

FIRST PRINT

MEAT INDUSTRY (GAME MEAT) AMENDMENT BILL 1990

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The object of this Bill is to amend the Meat Industry Act 1978 to enable the processing and sale of game meat (including kangaroo meat) for human consumption. At present kangaroo meat may be sold only as animal food.

The Bill also amends the National Parks and Wildlife Act 1974 to provide that a fauna dealer's licence is not required for the retail sale of game meat.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides for the proposed Act to commence on a day or days to be appointed by proclamation.

Clause 3 is a formal provision that gives effect to the Schedule of amendments to the Meat Industry Act 1978.

Clause 4 is a formal provision that gives effect to the Schedule of amendments to the National Parks and Wildlife Act 1974.

SCHEDULE 1 - AMENDMENT OF MEAT INDUSTRY ACT 1978

Schedule 1 (1) inserts new definitions of "game animal" (being kangaroo or other animal declared to be a game animal by the Minister) and "game meat", and amends consequentially the definitions of "meat market", "meat processing plant", "meat van", "offal", "processed meat" and "retail butcher's shop" to include game meat in those expressions.

Schedule 1 (2) ensures that regulations may be made for different classes of licences relating to premises or vehicles, including different classes of licences in respect of game meat. In order to deal with game meat, a separate class of meat van licence is proposed to be prescribed for vehicles used to transport game animals after

Meat Industry (Game Meat) Amendment 1990

they are killed and a separate class of meat processing plant licence is proposed to be prescribed for dealing with game meat carcasses.

Schedule 1 (3) makes an amendment consequent on the amendment made by Schedule 1 (2).

Schedule 1 (4) enables meat inspectors to condemn game animals as unfit for human consumption or for use as animal food, or both.

Schedule 1 (5) includes game meat that was processed at a licensed meat processing plant and passed as fit for human consumption in meat that may lawfully be sold for human consumption or used as an ingredient in processed meat.

Schedule 1 (6) includes game meat that was processed at a licensed meat processing plant and passed as fit for human consumption in meat that may lawfully be stored at a restaurant or retail butcher's shop.

Schedule 1 (7) extends to game meat provisions relating to the branding and grading of abattoir meat.

Schedule 1 (8) provides that the importation of game meat into the State is to be subject to similar standards as apply to the importation of other meat for human consumption.

Schedule 1 (9) enables the New South Wales Meat Industry Authority to undertake certain functions in relation to game meat, including a market intelligence service and the purchase and sale of game meat.

Schedule 1 (10) excludes the Homebush Abattoir Corporation from exercising any function in relation to game meat.

Schedule 1 (11) excludes game meat from the provisions concerning central killing areas.

Schedule 1 (12) makes an amendment consequent on the amendment made by Schedule 1 (2).

SCHEDULE 2 - CONSEQUENTIAL AMENDMENT OF NATIONAL PARKS AND WILDLIFE ACT 1974

Schedule 2 removes the requirement of a fauna dealer's licence for the retail sale of meat from a game animal. The exclusion applies to both game meat for human consumption and for animal food, but does not apply unless a wholesale fauna dealer's licence is held by the processing plant or knackery from which the game meat was acquired.

