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**AGRICULTURE**

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AG301

**WESTERN AUSTRALIAN MEAT INDUSTRY AUTHORITY ACT 1976****WESTERN AUSTRALIAN MEAT INDUSTRY AUTHORITY  
AMENDMENT REGULATIONS (No. 2) 1997**

Made by the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Western Australian Meat Industry Authority Amendment Regulations (No. 2) 1997*.

**Principal regulations**

2. In these regulations the *Western Australia Meat Industry Authority Regulations 1985\** are referred to as the principal regulations.

[\* *Published in Gazette 7 June 1985, pp. 1978-90.*  
*For amendments to 30 July 1997 see 1996 Index to Legislation of*  
*Western Australia, Table 4, p. 314, and Gazette 24 June 1997.]*

**Regulation 3 amended**

3. Regulation 3 of the principal regulations is amended —
  - (a) by inserting after the regulation designation “3.” the subregulation designation “(1)”; and
  - (b) by inserting the following subregulation —

“  
(2) In these regulations a reference to stock which is yarded for transhipment is a reference to stock which is yarded at the Midland Saleyard for the purpose of being transported from the Saleyard to another place without being offered for sale at the Midland Saleyard.  
”

**Regulation 27 amended**

4. Regulation 27 of the principal regulations is amended —
  - (a) after paragraph (a) by deleting “and”;

(b) at the end of paragraph (b) by deleting the full stop and substituting the following —

“ ; and ”; and

(c) after paragraph (b) by inserting the following paragraph —

“

(c) comply with any directions given by the Authority in relation to the care, feeding and watering of the stock.

”.

#### **Regulation 29 amended**

5. Regulation 29 (2) (b) of the principal regulations is deleted and the following paragraph is substituted —

“

(b) the stock is to be treated, for the purposes of regulations 34 and 35, as if it had been yarded for transhipment.

”.

#### **Regulation 30A inserted**

6. After regulation 30 of the principal regulations the following regulation is inserted —

“

##### **Abandoned stock**

30A. (1) If stock remains uncollected from the Midland Saleyard for more than 2 weeks —

(a) if it was yarded for sale, after it was offered for sale; or

(b) if it was yarded for transhipment, after it was delivered to the Saleyard,

and the Authority, after making reasonable efforts, is unable to identify the owner of the stock, the Authority may arrange for the sale of the stock by auction and retain the proceeds of that sale.

(2) If, within 3 months of the sale of the stock under subregulation (1), a person satisfies the Authority that he or she was the owner of the stock immediately prior to the sale, the Authority is to pay to that person an amount equal to the proceeds of the sale less —

(a) the cost of caring for the stock prior to sale;

(b) the cost of selling the stock; and

(c) any fees payable under regulation 29 (2) (b).

”.

#### **Regulation 34 amended**

7. (1) Regulation 34 (2) of the principal regulations is amended by deleting “for stock” and substituting the following —

“ for each 24 hours (or part thereof) for which stock is ”.

(2) Regulation 34 (4) of the principal regulations is repealed and the following subregulation is substituted —

“

(4) If stock which is not sold when first submitted for sale is re-submitted for sale on the same day and by the same stock agent, no fee is payable under subregulation (1) in respect of the second and each subsequent time the stock is so offered for sale.

”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.