



Victoria Government Gazette

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Livestock Disease Control Act 1994

ORDER DECLARING A CONTROL AREA TO PREVENT, CONTROL AND ERADICATE MENANGLE VIRUS AND BUNGOWANNAH VIRUS

I, Jaala Pulford, Minister for Agriculture and Minister responsible for the administration of the **Livestock Disease Control Act 1994** (the LDC Act), make the following Order under section 29 of that Act.

1. Objectives

The objectives of this Order are –

- (a) to declare a control area to prevent, control and eradicate the exotic diseases, Menangle virus infection (porcine paramyxovirus) and porcine myocarditis (Bungowannah virus infection); and
- (b) to specify the prohibitions, restrictions and requirements that are to operate in the control area; and
- (c) identify the classes or descriptions of livestock that are affected by this Order.

2. Authorising provision

This Order is made under section 29 of the LDC Act.

3. Duration of Order

The Order comes into operation upon signing and expires on 18 December 2017.

4. Revocation

The Order made under section 29 of the LDC Act by the Minister for Agriculture on 24 March 2016 declaring a control area for Menangle virus infection (porcine paramyxovirus) and porcine myocarditis (Bungowannah virus infection) and published in Government Gazette S74 on 25 March 2016, is **revoked**.

5. Control area

The whole of Victoria is declared to be a control area in respect of the exotic diseases, Menangle virus infection (porcine paramyxovirus) and porcine myocarditis (Bungowannah virus infection).

6. Class of livestock affected by this declaration

The class of livestock affected by this declaration is pigs.

7. Prohibitions, restrictions and requirements in the control area

- (1) A person who dispatches a pig for sale at a saleyard or for slaughter at an abattoir must, no later than the time of delivery, provide the person receiving the pig with a vendor declaration.
- (2) A person who dispatches a pig to a place that is not a saleyard or an abattoir must, no later than the time of delivery, provide the person receiving the pig with a vendor declaration.
- (3) Clause 7(2) does not apply if the dispatching of the pig does not involve a change of ownership and –
 - (a) the property from which the pig was dispatched can otherwise be identified at any time during the life of the pig; or
 - (b) the pig is dead at the time of the dispatch and is dispatched to a knackery.

SPECIAL

- (4) A person who receives a vendor declaration in accordance with clause 7(1) or 7(2) must retain the vendor declaration for 3 years and make it available to an inspector authorised under the LDC Act on request.
- (5) A person who receives a vendor declaration as a selling agent must provide a copy of the vendor declaration to the purchaser of any pig to which the vendor declaration relates.

Dated 23 March 2017

JAALA PULFORD
Minister for Agriculture

Notes

- 1. Section 30(1) of the **Livestock Disease Control Act 1994** provides that a person who knows, or has reason to believe, that any land, premises, place or area has been declared to be a control area must not contravene any prohibition, restriction or requirement specified in the Order which declared the control area unless the person is authorised to do so under a permit issued by an inspector and complies with any conditions set out in the permit. The penalty for non-compliance is 240 penalty units or 24 months imprisonment or both.
 - 2. Section 30(1A) of the **Livestock Disease Control Act 1994** provides that a person who contravenes any prohibition, restriction or requirement specified in an order declaring any land, premises, place or area to be a control area, where that person is not liable for an offence under subsection (1) in respect of that contravention, is guilty of an offence and liable to a penalty not exceeding 60 penalty units.
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