

Livestock Disease Control (Amendment) Bill

EXPLANATORY MEMORANDUM

PART 1—PRELIMINARY

- Clause 1 sets out the purpose of the Act.
- Clause 2 contains the commencement provisions.

PART 2—LIVESTOCK DISEASE CONTROL ACT 1994

- Clause 3 inserts into the **Livestock Disease Control Act 1994** definitions of "goat", "residual value" and "sheep".
- Clause 4 provides more flexibility in the compensation payable for cattle ordered to be destroyed because of disease by allowing it to be based on a method set out in an Order in Council which can vary for different diseases or different classes of cattle.
- Clause 5 provides for two further members of the Cattle Compensation Advisory Committee.
- Clause 6 inserts a new Division into the **Livestock Disease Control Act 1994** which relates to sheep and goat compensation.
- s. 79A establishes the Sheep and Goat Compensation Fund; states what moneys will be paid into the Fund; and provides that the money in the fund can be invested.
- s. 79B states to what payments the Fund will be applied; which payments require the Ministers consideration of recommendations by the Sheep and Goat Advisory Committee; and provides that where the Fund is insufficient to pay compensation, compensation will be paid out of consolidated revenue and to that extent is appropriated.
- s. 79C provides that compensation under this new Division is only payable for Johne's disease.
- s. 79D sets out the method of determining amounts of compensation payable for sheep or goats ordered to be destroyed; maximum amounts of compensation payable for any one head of sheep or goat; maximum

amounts of compensation payable for sheep or goats which have reached the clinical phase of disease; and compensation payable for diseased carcasses condemned as unfit for human consumption.

- s. 79E sets out the conditions under which the owner of sheep or goats will receive compensation.
 - s. 79F sets out the circumstances when compensation will not be payable.
 - s. 79G provides that compensation under the new Division relating to sheep and goat compensation is payable out of the Sheep and Goat Compensation Fund.
 - s. 79H provides for the Secretary to sell carcasses and specific livestock products from destroyed sheep and goats and states that money received from the sale be paid into the Fund.
 - s. 79I establishes the Sheep and Goat Compensation Advisory Committee; states the functions and provides for the make-up of the Committee; provides for the appointment of a chairperson and nominees; and makes Schedule 1, which relates generally to membership and procedures of committees, apply to the Committee.
- Clause 7 provides for payment of duty where an owner sells sheep or goats over the hooks, otherwise than through an approved agent.
- Clause 8 provides that duty be paid on statements by "Sheep and Goat" duty stamps issued by the Commissioner of State Revenue.
- Clause 9 provides for the furnishing of monthly returns and payment of stamp duty by approved agents; and the details to be provided to a purchaser on sale.
- Clause 10 makes it an offence for anyone other than an approved agents to make an endorsement that the sheep and goat duty has been paid.
- Clause 11 provides for the suspension of the provisions relating to payment of duty.
- Clause 12 includes the Sheep and Goat Advisory Committee in the definition of "Committee" for the purposes of Schedule 1.

PART 3—STAMPS ACT 1958

- Clause 13 increases the rate of stamp duty for the sale of cattle from 2c for every \$20 to 5c for every \$20; provides flat rates of duty to apply to the sale of cattle over

the hooks on a weight sale basis; and increases the rate of duty for the sale of calves from 7c to 15c.

Clause 14 sets out the duty payable for the sale of any sheep or goats at 9 cents.

