserting in subsection (2) (zc) “ and the payment and recovery of fees in respect of analysing or examining such samples or specimens ” after “ Act ”;
- (f) by omitting from subsection (2) (zd) “ being fees which may differ according to circumstances specified in the regulations ” and substituting “ and renewals of licences ”;

(g) by omitting paragraph (zg) from subsection (2) and substituting the following paragraph:—

(zg) the payment and recovery of fees in respect of—

(i) inspections and branding of meat and coverings containing meat or meat products;

(ii) inspections and branding of pet food and coverings containing pet food; and

(iii) inspections and branding of slaughtering products and coverings containing slaughtering products,

by inspectors;

(h) by omitting from subsection (2) (zi) “Act; and” and substituting “Act;”;

(i) by omitting from subsection (2) (zj) “licences.” and substituting “licences;”;

(j) by adding after paragraph (zj) of subsection (2) the following paragraphs:—

(zk) the payment and recovery of fees in respect of inspections of licensed meat premises by inspectors;

(zl) the payment and recovery of fees for inspections carried out by inspectors other than at licensed meat premises of animals or birds or the carcasses of animals or birds intended for processing at licensed meat premises.

(k) by adding after subsection (5) the following subsection:—

(6) Any fee prescribed for the purposes of this Act may differ according to circumstances specified in the regulations.