

7 ELIZ. II. No. 19, 1958. *Stock Acts Amendment Act.*

**An Act to Amend "The Stock Acts, 1915 to 1954,"
in certain particulars.**

7 ELIZ. II.
No. 19.
THE
STOCK ACTS
AMENDMENT
ACT OF 1958.

[ASSENTED TO 7TH MAY, 1958.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

1. (1.) This Act may be cited as "*The Stock Acts Amendment Act of 1958.*" Short title.

(2.) *"*The Stock Acts, 1915 to 1954,*" are in this Principal Act. Act referred to as the Principal Act.

(3.) The Principal Act and this Act may be Collective title. collectively cited as "*The Stock Acts, 1915 to 1958.*"

2. Section three of the Principal Act is amended Amendment of s. 3. by repealing the definition of the term "Disease" therein and by inserting, in lieu of that repealed definition, the following definition:—

" "Disease"—Actinobacillosis, actinomycosis, Disease.
anaplasmosis, anthrax, babesiosis, blackleg, bluetongue, brucellosis of cattle, brucellosis of swine, buffalo fly, cattle tick, contagious mastitis, contagious pleuropneumonia, dourine, encephalitis, ephemeral fever, epizootic lymphangitis, foot and mouth disease, glanders, Glasser's disease, haemonchosis, heat stroke, hydatid, Johne's disease, leptospirosis, listeriosis, liver fluke, malignant catarrhal fever, malignant growths, melioidosis, mucosal disease, oesophagostomiasis, rabies, rinderpest, scabby mouth (infectious labial dermatitis), scabies, scrapie, screw worm, sheep ked (*Melophagus ovinus*), sheep louse (*Damalinea ovis*, *Linognathus pedalis*), sheep fly strike, sparganosis, strangles, surra, swine fever, salmonellosis, swine dysentery, swine pasteurellosis, swine erysipelas, swine virus pneumonia, trichomoniasis, trichistrongylosis,

* 6 G. 5 No. 16 and amending Acts.

tuberculosis, variola, vibriosis, warble fly, blackhead (enterohepatitis), bluecomb, chronic respiratory disease, coccidiosis, coryza, enteritis of ducks, epidemic tremor (encephalomyelitis), erysipelas of turkeys, eye worm (*Oxyspirura mansoni*), favus, fowl cholera, fowl pest (all varieties), fowl pox, fowl typhoid, gapes (*Syngamus trachealis*), hexamitiasis, infectious laryngotracheitis, leucosis or neurolymphomatosis, mites (all kinds), mycosis, omphalitis, poultry lice (all kinds), poultry tick, psittacosis, pullorum disease, sinusitis of turkey, spirochaetosis, stickfast flea (*Echidnophaga gallinacea*), tumours, turkey pox, vent gleet and any other infectious or contagious disease affecting stock, and any other disease which the Governor in Council, by Order in Council, declares to be a disease under and for the purposes of this Act ;”.

Amendment
of s. 4.

3. Section four of the Principal Act is amended by repealing subsection one thereof and by inserting, in lieu of that repealed subsection, the following subsection :—

“(1.) The Governor in Council may from time to time appoint a Chief Inspector and such inspectors and acting inspectors as may be necessary for the effectual execution of this Act.

No inspector appointed pursuant to this subsection other than an acting inspector shall either directly or indirectly deal in stock, or act as the agent of an owner of or dealer in stock.

Penalty : One hundred pounds or imprisonment for six months.”

New s. 4A
inserted.

4. The following section is inserted after section four of the Principal Act :—

Power of
delegation.

“[4A.] (1.) The Minister may from time to time, in relation to any matters or class of matters, or in relation to a particular part of the State, by instrument in writing under his hand delegate all or any of his powers, authorities and functions under this Act as may be specified in the instrument (other than this power of delegation) so that the delegated powers,

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authorities and functions may be exercised or, as the case may be, shall be performed by the delegate with respect to the matters or class of matters or in relation to the particular part of the State specified in the instrument.

Any delegation under this section may, if the Minister deems it so desirable, be made by the delegation of all or any of his powers, authorities and functions under this Act as may be specified in the instrument of delegation to the holder of an office under the Crown in right of this State, specifying the office but without naming the holder ; and in every such case each successive holder of the office in question and each person who for the time being occupies or performs the duties of that office may exercise or, as the case may be, shall perform without further or other authority and while he holds or occupies or performs the duties of that office the delegated powers, authorities and functions with respect to the matters or class of matters or in relation to the particular part of the State specified in the instrument.

