



ANALYSIS

<p>Title</p> <p>1. Short Title</p> <p>2. Functions of Meat Industry Authority</p> <p>3. Local authority district to be inspected meat area</p> <p>4. Export slaughterhouses</p> <p>5. Obligation of licensee to accept stock for slaughter</p> <p>6. Authority may impose conditions</p>	<p>7. Structural alterations to export slaughterhouse</p> <p>8. Repeal of certain provisions relating to rural slaughterhouses</p> <p>9. Rural slaughterhouses</p> <p>10. Regulations relating to poultry processing</p> <p>11. Repeal of provisions relating to the sale, disposition, or acquisition of an interest in export slaughterhouse or packing house</p> <p>12. Repeal of provisions relating to renewals of licences</p>
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1980, No. 75

An Act to amend the Meat Act 1964

[16 December 1980]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Meat Amendment Act 1980, and shall be read together with and deemed part of the Meat Act 1964 (hereinafter referred to as the principal Act).

2. Functions of Meat Industry Authority—Section 5K (1) of the principal Act (as inserted by section 3 of the Meat Amendment Act 1976) is hereby amended by repealing paragraphs (a) to (f), and substituting the following paragraph:

“(a) To be a licensing authority in respect of such matters as are provided for under this Act.”

3. Local authority district to be inspected meat area—

(1) Section 6 of the principal Act (as substituted by section 4 of the Meat Amendment Act 1976) is hereby amended by repealing paragraph (a) of subsection (1), subsection (2), and subsection (3).

(2) Section 22A of the principal Act (as inserted by section 19 of the Meat Amendment Act 1976) is hereby consequentially amended by repealing subsection (5), and substituting the following subsection:

“(5) Notwithstanding subsection (4) of this section, any area exempted by the Authority from being an inspected meat area before the 1st day of October 1981 shall, on or as soon as practicable after that date, be declared by the Authority by notice in the *Gazette* to be a rural meat area, and the provisions of the said subsection (4) shall accordingly not apply within that area until the publication of the said notice and then not so long as the notice remains unrevoked.”

(3) Notwithstanding subsection (1) of this section, nothing in that subsection shall affect any exemption granted by the Meat Industry Authority under section 6 (2) of the principal Act before the commencement of this section nor the power of the Authority to amend or revoke any such exemption under section 6 (3) of the principal Act after the commencement of this section.

(4) Notwithstanding subsection (1) of this section, the Authority shall, within 3 months after the commencement of this section and after consulting the Council of a local authority which has a licensed rural slaughterhouse in its district, consider whether to grant an exemption under section 6 (2) of the principal Act in any case where an exemption has not already been granted before the commencement of this section.

(5) This section shall come into force on the 1st day of July 1981.

4. Export slaughterhouses—(1) Section 28 of the principal Act (as substituted by section 23 of the Meat Amendment Act 1976) is hereby amended—

(a) By repealing subsection (2) :

(b) By omitting from subsection (3) the words “After consideration of the matters referred to in subsection (2) of this section, the Authority may, in its discretion,”, and substituting the words “The Authority shall”.

(2) Section 30 of the principal Act (as substituted by section 25 of the Meat Amendment Act 1976) is hereby amended by adding the following subsection:

“(6) The Authority may cancel the licence of an export slaughterhouse on all or any of the following grounds:

“(a) That, in the opinion of the Director-General, the premises to which the licence relates or its equipment have ceased to be suitable for the slaughter of stock or the processing of meat for human consumption:

“(b) That, in respect of the slaughterhouse, the licensee has consistently failed to comply with any directions given or conditions imposed in accordance with this Act.”

(3) Section 32 of the principal Act (as substituted by section 27 of the Meat Amendment Act 1976) is hereby repealed.

(4) Section 27 of the Meat Amendment Act 1976 is hereby consequentially repealed.

5. Obligation of licensee to accept stock for slaughter—

(1) Section 34 (1) of the principal Act (as substituted by section 28 of the Meat Amendment Act 1976) is hereby amended by omitting the words “raised and fattened”, and substituting the words “raised or fattened”.

(2) Section 34 (2) of the principal Act (as substituted by section 28 of the Meat Amendment Act 1976) is hereby amended by omitting the words “and after consultation with the Meat Producers Board and the Authority”, and substituting the words “on the recommendation of the Meat Industry Authority”.

(3) The said section 34 (2) is hereby further amended by omitting the words “all such stock as, being intended for export is,”, and substituting the words “such stock as the Minister may from time to time determine, being stock intended for export and”.