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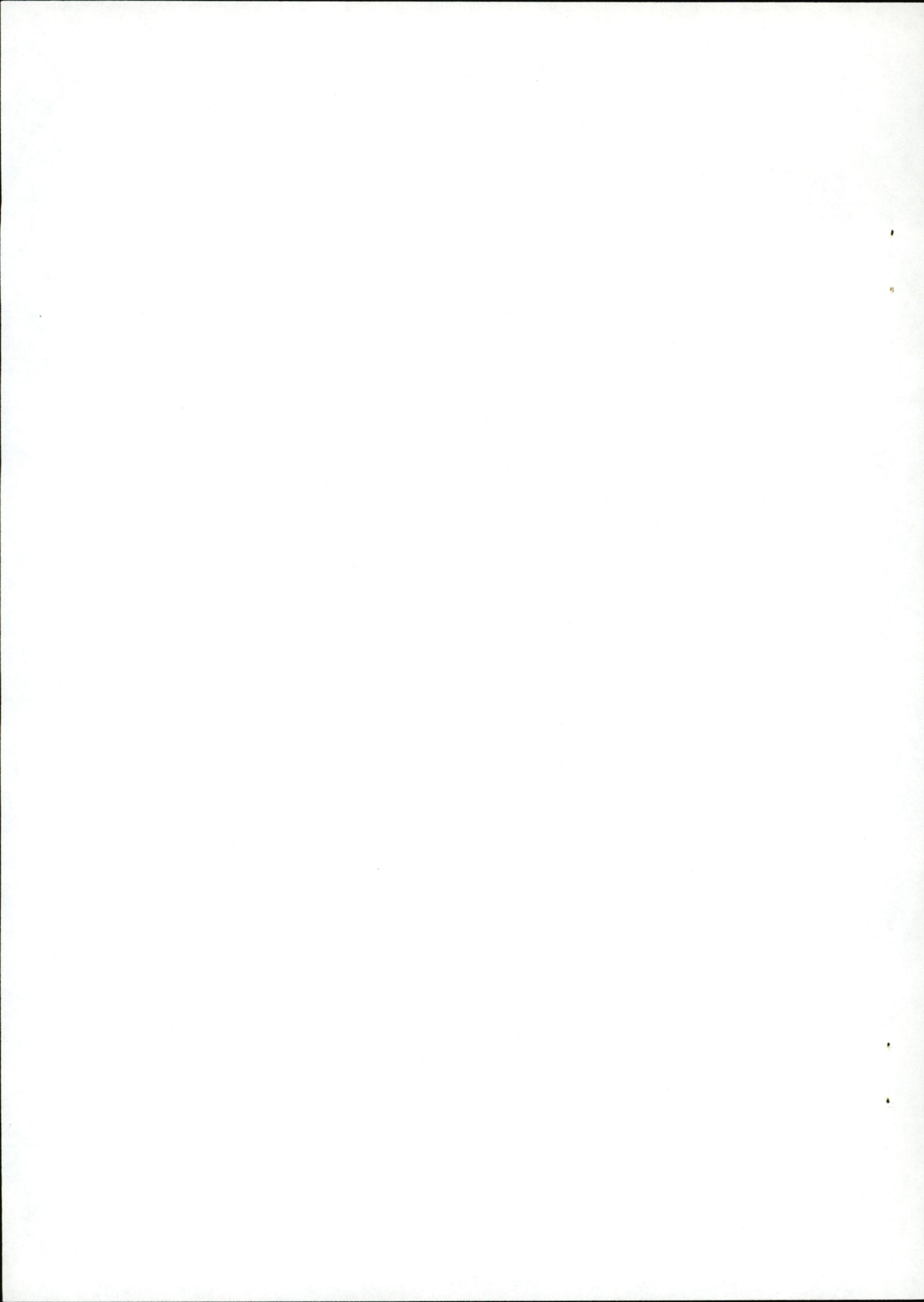


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SCHEDULE 1 - AMENDMENT OF MEAT INDUSTRY ACT 1978

SCHEDULE 2 - CONSEQUENTIAL AMENDMENT OF NATIONAL PARKS
AND WILDLIFE ACT 1974



MEAT INDUSTRY (GAME MEAT) AMENDMENT BILL 1990

NEW SOUTH WALES



No. , 1990

A BILL FOR

An Act to amend the Meat Industry Act 1978 to provide for the processing and sale of game meat for human consumption; and for other purposes.

Meat Industry (Game Meat) Amendment 1990

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Meat Industry (Game Meat) Amendment Act 1990.

Commencement

2. This Act commences on a day or days to be appointed by proclamation.

Amendment of Meat Industry Act 1978 No. 54

3. The Meat Industry Act 1978 is amended as set out in Schedule 1.

Consequential amendment of National Parks and Wildlife Act 1974 No. 80

4. The National Parks and Wildlife Act 1974 is amended as set out in Schedule 2.

SCHEDULE 1 - AMENDMENT OF MEAT INDUSTRY ACT 1978

(Sec. 3)

(1) Section 4 (**Definitions**):

(a) After the definition of "functions", insert:

"**game animal**" means kangaroo and includes any other animal that the Minister, by order published in the Gazette, declares to be a game animal for the purposes of this Act;

"**game meat**" means meat that is from a game animal and that is intended for human consumption;

(b) In the definitions of "meat market", "meat processing plant", "meat van", "processed meat" and "retail butcher's shop", after "abattoir meat" wherever occurring, insert "or game meat".

