

SOUTH AUSTRALIA

APIARIES REGULATIONS 1988

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REGULATIONS UNDER THE APIARIES ACT, 1931

Apiaries Regulations, 1988

being

No. 208 of 1988: *Gaz.* 22 September 1988, p. 1138

as varied by

No. 158 of 1990: *Gaz.* 2 August 1990, p. 483

No. 238 of 1993: *Gaz.* 27 October 1993, p. 1941¹

No. 191 of 1996: *Gaz.* 22 August 1996, p. 793²

No. 146 of 1999: *Gaz.* 1 July 1999, p. 66³

¹ Came into operation 27 October 1993: reg. 2.

² Came into operation 22 August 1996: reg. 2.

³ Came into operation 1 July 1999: reg. 2.

Note: Asterisks indicate repeal or deletion of text. For further explanation see Appendix.

Citation

1. These regulations may be cited as the *Apiaries Regulations, 1988*.

Interpretation

2. In these regulations, unless the context otherwise requires—

"the Act" means the *Apiaries Act, 1931*.

Revocation

3. The regulations made under the Act (see *Gazette*, 20 December, 1973, p. 3429) as varied, are revoked.

Prescribed diseases

4. The following diseases of or affecting bees are prescribed for the purposes of the Act:

American Foul Brood;
European Foul Brood;
Sac Brood;
Para Foul Brood;
Wax Moth infestation;
Acariasis;
Braula coeca;
Nosema disease;
Chalk Brood;
Varroa jacobsonii;
Kashmir virus;
Black queen cell virus;
Acute bee paralysis;
Chronic bee paralysis;
Tropilaelaps clarea.

Notifiable diseases

5. The following diseases are prescribed as notifiable diseases for the purposes of the Act:

American Foul Brood;
European Foul Brood;
Acariasis;
Chalk Brood;
Braula coeca;
Varroa jacobsonii;
Tropilaelaps clarea.

Definition of frame-hive

6. (1) For the purposes of section 3 of the Act, a frame-hive must conform to the following requirements as to its construction and the fitting of movable frames:

- (a) the hive must consist of a box with a lid that is removable so that the movement of bees in and out of the frame-hive may be easily controlled;
- (b) the box must be fitted with movable frames supported inside the box so that they stand on edge in a vertical position;

3.

(c) each movable frame must—

- (i) have inserted at its centre a flat sheet of impressed bees-wax covering at least one-eighth of the area of the frame;
- (ii) be separated from all inner surfaces of the box and any other movable frame placed above it by a space of at least eight millimetres;

and

- (iii) be placed inside the box so that it can be easily removed for inspection.

Registration as beekeeper

7. (1) A person applying for registration, or renewal of registration, as a beekeeper must complete a form in the form of schedule 1 and post or deliver it to the office of the chief inspector together with the fee prescribed by this regulation.

(2) The applicant must furnish with the application such information as is required in the application form.

(3) The prescribed fee for registration or renewal of registration as a beekeeper is comprised of three annual instalments of the following amount:

(a) \$15; plus

(b) 40 cents for each frame-hive in use at the time of payment.

(3a) Each instalment is payable annually in advance.

(4) The Minister must, on application by a beekeeper within 6 months after commencement of a period of registration, refund the amount paid by the beekeeper under subregulation (3)(b) in respect of the registration period.

* * * * *

Registered beekeeper to notify change of address

9. A registered beekeeper must within one month of changing address notify the chief inspector of his or her new address.

Penalty: \$500.

Application for compensation

10. (1) An application for compensation must be made by completing a form in the form of schedule 2 and posting or delivering it to the Minister.

(2) The applicant must furnish with the application such information as is required in the application form.

Maximum amount of compensation

11. The maximum amount of compensation payable to a beekeeper under section 8c of the Act is \$40.00 for each hive (including any bees, combs or appliances in the hive) destroyed or sterilized and such that no more than \$1 600 is payable to the beekeeper as compensation in any three year period of registration referred to in section 5(3) of the Act.

Movement of hives

12. Within seven days of moving a hive from one location to another, a registered beekeeper must post or deliver to the chief inspector a notice in writing that sets out the following particulars:

- (a) the date the hive was moved;
 - (b) the location from which the hive was moved;
 - (c) the location to which the hive has been moved;
- and
- (d) the number of hives moved.

Penalty: \$500.