6. Authority may impose conditions—

(1) Section 36 of the principal Act (as amended by sections 30 and 54 (3) (a) of the Meat Amendment Act 1976) is hereby repealed.

(2) Section 30 and section 54 (3) (a) of the Meat Amendment Act 1976 are hereby consequentially repealed.

7. Structural alterations to export slaughterhouse—(1) Section 37 of the principal Act (as amended by section 31 of the Meat Amendment Act 1976) is hereby amended—

(a) By omitting from subsection (2) the words “or the productive capacity thereof materially increased,” and by repealing the proviso to that subsection:

(b) By repealing subsection (3).

(2) Section 31 (b) of the Meat Amendment Act 1976 is hereby consequentially repealed.

8. Repeal of certain provisions relating to rural slaughterhouses—(1) The following enactments are hereby repealed:

(a) Section 38 of the principal Act (as amended by section 2 (1) of the Meat Amendment Act 1974 and section 32 of the Meat Amendment Act 1976):

(b) Section 39 of the principal Act (as amended by section 33 of the Meat Amendment Act 1976):

(c) Section 2 (1) of the Meat Amendment Act 1974:

(d) Sections 32 and 33 of the Meat Amendment Act 1976.

(2) Section 42 (1) of the principal Act is hereby amended by omitting the words “or a rural slaughterhouse licence”.

(3) Section 78A (1) (b) of the principal Act (as substituted by section 3 (1) of the Meat Amendment Act 1978) is hereby amended by omitting the words “a rural slaughterhouse licence,”.

9. Rural slaughterhouses—(1) The principal Act is hereby amended by repealing section 40 (as substituted by section 34 (1) of the Meat Amendment Act 1976 and amended by section 2 (2) of the Meat Amendment Act 1978), and substituting the following section:

“40. (1) Every slaughterhouse which, as at the commencement of this section, is validly licensed as a rural slaughterhouse may remain licensed as such until the licence is cancelled or surrendered.

“(2) The Authority may, on the recommendation of the Director-General, cancel any rural slaughterhouse licence if it is satisfied that the rural slaughterhouse or its equipment has been allowed to fall into disrepair or to become insanitary, or that for any reason the slaughterhouse has ceased to be a suitable or adequate place for the slaughter of stock intended to provide meat for human consumption.

“(3) Except with the consent of the Director-General for the purpose of maintaining hygienic conditions or for the purpose of converting the premises to other premises to be licensed under this Act, no addition to or structural alteration of any rural slaughterhouse, or alteration of its cooling power, or addition to or alteration of its plant, fittings, or equipment shall be made, nor shall its productive capacity be materially increased.

“(4) The licence of a rural slaughterhouse continued under this section may be transferred from time to time by the Authority on payment of the prescribed fee (if any).”

(2) Section 34 of the Meat Amendment Act 1976 and section 2 (2) of the Meat Amendment Act 1978 are hereby consequentially repealed.

10. Regulations relating to poultry processing—Section 61M of the principal Act (as inserted by section 12 of the Meat Amendment Act 1968) is hereby amended by adding, as subsection (2), the following subsection:

“(2) Any regulations made under subsection (1) of this section may apply to poultry intended for sale for human consumption on either the domestic market or export market or on both.”

11. Repeal of provisions relating to the sale, disposition, or acquisition of an interest in export slaughterhouse or packing house—(1) Section 72 of the principal Act (as substituted by section 49 of the Meat Amendment Act 1976) is hereby repealed.

(2) Section 73 of the principal Act (as amended by section 3 of the Meat Amendment Act 1972 and section 50 of the Meat Amendment Act 1976) is hereby repealed.

(3) The following enactments are hereby consequentially repealed:

(a) Section 3 of the Meat Amendment Act 1972:

(b) Sections 49 and 50 of the Meat Amendment Act 1976:

(c) Section 81κ (1) of the Commerce Act 1975 (as substituted by section 22 of the Commerce Amendment Act 1976).

12. Repeal of provisions relating to renewals of licences—(1) Section 5L (2) of the principal Act (as inserted by section 3 of the Meat Amendment Act 1976) is hereby amended by omitting the word “renew,”.

(2) Section 5N (4) of the principal Act (as so inserted) is hereby amended—

(a) By omitting the word “renewed”;

(b) By repealing paragraph (b).

(3) Section 5o of the principal Act (as so inserted) is hereby repealed.

(4) Section 17 of the principal Act (as substituted by section 15 of the Meat Amendment Act 1976) is hereby amended—

(a) By omitting from subsection (1) the words “may refuse to renew any abattoir licence or”;

(b) By omitting from subsection (2) the words “refuse to renew”, and substituting the word “cancel”.

