

SALE OF MEAT ORDINANCE 1951.⁽¹⁾

No. 55 of 1951.

An Ordinance relating to the Sale of Meat.

BE it ordained by the Administrator of the Government of the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Papua and New Guinea Act 1949-1950*, as follows:—

1. This Ordinance may be cited as the *Sale of Meat Ordinance* Short title. 1951.⁽¹⁾

2. This Ordinance shall come into operation on a date to be Commencement. fixed by the Administrator by notice⁽¹⁾ in the *Gazette*.

3.—(1.) The Ordinance and the Regulations specified in the Repeal. First Schedule to this Ordinance are repealed.

(2.) All notices⁽²⁾ or licences made or issued under the Regulations repealed by this Ordinance and in force immediately before the commencement of this Ordinance shall continue in force as if made under this Ordinance.

4. In this Ordinance, unless the contrary intention appears— Definitions.

“Inspector” means an officer appointed in pursuance of the next succeeding section as an inspector and includes, in relation to the Territory of Papua, a European member of the Royal Papuan Constabulary, and, in relation to the Territory of New Guinea, a European member of the New Guinea Police Force;

“Licensing Officer” means the District Commissioner appointed to administer the District in which an application for a licence under the provisions of this Ordinance is made, or a District Officer authorized in pursuance of the next succeeding section to exercise the powers and perform the duties of the Licensing Officer for that District;

(1) Particulars of this Ordinance are as follows:—

Date on which made by Cwlth. Administrator in Council.	Date on which notified in <i>Cwlth. Gaz.</i>	Date on which took effect.
13.11.1951	13.11.1951	22.11.1951 (Papua and N.G. <i>Govt. Gaz.</i> of 22.11.1951)

(2) Particulars of notices continued in force by Section 3 (2.) are contained in the relevant footnotes to this Ordinance.

PART A : HEALTH—

“Local Medical Authority” means, in relation to a District, a medical officer in the District, and includes, in the event of there not being a medical officer in a District at any time, the District Commissioner;

“meat” includes any portion of the dead body of an animal of the following kind—namely cattle sheep pigs goats poultry or other animal which is used for human food, but does not include tinned or preserved meats;

“person” includes a firm and a company.

Administrative arrangements.

5.—(1.) A District Commissioner may by writing under his hand authorize a District Officer to exercise and perform in respect of the District administered by that District Commissioner the powers and duties under this Ordinance of the Licensing Officer for that District.

(2.) A Local Medical Authority may by writing under his hand appoint an officer to be an Inspector for the purposes of this Ordinance.

Persons selling adulterated or unwholesome meat.

6. A person shall not—

(a) sell, or offer for sale, as food for human consumption, any meat which in whole or part is spoiled or adulterated; or

(b) exhibit for sale unwholesome meat for man or beast, or practise any deceit or fraud in respect of the quality of the meat.

Penalty: Ten pounds or imprisonment for one month.

Person not to sell uncooked meat without licence.

7.—(1.) A person shall not, unless he has first obtained from the Licensing Officer a licence in the form set out in the Second Schedule to this Ordinance, sell or offer or attempt to sell or keep or expose for sale uncooked meat within the boundaries of a town or within a distance of one mile from and outside the boundaries of a town or within an area defined by the Administrator by notice⁽³⁾ in the *Gazette*.

(2.) Application for a licence shall be made in writing to the Licensing Officer in the form set out in the Third Schedule to this Ordinance.

(3.) A licence shall not be issued unless the application bears the signed recommendation of the Local Medical Authority.

(4.) All licences shall expire on the thirtieth day of June next following the date of issue.

(3) A notice (made under Reg. 4 of the repealed *Sale of Meat Regulations 1923* and continued in force by Sec. 3) dated 1.9.1941 published in *N.G. Gaz.* of 15.9.1941 and printed in *The Laws of the Territory of New Guinea 1921-1945 (Annotated)*, Vol. II., on pp. 2435-2436, defined an area within which no persons should sell or offer or attempt to sell or keep or expose for sale any uncooked meat whatsoever without a licence.

(5.) The fee for a licence or a renewal thereof shall be the sum of Two pounds payable in advance or such other sum as may be prescribed.

8.—(1.) The Licensing Officer, the Local Medical Authority or an Inspector may enter into and upon land buildings rooms premises or a place used for or in connexion with the preparation packing storage carriage sale or delivery for sale of meat within an area within which a licence is required under this Ordinance and may examine the state and condition of the same and of all meat found therein and of all vehicles receptacles articles and things used in connexion therewith.

Licensing Officer, &c., may enter and inspect premises.

(2.) If upon inspection meat is found to be unwholesome or unfit for human consumption the Licensing Officer, Local Medical Authority or an Inspector may seize the meat and cause it to be destroyed without creating a right to compensation in the owner thereof.