(2.) Where, by or under this Act, the exercise of a power, authority or function of the Minister is dependent upon the opinion, belief, or state of mind of the Minister, in relation to any matter, that power, authority or function may be exercised upon the opinion, belief, or state of mind of the person to whom it is delegated by an instrument of delegation under this section.

(3.) The Minister may, at his will, revoke a delegation made by him under this section.

No delegation shall prevent the exercise of any power, authority or function by the Minister.

(4.) The Minister may make such and so many delegations under this section and to such number of persons and either at any one and the same time or from time to time as he may consider necessary or desirable."

5. Subsection two of section 6A of the Principal Act is amended by inserting in subparagraph (a) thereof, after the words "of this Act", the following words "and any moneys paid to the Minister by the owner of a holding under an agreement entered into between the Minister and the owner pursuant to the provisions of section 7B of this Act".

Amendment
of s. 6A (2).

New s. 7B
inserted.

6. The following section, numbered 7B, is inserted after section 7A of the Principal Act:—

Agreements
for voluntary
assessments
on milk and
cream.

“ [7B.] The Minister may enter into an agreement in relation to any holding with the owner thereof, undertaking, upon such terms and conditions as may be specified in the agreement and in consideration of the payment to the Minister by the owner, at the times and the place specified in the agreement, of a voluntary assessment on milk and cream or on milk or cream to be made and levied at such rate and otherwise upon such terms and conditions as may be specified in the agreement, to cause such stock of the owner upon the holding as may be specified in the agreement to be inspected and tested at such times as may be determined by the Chief Inspector for the purpose of ascertaining whether or not any of that stock are affected with tuberculosis.”

Amendment
of s. 18.

7. Section eighteen of the Principal Act is amended by adding thereto the following paragraphs:—

“ Where an inspector is of the opinion that the continuance in force of a permit issued pursuant to this section may lead to the spread of disease or may otherwise defeat the objects and purposes of this Act, the inspector may, at any time and whether or not the permit was issued by that inspector, cancel any such permit.

When under this section a permit is cancelled, then the person to whom that permit was issued or the drover of travelling stock having custody of the permit shall, upon demand by an inspector, deliver forthwith to that inspector the cancelled permit.

Penalty: One hundred pounds or imprisonment for six months or both such fine and imprisonment.

Notwithstanding the cancellation of a permit under this section, an inspector may at any time issue a fresh permit subject to such terms and conditions as the inspector thinks fit.”

Amendment
of s. 23.

8. Section twenty-three of the Principal Act is amended by repealing the words “ one week ” therein and by inserting, in lieu of those repealed words, the words “ two days ”.

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9. Subsection one of section twenty-five of the Principal Act is amended by inserting, after subparagraph (iv*a.*), the following subparagraph :—

Amendment
of s. 25 (1).

“(iv*b.*) Question, with respect to matters under this Act, the owner or occupier of any premises or holding, the owner or person apparently in charge of any stock, every person whom he finds in or on any premises or holding, and every person who has been within the preceding six months employed in or on any premises or holding to ascertain whether this Act has been or is being complied with and require any such person to answer the questions put and to sign a declaration of the truth of his answers ;”.

10. Section 25A of the Principal Act is amended—

Amendment
of s. 25A.

(i.) By adding to subsection four of that section the following paragraph :—

“ For the purposes of this section, a positive reaction by any stock to a tuberculin test (being a tuberculin test as prescribed by the regulations) shall be evidence that the stock so reacting are affected by tuberculosis, and in the absence of evidence in rebuttal thereof shall be conclusive evidence of such matter.” ; and

(ii.) By repealing subsection nine of that section and inserting, in lieu of that repealed subsection, the following subsection :—

“(9.) Any owner, occupier, or person apparently in charge of any premises or holding who contravenes or fails in any respect to comply with the requirements of an order issued by the Chief Inspector of Stock or a Government Veterinary Officer under subsection four of this section, shall be guilty of an offence.

Penalty : One hundred pounds.