Application for registration of a brand

13. A person seeking to be allotted a brand for the purposes of section 13a of the Act must post or deliver to the office of the chief inspector an application in writing containing the following particulars:

- (a) the name and address of the applicant;
 - (b) the number of hives owned by the applicant;
 - (c) the place where the hives are or will be located;
- and
- (d) the brand sought, indicating the combination of letters sought—
 - (i) as a first preference;and
 - (ii) as a second preference.

Prescribed manner for branding hives

14. (1) For the purposes of section 13a of the Act, a hive must be branded in the following manner:

- (a) the brand must appear on a vertical face of the hive;
 - (b) subject to subregulation (2), the brand must be located as near as possible to the centre of the face of the hive;
 - (c) the brand may appear on a metal plate attached to the face of the hive or be burned, stencilled, embossed, carved or etched directly on or into the face of the hive;
- and
- (d) the letters included in the brand must be at least 30 millimetres in height.

5.

(2) Where a face of a hive has previously been branded, subsequent brands must be located on the same face, the first such brand being placed in the top left hand corner of that face and each subsequent brand being placed in the next corner proceeding clockwise.

False statements in applications

15. A person who knowingly makes a false or misleading statement in—

(a) an application for registration or renewal of registration;

or

(b) an application for compensation,

is guilty of an offence.

Penalty: for a first offence—\$500;

for a second or subsequent offence—\$5 000.

SCHEDULE 1
Application for Registration

This application must be completed and returned with the relevant fee to the Apiary Registration Section, Primary Industries & Resources (SA) GPO Box 1671, ADELAIDE, 5001 by / /

A maximum penalty of \$5 000 is applicable for failure to register under the Apiaries Act 1931.

PERSONAL DETAILS OF APPLICANT	
Name (<i>first and surname</i>)	
Trading name (<i>if applicable</i>)	
Postal address	Postcode
Telephone number (<i>including mobile number</i>)	
Facsimile number	

HIVE DETAILS	
Name of person working bees	
Number of frame-hives	
Number of nucleus hives	
Registered brand*	

* **NOTE:** *New applicants are required to complete a "Registration of a Brand" form before a brand is issued by Primary Industries and Resources SA.*

Honey packers have provided a commitment to support the *Mandatory Disease Control* program by testing all their suppliers' honey for American Foul Brood annually. To help us monitor the progress of disease control within the industry, please indicate to whom you supplied honey within the last 12 months.

HONEY PACKER(S) SUPPLIED (<i>You may tick more than one box.</i>)	√
Capilano Honey Limited	
Leabrook Farms	
Green's Foods Limited	
Sanitarium Health Food Company	
Beerenberg Strawberry Farm	
Gilbert's Honey	
Other (please specify)	

7.

FEE PAYABLE (<i>first annual instalment</i>)	\$
\$15	15.00
40 cents for each frame-hive in use	+
TOTAL PAYABLE	

The information in this application is true to the best of my knowledge and belief.

SIGNATURE OF APPLICANT

SCHEDULE 2

APIARIES ACT, 1931

DEPARTMENT OF AGRICULTURE, SOUTH AUSTRALIA

APPLICATION FOR COMPENSATION

(Regulation 10)

I of
.....
.....
Name

.....
.....
.....
Address Postcode

make application for compensation under section 8c of the *Apiaries Act, 1931*.

The following information is supplied in support of my application:

1. I am a registered beekeeper.

2. The items in respect of which compensation is claimed are as follows:

(describe items)

3. The items in respect of which compensation is claimed—

- (a) were located at ;
- (b) were *infected with/affected by American Foul Brood on , 19 ;
- (c) were *destroyed/sterilized by an inspector at on , 19 ;
- (d) are valued at \$;
- (e) were not brought into the State after having been *infected with/affected by the disease.

4. The amount stated in paragraph 3(d) was agreed to as representing the value of the items by an inspector at on , 19 .

I do solemnly and sincerely declare that the information contained in this application is true. And I make this solemn declaration conscientiously believing the same to be true. And by virtue of the *Oaths Act, 1936*.

Declared by)
at)
the day of , 19)

Before me

* Delete as appropriate

APPENDIX

LEGISLATIVE HISTORY

Regulation 7(3):	varied by 158, 1990, reg. 2; substituted by 238, 1993, reg. 3; 191, 1996, reg. 3; 146, 1999, reg. 3
Regulation 7(3a):	inserted by 146, 1999, reg. 3
Regulation 7(4):	inserted by 191, 1996, reg. 3
Regulation 8:	revoked by 238, 1993, reg. 4
Schedule 1:	varied by 238, 1993, reg. 5; substituted by 146, 1999, reg. 4