



*Brands Act 1915*

# **Brands Regulation 2012**

**Current as at 1 July 2017**





## Queensland

# Brands Regulation 2012

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# Brands Regulation 2012

## Part 1 Preliminary

### 1 Short title

This regulation may be cited as the *Brands Regulation 2012*.

## Part 2 Districts

### 2 Appointed districts—Act, s 34(3)

The districts appointed under section 34(3) of the Act are the districts shown on copies of miscellaneous plans M.391 and M.392 held by the registrar.

*Editor's note—*

Copies of the plans are available for inspection at the registrar's office at 80 Ann Street, Brisbane.

## Part 3 Brands and earmarks

### Division 1 Shapes, patterns and positions

#### 3 Horse and cattle brands

The shapes and patterns for horse and cattle brands that may be allotted and registered under section 6(1) of the Act are in schedule 1.

*Note—*

For the positions of the brands, see section 7 of the Act.

#### **4 Cattle earmarks**

- (1) The shapes and patterns for cattle earmarks that may be allotted and registered under section 6(1) of the Act are in schedule 2.
- (2) For section 6C(3) of the Act, the prescribed positions of cattle earmarks are in schedule 3.

#### **5 Sheep brands**

- (1) A sheep brand that may be allotted and registered under section 10(1) of the Act must consist of—
  - (a) 1 or 2 letters of the alphabet; or
  - (b) 1 or 2 numerals; or
  - (c) 1 letter and 1 numeral; or
  - (d) a sign or symbol.

*Note—*

For the position of a sheep brand, see section 10(3) of the Act.

- (2) In this section—  
*numeral* means a whole number from 0 to 9, both inclusive.

#### **6 Sheep earmarks**

- (1) The shapes and patterns for sheep earmarks that may be allotted and registered under section 10(1) of the Act are in schedule 4.
- (2) A sheep earmark must be made—
  - (a) for male sheep and goats, in the off side ear; or
  - (b) for female sheep and goats, in the near side ear.
- (3) The earmark must be made on the ear in a position described in schedule 5.

## 7 Pig brands

The shapes and patterns for pig brands that may be allotted and registered under section 11A(1) of the Act are in schedule 6.

*Note—*

For the position of a pig brand, see section 11A(5) of the Act.

## Division 2 Cancellation

### 8 Cancellation

(1) The registrar may, with the Minister's approval, cancel a registered brand or earmark if its registered owner has within the last 5 years been convicted of a disqualifying offence.

(2) In this section—

*disqualifying offence* means an offence—

(a) against the following provisions of the Criminal Code—

- (i) section 444B(1);
- (ii) section 445(1);
- (iii) section 447(1);
- (iv) section 448(1); or

(b) committed outside the State if the act or omission that formed the offence would have been an offence mentioned in paragraph (a) had the act or omission happened in the State.

## Part 4 Miscellaneous

### 9 Fees

The fees payable under the Act are in schedule 7.

## **Part 5**                      **Repeal**

### **10**      **Repeal of regulation**

The Brands Regulation 1998, SL No. 137 is repealed.

# Schedule 1 Shapes and patterns of horse and cattle brands

## section 3

Series	Description and Arrangement	Brand Components
A	Original registration of three-piece horse and cattle brands consisting of 2 letters and 1 numeral all in the upright position	A B C D E F G H J K L M N O P Q R S T U V W X Y Z 0 1 2 3 4 5 6 7 8 9
B	Original registration of three-piece horse and cattle brands consisting of 2 letters and 1 numeral with the second letter horizontal falling to the right	A B G D E F G H J K L M N P Q R S T U V W Y Z 0 1 2 3 4 5 6 7 8 9
C	Original registration of three-piece horse and cattle brands consisting of 2 letters and 1 numeral all in the upright position	A B G D E F G H J K L M N O P Q R S T U V W X Y Z 0 1 2 3 4 5 6 7 8 9
E	Subsequent registration of any three-piece horse and cattle brand originally registered as Series A, B, C, F, G, H, or M which has been surrendered or cancelled and which may be re-registered	As originally registered
F	Original registration of three-piece horse and cattle brands consisting of 2 letters and 1 numeral with the first letter horizontal falling to the left	As specified for Series B
G	Original registration of three-piece horse and cattle brands consisting of 2 letters and 1 device or 1 letter 1 numeral and 1 device	As specified for Series A plus the devices ◊, ♡, ♠, † except that the letter X must be used instead of the letter >X and that the letter ⊙ must not be used
H	Original registration of three-piece horse and cattle brands consisting of 2 letters and 1 device or 1 letter 1 numeral and 1 device	As specified for Series A plus the devices †, ‡, ∩, ∇ except that the letter X must be used instead of the letter >X and that the letter ⊙ must not be used
M	Original registration of three-piece horse and cattle brands consisting of 3 letters all in the upright position	As specified for Series A except that the letter X must be used instead of the letter >X and the letters ⊙ and † must not be used

# Schedule 2 Shapes and patterns of cattle earmarks

section 4(1)



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## Schedule 3      Position of cattle earmarks

section 4(2)

Position 1—the front or top of the off side ear

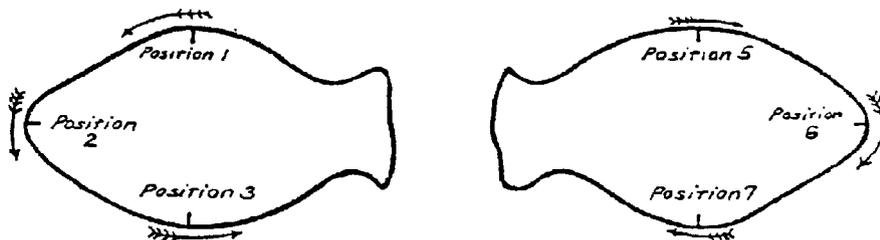
Position 2—the point of the off side ear