(c) In the definition of "offal", after "abattoir animal", insert "or game animal".

SCHEDULE 1 - AMENDMENT OF MEAT INDUSTRY ACT
1978 - *continued*

(2) Section 9 (**Licences**):

At the end of the section, insert:

(2) The regulations may make provision for or with respect to the issue of different classes of such licences for different types of premises or vehicles.

(3) Without limiting the generality of subsection (2), different classes of meat processing licences and meat van licences may be prescribed in relation to game meat.

(3) Section 10 (**Unlicensed operations prohibited**):

After section 10 (1), insert:

(1A) If the regulations prescribe different classes of licences for different types of premises or vehicles, a reference in this section to the holder of a licence in respect of any premises or vehicle is a reference to the holder of the relevant class of licence.

(4) Section 26 (**Condemning of abattoir animals, game animals, meat, processed meat or processed animal food**):

In section 26 (1), after "any abattoir animal," insert "any game animal,".

(5) Section 41 (**Offences as to sale of meat**):

(a) After section 41 (1) (a), insert:

(a1) in the case of meat from a game animal, the carcass from which it came was processed at a meat processing plant; or

(b) In section 41 (1) (b), after "section 43 (1)", insert "or (1A)".

(c) After section 41 (1A) (a), insert:

(a1) in the case of meat from a game animal, the carcass from which it came was processed at a meat processing plant; or

SCHEDULE 1 - AMENDMENT OF MEAT INDUSTRY ACT
1978 - *continued*

(6) Section 41A (**Offences as to storage of meat**):

(a) After section 41A (1) (a), insert:

(a1) in the case of meat from a game animal, the carcase from which it came was processed at a meat processing plant; or

(b) In section 41A (1) (b), after "section 43 (1)", insert "or (1A)".

(c) After section 41A (2) (a), insert:

(a1) in the case of meat from a game animal, the carcase from which it came was processed at a meat processing plant; or

(d) In section 41A (2) (b), after "section 43 (1)", insert ", (1A)".

(7) Section 42 (**Branding of prescribed grades or classes of meat**):

(a) In section 42 (1), after "abattoir meat", insert ", or remove from a meat processing plant any game meat,".

(b) In section 42 (1A), after "abattoir meat", insert "or game meat".

(8) Section 43 (**Importation of meat**):

After section 43 (1), insert:

(1A) No person shall bring or cause or permit to be brought into the State any game meat for human consumption unless:

(a) the game animal from which it came was slaughtered in a manner, transported in a vehicle and processed at premises that have been approved by the Authority for the purposes of this subsection or in such other circumstances as may be prescribed; and

(b) the game meat has been inspected in the prescribed manner and is accompanied by any certificates that may be prescribed.

SCHEDULE 1 - AMENDMENT OF MEAT INDUSTRY ACT
1978 - *continued*

(9) Section 46 (**Functions of the Authority**):

- (a) In section 46 (1) (c), omit "and abattoir animals", insert instead ", abattoir animals or game meat".
- (b) Omit section 46 (2) (g) (ii) and (iii), insert instead:
 - (ii) purchase or sell, within or outside the State, or export abattoir animals, abattoir meat, game meat, offal or other products of abattoir animals or game animals; or
 - (iii) enter into contracts for the treatment of or the application of a manufacturing process to any abattoir meat or game meat, offal or other products of abattoir animals or game animals and sell any resulting product;

(10) Section 53 (**Functions of the Corporation**):

In section 53 (3), after "processed meat", insert "other than game meat".

(11) Section 70 (**Central killing areas**):

In section 70 (1), after "container", insert "or game meat".

(12) Section 77 (**Regulations**):

Omit section 77 (2) (g).

SCHEDULE 2 - CONSEQUENTIAL AMENDMENT OF
NATIONAL PARKS AND WILDLIFE ACT 1974

(Sec. 4)

Section 104 (**Fauna dealers**):

After section 104 (1), insert:

(1A) A person is not to be convicted of an offence arising under subsection (1) in respect of the sale by retail of meat from a game animal (within the meaning of the Meat Industry Act 1978), but only if the meat was acquired from the holder of a fauna dealer's licence under section 124.