Upon a failure in any respect to comply with the requirements of such an order and without prejudice to any proceedings which may be taken upon such failure, the Minister may, after the expiration of seven days from the date of such failure, direct in writing an inspector to enter upon the premises or holding to which the order relates and destroy or cause to be destroyed the stock specified in the order.

For the purposes of such destruction the inspector may, if he thinks fit, remove or cause to be removed any such stock to any other place."

Amendments
of s. 25B.

11. Section 25B of the Principal Act is amended—

(i.) By repealing subsection one of that section and by inserting, in lieu of that repealed subsection, the following subsection :—

“(1.) The owner of any bull, cow, heifer, or bull or female calf destroyed pursuant to an order made under section 25A of this Act shall be entitled to be paid compensation in accordance with the provisions of this section if, and only if,—

(i.) Such owner was at the date of any inspection and test consequent upon which the said order for destruction of the stock was made a producer of milk or cream upon which an assessment was or might have been made and levied under the provisions of section 7A of this Act or under an agreement entered into pursuant to the provisions of section 7B of this Act ;

(ii.) Such owner was not at the date of the said inspection and test more than six months in arrears in respect of the payment of the whole or any part of any assessment made and levied as aforesaid ; and

(iii.) All claims for compensation, accompanied by all such information as may be prescribed by the regulations, are lodged in writing with the Under Secretary, Department of Agriculture and Stock, on or before the thirty-first day of December, one thousand nine hundred and fifty-eight or within twelve months after such destruction, whichever is later.” ;

(ii.) By repealing subsection two of that section ;

(iii.) By renumbering subsection three of that section as subsection two ;

(iv.) By repealing the words “ subsection two ” in subsection two as renumbered by this Act and inserting, in lieu of those repealed words, the words “ subsection one ” ; and

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(v.) By renumbering subsection four and subsection five of that section as subsection three and subsection four respectively.

12. The following section, numbered 26c, is inserted New s. 26c inserted. after section 26B of the Principal Act :—

“ [26c.] (1.) This section shall come into operation Artificial insemination. on a date to be fixed by the Governor in Council by Proclamation published in the *Gazette*.

(2.) For the purpose of assisting in the improvement Artificial Insemination Advisory Committee. of the livestock industry in Queensland through artificial insemination of stock, the Minister may constitute a Committee to be called “ The Artificial Insemination Advisory Committee ” hereinafter in this section referred to as “ the Committee ”.

(3.) (a) The Committee shall be deemed to be Constitution of Committee. constituted on and from the date of the first appointment of the members thereof.

(b) The Committee shall consist of the prescribed number of members appointed by the Minister by notification published in the *Gazette*.

(c) The members of the Committee shall hold office at the pleasure of the Minister.

(4.) The Committee shall, subject to this section, Powers, duties, &c., of Committee. have power and authority to assist the Minister in an advisory capacity in matters relating to artificial insemination of stock in Queensland and shall exercise, perform and undertake such further powers, duties and responsibilities in connection with the regulation and control of artificial insemination of stock as the Minister may from time to time confer or impose upon the said Committee or as may be prescribed.

(5.) The Minister may, subject to the provisions Establishment of artificial insemination centres. of this section, authorise the Chief Inspector to establish one or more centres for the purposes of artificial insemination of stock. Such centres shall be called artificial insemination centres and shall be under the supervision of a person who is a veterinary surgeon within the meaning of section three of * “ *The Veterinary Surgeons Acts, 1936 to 1946,* ” who is qualified as prescribed by the provisions of subparagraph (i.) of subsection one of section eighteen of that Act, and who is an officer of the Department of Agriculture and Stock.

* 1 E. 8 No. 17 and amending Acts.

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Grant of
licenses and
certificates.

(6.) (a) The Chief Inspector may, from time to time, grant, renew and transfer licenses for artificial insemination distribution centres and may grant and renew certificates for artificial inseminators under this Act.

Distribution
centre.

(b) An artificial insemination distribution centre license shall, while in force, authorise the holder thereof, subject to compliance in every respect with the terms and conditions prescribed to be implied in a license of that kind, to use the premises in respect of which the license is granted for such of the processes of storing, diluting, examining, preparing, packing, distributing and selling of semen as may be approved by the Chief Inspector in respect of such premises and specified in the license.

Artificial
insemina-
tor's
certificate.