(5) Section 18 of the principal Act (as substituted by section 16 of the Meat Amendment Act 1976) is hereby repealed.

(6) Section 30 of the principal Act (as substituted by section 25 of the Meat Amendment Act 1976 and amended by section 4 (2) of this Act) is hereby amended—

(a) By omitting from subsection (2) the words “, unless sooner cancelled or surrendered, continue in force until the 30th day of June next after the date on which the licence takes effect”, and substituting the words “continue in force until cancelled or surrendered”;

(b) By omitting from subsection (3) the word “renewed”, and substituting the word “transferred”;

(c) By repealing subsection (4):

(d) By omitting from subsection (5) the word “renewal” and substituting the word “transfer”.

(7) Section 31 of the principal Act (as amended by section 6 of the Meat Amendment Act 1968) is hereby amended—

(a) By omitting the words “or renewed” wherever they appear:

(b) By omitting from subsection (2) the words “or the renewal of any such licence”.

(8) Section 41A of the principal Act (as substituted by section 35 (2) of the Meat Amendment Act 1976) is hereby amended—

(a) By omitting from subsection (2) the words “, unless sooner cancelled or surrendered, continue in force until the 30th day of June next after the date on which the licence takes effect”, and substituting the words “continue in force until cancelled or surrendered”:

- (b) By repealing subsections (3) and (7):
- (c) By omitting from subsection (5) and from subsection (6) the words "refuse to renew", and substituting in both places the word "cancel".
- (9) Section 47A (6) of the principal Act (as inserted by section 37 (1) of the Meat Amendment Act 1976) is hereby amended by omitting the word "renewal".
- (10) Section 53 of the principal Act (as substituted by section 42 (1) of the Meat Amendment Act 1976) is hereby amended—
 - (a) By omitting from subsection (2) the words " , unless sooner cancelled or surrendered, continue in force until the 30th day of June next after the date on which the licence takes effect", and substituting the words "continue in force until cancelled or surrendered":
 - (b) By repealing subsections (3) and (4):
 - (c) By omitting from subsection (5) the words "or renewal":
 - (d) By omitting from subsection (6) the words "or renew any", and substituting the words "or may cancel any existing":
 - (e) By omitting from subsection (6) (c) the words "the making of the application for renewal", and substituting the word "cancellation".
- (11) Section 61F of the principal Act (as inserted by section 12 of the Meat Amendment Act 1968) is hereby amended by repealing subsections (2), (3), and (4), and substituting the following subsection:

"(2) Every such licence shall be on a form provided by the Director-General for the purpose, and shall continue in force until cancelled or surrendered."
- (12) Section 61G of the principal Act (as so inserted) is hereby amended by omitting the words "or renewal".
- (13) Section 65A (3) of the principal Act (as inserted by section 3 of the Meat Amendment Act (No. 2) 1975) is hereby amended by omitting the words "upon the renewal of the licence".
- (14) Section 66 of the principal Act is hereby amended—
 - (a) By omitting from subsection (1) the words " , unless sooner revoked or surrendered, continue in force until the 30th day of June next after the date on which the licence begins to take effect", and substituting the words "continue in force until revoked or surrendered":

(b) By repealing subsection (2):

(c) By omitting from subsection (3) the words “refuse to grant a renewal of any such licence”, and substituting the words “revoke any such licence granted”, and by omitting from the same subsection the words “expiry of the licence sought to be renewed”, and substituting the word “revocation”.

(15) Section 67 of the principal Act is hereby amended by omitting the words “before the due date of the expiry thereof”.

(16) Section 77 (1) (b) of the principal Act (as substituted by section 51 of the Meat Amendment Act 1976) is hereby amended by omitting the word “renewal”.

(17) Section 78 (1) of the principal Act (as substituted by section 52 (1) of the Meat Amendment Act 1976) is hereby amended by omitting the words “or renew”.

(18) Section 78A (1) of the principal Act (as substituted by section 3 (1) of the Meat Amendment Act 1978) is hereby amended by omitting from paragraph (c) the words “renewal or”.

(19) Section 78B of the principal Act (as inserted by section 53 of the Meat Amendment Act 1976) is hereby amended by omitting the words “or refuse an application for the renewal of any licence”.

(20) Section 83 (1) (b) of the principal Act is hereby amended by omitting the word “renewed”.

(21) Section 16 of the Meat Amendment Act 1976 is hereby consequentially repealed.

This Act is administered in the Ministry of Agriculture and Fisheries.
