

Queensland



Subordinate Legislation 2000 No. 323

Stock Act 1915

**STOCK AMENDMENT REGULATION (No. 1)
2000**

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Short title

1. This regulation may be cited as the *Stock Amendment Regulation (No. 1) 2000*.

Regulation amended

2. This regulation amends the *Stock Regulation 1988*.

Amendment of s 6 (Definitions)

3.(1) Section 6, definitions “**confirmed free herd**” or “**CF herd**”, “**eradication area**”, “**impending free area**”, “**infected herd**” or “**IN herd**”, “**monitored negative herd**” or “**MN herd**”, “**negative test**”, “**not assessed**” or “**NA herd**”, “**positive reactors**”, “**provisionally clear**” or “**PC herd**”, “**provisionally free area**”, “**restricted herd**” or “**RD herd**”, “**suspected herd**” or “**SU herd**”, “**test**” and “**tested negative herd**” or “**TN herd**”—

omit.

(2) Section 6—

insert—

“**CF1 herd**” means an MN herd, PC herd or TN herd that has had at least 1 negative test for tuberculosis at least 6 months after attaining MN herd, PC herd or TN herd status.

“**CF2 herd**” means a CF1 herd that has had at least 1 negative test for tuberculosis at least 12 months after attaining CF1 herd status.

“**CF3 herd**” means a herd of cattle that has had a negative test for tuberculosis carried out on the herd at least 8 years after the last known exposure of the cattle to tuberculosis.

“**impending free area**” has the meaning given by the standard definitions and rules.

“**IN herd**” means a herd that the chief inspector or chief veterinary officer is satisfied is infected.

“**MN herd**” means a herd that the chief inspector or chief veterinary officer is satisfied is free of disease because of information obtained by

monitoring the herd, but for which a negative test has not been carried out.

“NA herd” means a herd that has not been tested for a disease and for which insufficient information is available to classify it otherwise.

“negative test”, for a disease, means a test in which each animal tested has tested negative for the disease.

“PC herd” means an IN herd that has had 2 consecutive negative tests at an interval of not less than 6 months.

“RD herd” means an IN herd that has had a negative test at least 60 days after—

- (a) the herd was previously tested for the disease; and
- (b) all infected animals were removed from the herd.

“standard definitions and rules” means the Tuberculosis Freedom Assurance Program Standard Definitions and Rules, approved by the Standing Committee on Agriculture and Resource Management.¹

“SU herd” means a herd—

- (a) that the chief inspector or chief veterinary officer is satisfied may be infected with a disease or has a high risk of becoming infected; and
- (b) for which insufficient information is available to classify it otherwise.

“test” means—

- (a) for tuberculosis—a tuberculosis test under the standard definitions and rules, section 2.2; or
- (b) for another disease—an approved test.

“TN herd” means a herd that has not been classified as an IN herd for a disease and has had at least 1 negative test for the disease.’.

¹ A copy of the standard definitions and rules may be inspected during business hours at the department’s head office at 80 Ann Street, Brisbane.

Omission of s 19 (Introduction of cattle—brucellosis)**4.** Section 19—

omit.

Amendment of s 20 (Introduction of cattle—tuberculosis)**5.(1)** Section 20(1), definition “**approved feedlot**”, ‘(20)’—

omit, insert—

‘(18)’.

(2) Section 20(1), definition “**approved saleyard**”, ‘(22)’—

omit, insert—

‘(20)’.

(3) Section 20(1), definition “**approved yards**”, ‘(23)’—

omit, insert—

‘(21)’.

(4) Section 20(2), ‘“**CF herd**” ’—

omit, insert—

‘ “**CF1 herd**”, “**CF2 herd**”, “**CF3 herd**” ’.

(5) Section 20(5), ‘(14)’—

omit, insert—

‘(12)’.

(6) Section 20(5), ‘(18)’—

omit, insert—

‘(16)’.

(7) Section 20(8), (9) and (17)—

omit.

(8) Section 20(10), after ‘MN herd’—

insert—

‘, CF2 herd, CF3 herd’.

(9) Section 20(11), from ‘(12)’ to ‘CF’—

omit, insert—

‘(10), a person may introduce slaughter cattle from a CF1’.

(10) Section 20(12), ‘(11)’—

omit, insert—

‘(9)’.

