

THE ANIMALS (DISEASES AND IMPORTATION) ACT

REGULATIONS
(under section 12)

THE BOVINE TUBERCULOSIS (ERADICATION) REGULATIONS, 1968

(Made by the Minister on the 14th day of June, 1968)

L.N. 232/68

1. These Regulations may be cited as the Bovine Tuberculosis (Eradication) Regulations, 1968.

2. In these Regulations—

“approved” means approved by the Director;

“the Director” means the Director of Veterinary Services;

“herd” includes a herd consisting of one animal only;

“inspector” means any inspector appointed by the Governor-General under section 3 of the Act;

“the Minister” means the Minister for the time being charged with responsibility for agriculture;

“reactor” means any animal which a test carried out pursuant to regulation 3 shows to be infected, or likely to be infected, with tuberculosis.

3.—(1) The test to be used in testing cattle for tuberculosis pursuant to these Regulations shall be the single intradermal tuberculin test with PPD mammalian tuberculin or any other approved tuberculin.

(2) A test shall be carried out by a registered veterinary surgeon.

(3) The owner of an animal proposed to be tested or being tested shall inform the veterinary surgeon of the existence of any circumstances of which he may be aware, including previous use of tuberculin or johnin, which may affect the accuracy of the test.

(4) Before commencing to test any animal, the veterinary surgeon shall satisfy himself that there are no circumstances which are likely to affect the accuracy of the test.

(5) After a test the veterinary surgeon shall report the result of the test to the Minister in writing without delay and shall send copies of his report to the owner of the animal and to the Medical Officer (Health).

4. Cattle shall not be vaccinated against tuberculosis or Johne's Disease (para-tuberculosis) except with the consent of the Minister.

5. All herds of cattle, excepting any reactors from previous tests, shall be tested periodically and the owner of any herd of cattle may be required by the Director within a specified time (not less than three months from the date of service of notice upon him by the Director) to have his cattle tested for tuberculosis and the owner of such herd shall cause such tests to be carried out.

6. Where as a result of any test of cattle for tuberculosis a reactor is disclosed, the owner or person in charge of the reactor shall immediately take all practicable steps to secure the effective isolation of the reactor and its maintenance pending its being taken possession of by or on behalf of the Minister. In addition the veterinary surgeon shall cause the reactor to be branded on the left cheek with the letter "T", which shall be $3\frac{1}{4}$ inches high and $2\frac{1}{2}$ inches wide.

7.—(1) (a) Where as a result of any test of cattle for tuberculosis a reactor is disclosed, possession of the reactor may by agreement be taken by or on behalf of the Minister, and such reactor may be disposed of as the Minister thinks fit.

Schedule.

(b) In default of agreement as aforesaid, an inspector may, by notice in the form specified in the Schedule served on the owner of the reactor, require the slaughter and disposal of such reactor in accordance with the provisions of sections 8 and 9 of the Act, or the removal thereof to an approved place for slaughter, within the period specified in the notice.

(c) In case there is a failure to comply with the requirements of the said notice, an inspector may, on production, if requested, of his instrument of appointment, take possession of the reactor (such inspector being for this purpose hereby authorized to enter, accompanied by such assistants and vehicles as he may reasonably consider to be necessary, on any land or premises at any reasonable time), and such reactor shall be disposed of as the Minister thinks fit.

(2) The cost of taking possession of any cattle pursuant to subparagraph (c) of paragraph (1), and of thereafter maintaining the cattle and disposing of them, may be recovered on behalf of the Crown as a simple contract debt.

8.—(1) An inspector may, by notice in writing served on the occupier of premises on which a reactor has been disclosed, require such occupier to cleanse and disinfect specified parts of the premises within the period, and in accordance with the requirements set out in the notice.

(2) In case there is a failure to comply with the requirements of a notice under paragraph (1), the Minister may cause the requirements to be carried out, and any person carrying out the requirements on behalf of the Minister is hereby authorized to enter on the relevant premises at any reasonable time for the purpose of carrying out the requirements.

(3) The cost of carrying out the requirements of a notice under this regulation may be recovered on behalf of the Crown as a simple contract debt.

9.—(1) The owner of every herd of cattle shall keep records showing—

- (a) cattle in the herd and their identification marks and types;
- (b) births and deaths of cattle in the herd; and
- (c) cattle comprised in any movement into or out of the herd and, as respects any such movement, the date thereof, the address of the premises from or to which the movement took place, the name of the vendor or purchaser (as the case may be) and, in relation to each animal moved out of the herd, whether or not it was for slaughter:

Provided that where the number of cattle in a herd is less than five it shall not be necessary for the owner of such herd to keep the records specified in this regulation, and it shall be the duty of every such owner to give such information orally which, but for this proviso, would be recorded, to the Ministry of Agriculture.

(2) A person keeping records under this regulation shall produce the records for inspection by an inspector on demand.

(3) Where an inspector makes a demand pursuant to paragraph (2), he shall, if requested, produce his instrument of appointment for examination by the person on whom he makes the demand.

10. Any person who fails to comply with the requirements of a notice served upon him under the provisions of these Regulations shall be guilty of an offence.

SCHEDULE

(Regulation 7 (1) (b))

Notice to owner of reactor.

To.....

OF.....

I, the undersigned, being an inspector appointed under the Animals (Diseases and Importation) Act, hereby give you notice as the owner of the undermentioned animal which has reacted to a tuberculin test that—

- (1) the said animal shall be caused by you to be slaughtered or removed from your premises to an approved place at for slaughter and disposal in accordance with the provisions of sections 8 and 9 of the Animals (Diseases and Importation) Act;
- (2) such slaughter or removal must be effected within days from the date of receipt of this notice; and
- (3) in default of the slaughter or removal of the animal as specified, the Minister will take possession of the said animal and dispose of it as he thinks fit.

Dated this day of , 19 ..

Signed

Inspector.

PARTICULARS OF ANIMAL

Ear No.	Type	Breed	Description