9.—(1.) A person engaged in the preparation packing storage carriage or delivery for sale of meat shall by the provision of suitable and effective means at all times protect the meat from rats mice cockroaches flies spiders bugs moths and all other vermin and from unwholesome substances odours or smells.

Meat to be protected from vermin.

(2.) A person who uses a room compartment premises or place for or in the preparation packing storage carriage or delivery for sale of meat shall keep or cause to be kept the room compartment premises or place free from rats mice cockroaches flies spiders bugs moths and all other vermin and shall cause the floors of the room compartment premises or place to be constructed of some impervious material and kept in good order.

10. A person shall not permit a fowl-house stable dog-kennel pig-sty cow-house cesspool privy pan closet or urinal to be in or about or within a distance of twelve feet from a room compartment premises or place used for or in connexion with the preparation packing storage carriage or delivery for sale of meat.

Sources of contamination.

11. A person shall not allow an animal to stay or be in or upon a room compartment premises or place used for or in connexion with the preparation packing storage sale or offering or exposure for sale of meat.

Animals.

12. A person shall not prepare pack store or deliver for sale or offer or expose for sale any meat in a room compartment or place which is at any time used as a sleeping compartment or in which anything is kept or work or an occupation carried on which is likely to contaminate the meat or affect injuriously its wholesomeness or cleanliness.

Meat storage room used as sleeping compartment.

PART A : HEALTH—

Smoking.

13.—(1.) A person shall not spit smoke or chew tobacco whilst engaged in the preparation packing storage carriage or delivery of meat for sale or whilst in a room compartment premises or place used for or in connexion therewith.

(2.) The provisions of the last preceding sub-section shall not apply to the packing storage carriage or delivery of meat enclosed in a hermetically sealed container.

Clothes.

14. A person engaged in the preparation packing storage carriage or delivery for sale of meat shall when so engaged keep and maintain his clothes and body clean.

Handling of
meat by
infected
persons.

15. A person who is suffering from a contagious or infectious disease (including venereal disease) shall not prepare pack store carry deliver hawk or handle in any way meat intended for the use of others.

Meat being
carried.

16.—(1.) A person shall not carry for sale or delivery on the footboard or any part of the exterior of a vehicle any meat for sale unless the meat is contained in a box or receptacle so constructed as to protect the meat from contamination by dust or flies.

(2.) A person shall not carry or transport through a street road or place any meat intended for sale unless the meat is adequately protected from flies and as far as practicable from dust.

Meat coming
into contact
with unclean
material.

17. A person shall not pack wrap or carry meat in such a manner that the meat can or may come into contact with paper cloth or other material which is not clean or with paper on which there is writing or printing.

Meat once
delivered.

18. A person shall not sell or offer or expose for sale any meat which has previously been delivered at a house or to a person or which has previously left the possession of him or his servants or agents.

Machinery, &c.,
likely to
contaminate.

19. A person shall not use a vehicle receptacle article utensil tool vessel fitting machinery or other appliance or thing for or in connexion with the preparation packing storage carriage or delivery for sale of meat for any other purpose or which has been used for any other purpose if that other use is likely to contaminate or injuriously affect the wholesomeness or cleanliness of the meat.

Carrying in
manure
container.

20. A person shall not pack store enclose or carry or consign meat for sale in a box or sack or other receptacle which has at any time contained or has been used for the conveyance or storage of bone dust, superphosphate or any other manure or mixture of manures.

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21.—(1.) A person shall not keep store expose or offer for sale any meat otherwise than in a building constructed and arranged so that ventilation openings other than the street door and windows are provided either in the back or side wall thereof. Storage place for meat.

(2.) The means of ventilation shall always be in operation and shall be covered with flyproof wire gauze and shall have an effective area equal to not less than two per centum of the floor space of the building and every doorway in the building shall be provided with a light swing frame closely fitting and self closing and covered with flyproof wire gauze.

22. A person who uses a building store shop counter premises stand or place in or upon which any meat is sold or offered or exposed or prepared for sale shall remove or cause to be removed daily all waste matter from the building store shop counter premises stand or place and shall not cast deposit or allow to remain any meat fat offal bones or other waste matter in a manure heap or pit or upon a part of the building store shop counter stand or place other than in a suitably covered receptacle provided for the purpose. Premises to be kept clean.

23. A person shall not sell or expose or store for sale or have in his possession for sale or delivery or expose for human consumption on a counter or in a bar restaurant or other premises any meat unless the meat is protected from flies and as far as practicable from dust by storage in a covered receptacle or by means of metal glass or other suitable covers or by protection of all open windows ventilators and apertures by means of fly proof wire gauze or other similar and effective material and by providing automatically closing doors made of the same or a similar and effective material. Protection from flies, &c.

24. A person engaged in the preparation packing storage carriage or delivery for sale of any meat shall keep or cause to be kept clean all vehicles vessels fittings machinery or other appliances used for or in connexion with the preparation packing storage carriage or delivery for sale. Appliances, &c., to be cleansed.