(c) An artificial inseminator's certificate shall, while in force, authorise the holder thereof, subject to compliance in every respect with the terms and conditions prescribed to be implied in a certificate of that kind, to perform the operation of artificially inseminating stock.

Form of
license or
certificate.

(d) An artificial insemination distribution centre license and an artificial inseminator's certificate shall be in or to the effect of the form prescribed in each instance, and unless sooner cancelled or suspended, shall remain in force for a period of one year from the date of issue.

Renewal of
license or
certificate.

(e) A license or a certificate may be renewed and upon such renewal shall, unless sooner cancelled or suspended, remain in force for a further period of one year.

Transfer of
license.

(f) A license may be transferred upon the application of the transferee and with the consent of the holder of such license.

Applications
for license
or
certificate.

(7.) (a) Every application for the grant, renewal or transfer of a license or the grant or renewal of a certificate, shall be made to the Chief Inspector and shall be in the prescribed form or a form to the like effect and shall contain such particulars and information as may be prescribed and shall be accompanied by the prescribed fee.

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(b) The Chief Inspector may, in his discretion, grant or refuse any application made under this section for the grant, renewal or transfer of a license or the grant or renewal of a certificate.

Chief Inspector may grant license or certificate.

(c) (i.) The Chief Inspector may suspend or cancel any license or certificate if, in his opinion, the holder thereof—

Cancellation or suspension of license or certificate.

- (A) Fails in any respect to comply with the terms and conditions prescribed for such license or certificate ; or
- (B) Fails to carry out any lawful order or direction issued under this section ; or
- (C) Is convicted of an offence against this Act.

(ii.) Suspension of a license or certificate shall whilst it is in force have the same effect as a cancellation of the license or, as the case may be, certificate and the Chief Inspector may, when suspending a license or certificate, fix the period of its suspension or he may suspend it without fixing the period of its suspension.

Suspension of any license or certificate shall not extend, upon the termination of that suspension, any period during which that license or, as the case may be, certificate would ordinarily have remained in force if it had not been so suspended.

(iii.) Where the Chief Inspector has upon any date suspended a license or certificate without fixing the period of its suspension, the onus of proof that such license or, as the case may be, certificate is in force at any later date shall be on the defendant, but without prejudice to the right of the prosecutor to adduce evidence proving or tending to prove that such license or, as the case may be, certificate is not in force at that later date.

(iv.) On cancellation, the license or certificate affected thereby and all rights, interests, and privileges thereunder shall absolutely cease and determine.

(v.) Without limiting the mode of cancelling or suspending a license or certificate, any license or certificate may be cancelled or suspended by notice published in the *Gazette*.

(vi.) The Chief Inspector may cancel or suspend any license or certificate for failure by the holder thereof to comply with any term or condition of the license or

certificate notwithstanding that such holder has not been proceeded against for any offence constituted by such failure.

(vii.) Any license or certificate granted under this Act may, upon notice in writing thereof to the Chief Inspector, be surrendered.

Offences.

(8.) (a) Any person who uses any premises or other place whatsoever other than an artificial insemination centre established under subsection five of this section, for the process of collecting semen shall be guilty of an offence against this Act.

Penalty : One hundred pounds.

(b) (i.) Any person, not being the holder of a current artificial insemination distribution centre license authorising him so to do who uses any premises or other place whatsoever not specified in that license for any of the processes of storing, diluting, examining, preparing, packing, distributing or selling of semen shall be guilty of an offence against this Act.

Penalty : One hundred pounds.

(ii.) Any person, not being the holder of a current artificial inseminator's certificate, who performs the operation of artificially inseminating stock shall be guilty of an offence against this Act.

Penalty : One hundred pounds.

(c) A person shall not be convicted under this subsection eight of this section of an offence against this Act if the Court is satisfied that the collecting, storing, diluting, examining, preparing or packing, as the case may be, of semen was for a purpose other than artificial insemination of stock.

(d) It shall not be an offence against this Act for any person to perform any of the processes of artificial insemination in connection with stock of which he is the owner.

**Prohibition
of importa-
tion of
semen.**

(9.) (a) Whenever he is of the opinion that such prohibition would prevent the introduction or spread of disease, or that the importation or introduction of such semen would otherwise adversely affect the livestock industry in Queensland, the Minister may, by notification published in the *Gazette* prohibit the importation or introduction into the State of Queensland

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of semen obtained from stock of the species specified in such notification from any other State or Territory of the Commonwealth.

