

## TASMANIA

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# VETERINARY SURGEONS AMENDMENT BILL 2015

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**VETERINARY SURGEONS AMENDMENT BILL  
2015**

*(Brought in by the Minister for Primary Industries and Water,  
the Honourable Jeremy Page Rockliff)*

**A BILL FOR**

**An Act to amend the *Veterinary Surgeons Act 1987***

Be it enacted by Her Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

**1. Short title**

This Act may be cited as the *Veterinary Surgeons Amendment Act 2015*.

**2. Commencement**

This Act commences on the day on which this Act receives the Royal Assent.

**3. Principal Act**

In this Act, the *Veterinary Surgeons Act 1987*\* is referred to as the Principal Act.

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\*No. 104 of 1987

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**4. Section 4 amended (Constitution of Veterinary Board of Tasmania)**

Section 4 of the Principal Act is amended as follows:

- (a) by omitting from subsection (4)(c) “the Australian Veterinary Association (Tasmanian Division)” and substituting “a body determined by the Minister”;
- (b) by omitting subsection (7).

**5. Section 5B amended (Board to declare veterinary service standards)**

Section 5B(2) of the Principal Act is amended as follows:

- (a) by omitting from paragraph (a) “veterinary practitioner” and substituting “registered veterinary surgeon or registered veterinary specialist”;
- (b) by omitting from paragraph (b) “veterinary practitioner” and substituting “registered veterinary surgeon or registered veterinary specialist”.

**6. Section 8 amended (Protection for members of the Board, &c.)**

Section 8 of the Principal Act is amended by inserting “an inspector” after “Registrar,”.

**7. Section 18 amended (Application for registration)**

Section 18 of the Principal Act is amended by inserting after subsection (3) the following subsection:

- (3A) Registration may be subject to such terms and conditions as the Board considers appropriate.

**8. Section 21A amended (Initial registration fee)**

Section 21A of the Principal Act is amended as follows:

- (a) by omitting from paragraph (a) “January” and substituting “July”;
- (b) by omitting from paragraph (a) “31 March” and substituting “30 September”;
- (c) by omitting from paragraph (b) “April” and substituting “October”;
- (d) by omitting from paragraph (b) “30 June” and substituting “31 December”;
- (e) by omitting from paragraph (c) “July” and substituting “January”;
- (f) by omitting from paragraph (c) “30 September” and substituting “31 March”;
- (g) by omitting from paragraph (d) “October” and substituting “April”;

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- (h) by omitting from paragraph (d) “31 December” and substituting “30 June”.

**9. Section 22 amended (Annual registration fee)**

Section 22 of the Principal Act is amended as follows:

- (a) by omitting from subsection (1) “January” and substituting “July”;
- (b) by omitting from subsection (1) “that year” and substituting “the financial year commencing on that date”;
- (c) by inserting the following subsection after subsection (1):
  - (1A) If a person does not pay the relevant fee before 1 July, the Board may require payment of an additional late fee.
- (d) by inserting in subsection (2) “, and any additional late fee,” after “that fee”;
- (e) by inserting in subsection (3) “, and any additional late fee,” after “fee”;
- (f) by inserting in subsection (3) “or her” after “his”;
- (g) by inserting the following subsection after subsection (3):
  - (4) A person who was, immediately before the commencement of the

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*Veterinary Surgeons Amendment Act 2015*, registered as a veterinary surgeon is to pay one half of the relevant fee for registration for the period from 1 January to 30 June 2016, inclusive.

**10. Section 26 amended (Notification of intention to provide veterinary services)**

Section 26 of the Principal Act is amended as follows:

- (a) by inserting in subsection (1) “, or a sole practitioner who,” after “partnership that”;
- (b) by inserting in subsection (2) “, sole practitioner” after “on the company”;
- (c) by inserting in subsection (2) “the sole practitioner or” after “by”;
- (d) by inserting in subsection (3) “, sole practitioner” after “subsection (2), the Board may refuse to include the company”;
- (e) by inserting in subsection (3) “, sole practitioner” after “until the company”;
- (f) by inserting in subsection (3) “, sole practitioner” after “provided, the Board may refuse to include the company”.

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**11. Section 41 amended (Interpretation of Part VI)**

Section 41(2)(b) of the Principal Act is amended by inserting “, section 18(3A)” after “section 11A(1)”.

**12. Section 48 amended (Informal proceedings)**

Section 48 of the Principal Act is amended as follows:

- (a) by inserting in subsection (1) “registered veterinary surgeon or registered veterinary specialist or a” after “investigation a”;
- (b) by inserting in subsection (1) “or she” after “he”;
- (c) by inserting in subsection (1) “or her” after “requiring him”;
- (d) by inserting in subsection (1) “or her” after “enabling him”;
- (e) by inserting in subsection (3)(a) “or she” after “he”;
- (f) by inserting in subsection (3)(a) “or her” after “him”;
- (g) by inserting in subsection (3)(b) “or she” after “he”;
- (h) by inserting in subsection (5) “or her” after “him”.



**13. Section 54A amended (National coordination of registration and registration information)**

Section 54A(2) of the Principal Act is amended by omitting paragraph (d) and substituting the following paragraph:

- (d) giving a caution under section 48(3)(a);

**14. Section 56 amended (Service of documents)**

Section 56(1) of the Principal Act is amended as follows:

- (a) by omitting paragraph (b) and substituting the following paragraph:
  - (b) by post, facsimile or email directed to the person; or
- (b) by omitting subparagraph (iii) from paragraph (c) and substituting the following subparagraph:
  - (iii) by post, facsimile or email directed to the secretary of the company; or
- (c) by omitting subparagraph (iii) from paragraph (d) and substituting the following subparagraph:
  - (iii) by post, facsimile or email directed to a partner in the partnership.

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**15. Section 57 amended (Fees)**

Section 57 of the Principal Act is amended by inserting after subsection (2) the following subsection:

(2A) The Board may waive, wholly or in part, any fee payable under this Act.

**16. Repeal of Act**

This Act is repealed on the three hundred and sixty fifth day from the day on which it commences.