(11) Section 20(12)(b), ‘18 months after attaining CF’—

omit, insert—

‘12 months after attaining CF1’.

(12) Section 20(13)—

omit, insert—

‘**(13)** A person must not introduce non-slaughter cattle from an IN herd, RD herd, SU herd or PC herd.’.

(13) Section 20(14)—

omit, insert—

‘**(14)** Subject to subsection (5), a person may introduce non-slaughter cattle from a CF1 herd, originating from an impending free area, that has not undergone a herd confirmatory test at least 12 months after attaining CF1 herd status if—

- (a) the cattle have been resident in the herd for at least 18 months; and
- (b) at least 1 negative test of the cattle has been undertaken within 30 days before introduction; and
- (c) the cattle are transported directly to an approved feedlot or other holding.’.

(14) Section 20(14A), ‘(14)(b)(iii)’—

omit, insert—

‘12(c)’.

(15) Section 20(15), ‘CF’—

omit, insert—

‘CF2’.

(16) Section 20(15), ‘18 months after attaining’—

omit, insert—

‘12 months after attaining CF1’.

(17) Section 20(16), ‘a CF herd that has never been infected, or a TN herd or an MN herd,’—

omit, insert—

‘a TN herd or an MN herd’.

(18) Section 20(19), ‘(18)’—

omit, insert—

‘(16)’.

(19) Section 20(21), ‘(20)’—

omit, insert—

‘(18)’.

(20) Section 20(1) to (24)—

renumber as section 20(1) to (22).

Omission of s 20A (Mustering, destruction and disposal of introduced cattle)

6. Section 20A—

omit.

Amendment of s 24 (Introduction of cattle, sheep, goats and deer—Johne’s Disease)

7. Section 24(2), ‘clean’—

omit, insert—

‘negative’.

Amendment of pt 4A (Disease eradication programs for bovine brucellosis and tuberculosis)

8. Part 4A, heading, **‘PROGRAMS FOR BOVINE BRUCELLOSIS AND’**—

omit, insert—

‘PROGRAM FOR’.

Omission of ss 45A and 45B

9. Sections 45A and 45B—

omit.

Replacement of s 45C (Eradication programs)

10. Section 45C—

omit, insert—

‘Eradication program

‘45A. A disease eradication program for bovine tuberculosis is established for the State.’.

Amendment of s 45D (Carrying out the programs)

11.(1) Section 45D, heading, **‘programs’**—

omit, insert—

‘program’.

(2) Section 45D(1), **‘programs’**—

omit, insert—

‘program’.

(3) Section 45D—

renumber as section 45B.

Amendment of s 46 (Interpretation)

12.(1) Section 46, heading—

omit, insert—

‘Definition for div 1’.

(2) Section 46, words before paragraph (a)—

omit, insert—

‘46. In this division—

“authorised testing person” means—’.

Amendment of s 47 (Tuberculosis testing of stock)

13. Section 47(7), from ‘Standard’ to ‘Campaign’—

omit, insert—

‘standard definitions and rules’.

Omission of pt 5, div 2 (Brucellosis)

14. Part 5, division 2—

omit.

Insertion of new ss 49 and 50

15. In part 5, division 3—

insert—

‘Definition for div 3

‘49. In this division—

“estimated market value”, of stock, means the value of the stock, decided by the chief inspector, as if the stock were—

- (a) free of disease; and
- (b) sold and delivered on the holding on which the stock are located when ordered to be destroyed or disposed of.

‘Deciding estimated market value

‘50. In deciding the estimated market value of stock, the chief inspector may consider the following—

- (a) the stocks’ age, sex and breed;
- (b) the stocks’ body condition and live weight;
- (c) the place where the stock were destroyed or disposed of;
- (d) the reasonable transport and selling costs the owner of the stock may have incurred in selling the stock if they had not been destroyed;
- (e) other matters relevant to the condition or value of the stock when the stock were destroyed or disposed of.’.

Amendment of s 51 (Compensation)

16.(1) Section 51, ‘or brucellosis’—

omit.

(2) Section 51(2), ‘30(5)’—

omit, insert—

‘30(5A) or (5C)’.

(3) Section 51(12)—

omit.

ENDNOTES

1. Made by the Governor in Council on 7 December 2000.
2. Notified in the gazette on 8 December 2000.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Primary Industries.