(b) Such a prohibition may be absolute or conditional.

(c) The Minister may at any time revoke or vary any such notification.

(d) Any person who contravenes or fails in any respect to comply with the provisions of a notification under this subsection shall be guilty of an offence against this Act.

Penalty : One hundred pounds.

(10.) An inspector may, at any time, with OR Powers of inspectors. without assistants—

- (i.) Enter and inspect any premises in respect of which a license under this section has been granted and examine and make extracts from any records required to be kept under the regulations ;
- (ii.) Enter and search any premises or holding which is being used or which he had reasonable grounds for believing is being used for the collection, examination, preparation, dilution, storage, package, distribution or sale of semen or on which stock are being artificially inseminated or on which he has reasonable grounds for believing stock are being artificially inseminated ;
- (iii.) Question, with respect to matters under this section, the owner or occupier of any premises or holding, every person whom he finds in or on any premises or holding, and every person who has been within the preceding six months employed in or on any premises or holding, to ascertain whether this section has been or is being complied with and require any such person to answer the questions put and to sign a declaration of the truth of his answering ;
- (iv.) Stop, enter and search any vehicle, ship, vessel, aeroplane, or other means of transport which is being used or which he has reasonable grounds for believing is being used for the conveyance of semen ;

- (v.) Examine any semen or substance which he believes to be semen, or package containing, or which he believes to contain, semen found upon any such licensed premises, premises, holding, vehicle, ship, vessel, aeroplane or other means of transport and open and inspect such package ;
- (vi.) Take possession of any semen or package containing semen in respect of which in his opinion an offence against this Act or the regulations has been committed and order any person to produce any book, notice, record, list, document or writing in his possession or under his control relating to such semen or package and to answer any questions put to him relating thereto and to take a copy or extract of any such book, notice, record, list, document or writing ;
- (vii.) Take, without payment, for examination, test or analysis, any semen, or substance which he believes to be semen, or portions or samples of such semen or substance ;
- (viii.) Require any holder of a license or certificate issued under this section to produce such license or certificate.

Owners and occupiers to allow entry inspection.

(11.) The owner or occupier of any premises or holding and a person in charge or apparently in charge of any premises, holding, vehicle, ship, vessel, aeroplane, or other means of transport shall furnish to any inspector all reasonable assistance and all such information which he is capable of furnishing or as required by that inspector with respect to the exercise of his powers and the discharge of his duties under this section.

Obstructing an inspector, &c.

(12.) (a) A person shall not—

- (i.) Assault, resist, or obstruct an inspector in the exercise of his powers or in the discharge of his duties under this section, or attempt so to do ; or
- (ii.) Fail to facilitate by all reasonable means—

(A) The entry and inspection of any premises, holding, vehicle, ship, vessel, aeroplane, or other means of transport by an inspector ;

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- (B) The examination and testing by an inspector of any semen or any substance which that inspector believes to be semen ; or
- (iii.) Fail to answer any question put to him in pursuance of this section by an inspector or give to any such question an answer which is in any respect false or misleading ; or
- (iv.) Fail to comply with the lawful requisition or any part of the lawful requisition of an inspector ; or
- (v.) When required by or under this section to furnish any assistance or to furnish any information to an inspector, fail to furnish that assistance or information, as the case may be, or, in the latter case, furnish information which is in any respect false or misleading ; or
- (vi.) Fail, without reasonable excuse, the proof whereof shall lie upon him, to produce any license, certificate, book, notice, record, list, document or writing which he is required under this Act by an inspector to produce, or fail to allow an inspector to take a copy of or extract from any such license, certificate, book, notice, record, list, document or writing ; or
- (vii.) Directly or indirectly prevent any person from appearing before or being questioned by an inspector, or attempt so to do ; or
- (viii.) Use any threat or any abusive or insulting language to any inspector or to any other person with respect to any inspection or examination or questioning.

Penalty : One hundred pounds.

(b) In this subsection the term " inspector " includes any person acting under lawful authority under or pursuant to this section.

(13.) A holder of a license or certificate under this section shall comply in every respect with the terms and conditions of that license or, as the case may be, certificate prescribed to be implied therein.

Licensees &c., to comply with terms and conditions of licenses and certificates.