25.—(1.) A person shall not use for the carriage or transport of meat for sale a vehicle which is not kept constantly clean and in good repair and such a vehicle shall be thoroughly scraped and washed or otherwise cleansed at the conclusion of each day during which it is used. Vehicles to be cleaned.

(2.) If straw is used in the vehicle the straw shall be renewed daily.

26. A person shall not use a vehicle for the carriage or delivery of meat for sale which is not so constructed with due regard to Vehicles to be fly proof.

PART A : HEALTH—

ventilation as to prevent access of flies and dust into the interior of the vehicle and the vehicle shall at all times be kept closed except when in use for loading or unloading.

Standing meat on footpath.

27. A person shall not place or allow to stand on a public footpath or pavement any meat for sale or a package or other vessel or utensil used for the carriage of that meat.

Contaminating substances.

28. A person shall not use for or in connexion with the preparation storage packing carriage or delivery of meat for sale a vessel or utensil the substance construction or condition of which is likely to contaminate meat.

Exposing to sun.

29. A person shall not unless in the actual process of conveyance store meat for sale in the direct rays of the sun.

Meat not to protrude beyond shop.

30. A person shall not place hang expose or allow to protrude either wholly or in part beyond the line of the glass or gauze of the window or door of a shop or premises meat for sale.

Clothes to be worn.

31. All persons who are employed or engaged in the wholesale or retail storage or delivery of meat for sale whether in a shop or not or in the transport carriage or delivery for sale of meat shall at all times while so employed or engaged wear overalls of washable material which shall completely cover the clothes or aprons of washable material reaching from the neck to below the knee and the overalls or aprons shall at all times be kept thoroughly clean.

Trays, &c., to be cleaned.

32. A person shall not use a basket or tray for the carrying or conveyance of meat for sale unless the basket or tray is thoroughly cleansed daily.

Clean towels to be provided.

33. All persons engaged in the sale of meat shall provide clean towels for the use of operatives.

Ordinance to be displayed.

34. A copy of this Ordinance shall be conspicuously displayed in every place where meat is prepared packed or stored for sale and shall be constantly maintained there in a clean visible and legible condition by the proprietor manager or person in charge thereof.

Penalties.

35.—(1.) A person who commits a breach of this Ordinance shall, where no other penalty is provided, be liable to a penalty of Twenty pounds or imprisonment for two months.

(2.) The Licensing Officer may cancel the licence of a person convicted for a breach of this Ordinance.

Regulations.

36. The Administrator may make regulations⁽⁴⁾ not inconsistent with this Ordinance prescribing all matters required or permitted to be prescribed or necessary or convenient to be prescribed, for carrying out or giving effect to this Ordinance.

(4) No Regulations have been made before 1.1.1952.

THE SCHEDULES.

FIRST SCHEDULE.

Section 3.

ORDINANCE AND REGULATIONS OF THE TERRITORY OF NEW GUINEA.

Sale of Meat Ordinance 1925.(5)

Sale of Meat Regulations 1923.(6)

Amending Regulation dated 30.4.1925 and published in *New Guinea Gazette* on 15.5.1925.(6)

Amending Regulation dated 9.6.1930 and published in *New Guinea Gazette* on 16.6.1930.(6)

Amending Regulation dated 17.5.1932 and published in *New Guinea Gazette* on 31.5.1932.(6)

Amending Regulation (1937, No. 8) dated 24.2.1937 and published in *New Guinea Gazette* on 15.3.1937.(6)

Amending Regulations (1941, No. 6) dated 26.8.1941 and published in *New Guinea Gazette* on 15.9.1941.(6)

SECOND SCHEDULE.

Section 7.

TERRITORY OF PAPUA AND NEW GUINEA.

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LICENCE TO KEEP AND SELL MEAT.

of having paid the
fee of Two pounds is hereby licensed to keep for sale and sell meat at
(a) during the year ending the
thirtieth day of June, 19 subject to the provisions of the *Sale of Meat
Ordinance 1951.*

Dated the _____ day of _____, 19 .

Licensing Officer.

(a) Here insert situation and description of premises where meat to be sold.

THIRD SCHEDULE.

Section 7.

TERRITORY OF PAPUA AND NEW GUINEA.

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APPLICATION FOR LICENCE TO SELL AND KEEP MEAT.

Name of Applicant.

Address.

Occupation. Nationality.

Description and situation of premises where meat to be sold.

Dated the _____ day of _____, 19 .

Signature of Applicant.

Local Medical Authority.

(5) Printed in *The Laws of the Territory of New Guinea 1921-1945 (Annotated)*, Vol. II., on p. 2427.

(6) Printed in *The Laws of the Territory of New Guinea 1921-1945 (Annotated)*, Vol. II., on pp. 2428-2434.