Penalty : One hundred pounds.

Forgery of
license,
certificate,
&c.

(14.) A person shall not—

- (i.) Forge or counterfeit any license or certificate under this section ; or
- (ii.) Utter, or make use of any such license or certificate, so forged or counterfeited ; or
- (iii.) Personate any person named in any license or certificate granted under this section ; or
- (iv.) Falsely pretend to be an inspector ; or
- (v.) Connive at any such forging, counterfeiting, uttering, making use, personating, or pretending as aforesaid.

Penalty : One hundred pounds.

(15.) Any person who contravenes or fails to comply with any provision of this section shall be guilty of an offence against this Act.

Penalty : One hundred pounds.

Meaning of
terms.

(16.) In this section, unless the context otherwise indicates or requires, the following terms shall have the meanings respectively assigned to them, that is to say :—

Artificial
insemina-
tion.

“Artificial insemination”—The processes of collecting, examining, preparing, diluting, storing, packing, distributing and selling of semen and includes the performance of the operation of artificially inseminating stock ;

Artificial
inseminator.

“Artificial inseminator”—A person qualified to perform the operation of artificially inseminating stock and the holder of a current artificial inseminator’s certificate granted in pursuance of this section ;

Holder.

“Holder”—In relation to any license granted under this section, the person who for the time being is the lawful holder thereof by grant or transfer under this section or, in relation to any certificate granted under this section, the person who is the lawful holder of a certificate granted in pursuance of this section ;

Semen.

“Semen”—Semen obtained from stock and includes semen after dilution.

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(17.) For the purposes of this section and without ^{Regulations.} limiting the general power to make regulations conferred by section thirty-one of this Act, the Governor in Council may from time to time by regulations made under that section, prescribe either generally or to meet particular cases, such provisions as he deems necessary or desirable, including, but without limiting the generality of the foregoing provisions of this subsection, for all or any of the following purposes :—

- (i.) Providing for, regulating and controlling the licensing of artificial insemination distribution centres, applications for and the grant, renewal, transfer, suspension and cancellation of such licenses ; the terms and conditions to be implied in such licenses ; and fees payable upon application for, the grant, renewal and transfer thereof ;
- (ii.) Providing for, regulating and controlling applications for and the grant, renewal, suspension and cancellation of certificates under this section ; the terms and conditions to be implied in such certificates ; the qualifications, training and examination of applicants therefor ; and fees payable upon application for grant or renewal thereof ;
- (iii.) Providing for, regulating and controlling the type and standards of equipment, plant, instruments, appurtenances and appliances to be used on licensed premises or by the holder of a certificate under this section ;
- (iv.) Providing for the inspection, cleansing and disinfection of licensed premises and articles and things therein ;
- (v.) Providing for the inspection, cleansing and disinfection of the equipment, plant, instruments and appliances of the holder of a certificate under this section ;
- (vi.) Providing for the keeping of records and the furnishing of information by those in charge of licensed premises or by the holders of certificates ;
- (vii.) Providing for, regulating and controlling the movement of stock and the testing of stock for disease ;

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- (viii.) Providing for the constitution of “The Artificial Insemination Advisory Committee”; the appointment of members and deputy members thereof; the number, qualifications, duties, powers and responsibilities of members and deputy members; payment of members’ expenses; conduct of and proceedings at meetings; and all or any matters or things relating to the constitution of the said Committee and the execution of its duties;
- (ix.) Prescribing all or any matters and things which by this section are required or permitted to be prescribed.”

Amendments of s. 28. **13.** Section twenty-eight of the Principal Act is amended—

(i.) By inserting, after subparagraph (*k*) of the first paragraph of subsection one of that section, the following subparagraph :—

“ (*l*) When required by or under this Act to furnish any information to an inspector, fails to furnish that information, or furnishes information which is in any respect false or misleading,” ; and

(ii.) By adding to that section the following subsection :—

“ (*4.*) No person shall be required under this Act to answer any question, or give any information or to sign any declaration tending to incriminate himself.”

New s. 28A inserted.

14. The following section numbered 28A is inserted after section twenty-eight of the Principal Act :—

“ [28A.] The office of any inspector appointed pursuant to the provisions of subsection one of section four of this Act other than an acting inspector shall become vacant if that inspector is convicted of an offence against that subsection one of section four of this Act.”