Position 3—the back or bottom of the off side ear

Position 5—the front or top of the near side ear

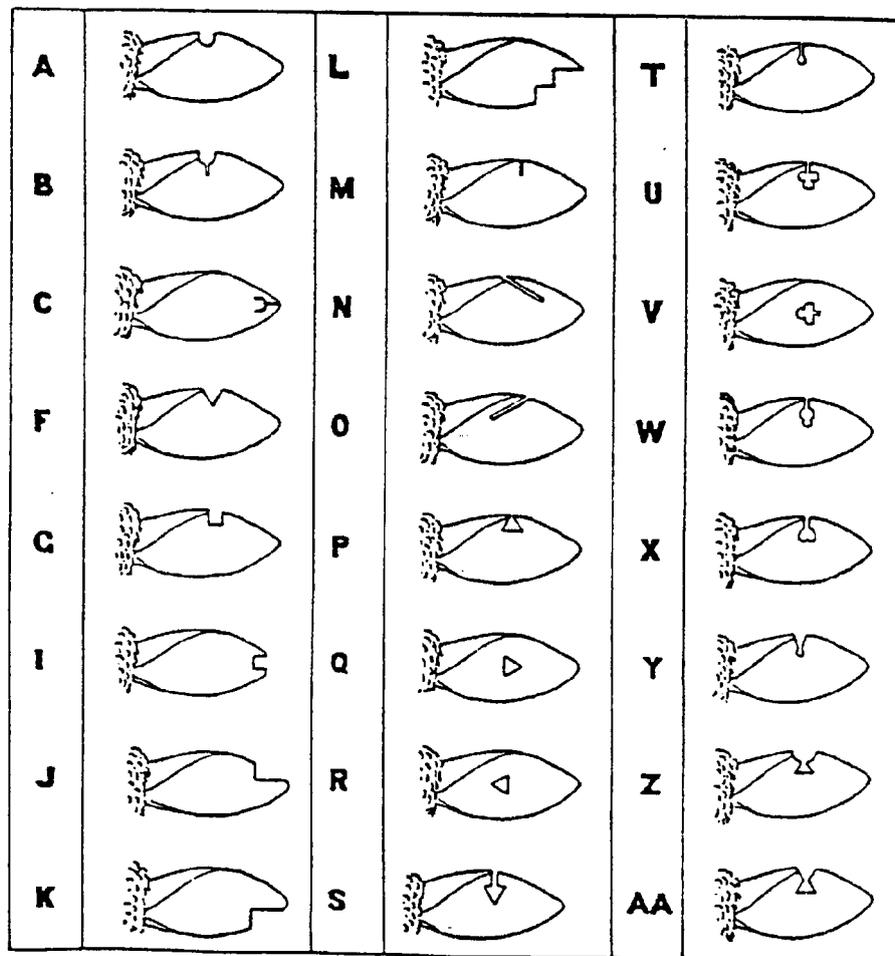
Position 6—the point of the near side ear

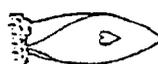
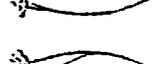
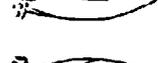
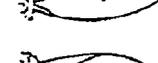
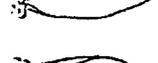
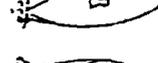
Position 7—the back or bottom of the near side ear



# Schedule 4 Shapes and patterns of sheep earmarks

section 6(1)



<b>AB</b>		<b>AQ</b>		<b>BE</b>	
<b>AC</b>		<b>AR</b>		<b>BF</b>	
<b>AD</b>		<b>AS</b>		<b>BG</b>	
<b>AE</b>		<b>AT</b>		<b>BH</b>	
<b>AF</b>		<b>AU</b>		<b>BI</b>	
<b>AG</b>		<b>AV</b>		<b>BJ</b>	
<b>AH</b>		<b>AW</b>		<b>BK</b>	
<b>AI</b>		<b>AX</b>		<b>BL</b>	
<b>AJ</b>		<b>AY</b>		<b>BM</b>	
<b>AK</b>		<b>AZ</b>		<b>BN</b>	
<b>AL</b>		<b>BA</b>		<b>BO</b>	
<b>AM</b>		<b>BB</b>		<b>BP</b>	
<b>AN</b>		<b>BC</b>		<b>BQ</b>	
<b>AO</b>		<b>BD</b>		<b>BR</b>	

<b>BS</b>		<b>CC</b>		<b>CW</b>		<b>DK</b>	
<b>BT</b>		<b>CH</b>		<b>CX</b>		<b>DL</b>	
<b>BU</b>		<b>CK</b>		<b>CY</b>		<b>DM</b>	
<b>BV</b>		<b>CL</b>		<b>CZ</b>		<b>DN</b>	
<b>BW</b>		<b>CM</b>		<b>DA</b>		<b>DO</b>	
<b>BX</b>		<b>CN</b>		<b>DB</b>		<b>DP</b>	
<b>BY</b>		<b>CO</b>		<b>DC</b>		<b>DQ</b>	
<b>BZ</b>		<b>CP</b>		<b>DD</b>		<b>DT</b>	
<b>CA</b>		<b>CQ</b>		<b>DE</b>		<b>DU</b>	
<b>CB</b>		<b>CR</b>		<b>DF</b>		<b>DV</b>	
<b>CC</b>		<b>CS</b>		<b>DG</b>			
<b>CD</b>		<b>CT</b>		<b>DH</b>			
<b>CE</b>		<b>CU</b>		<b>DI</b>			
<b>CF</b>		<b>CV</b>		<b>DJ</b>			

## Schedule 5 Position of sheep earmarks

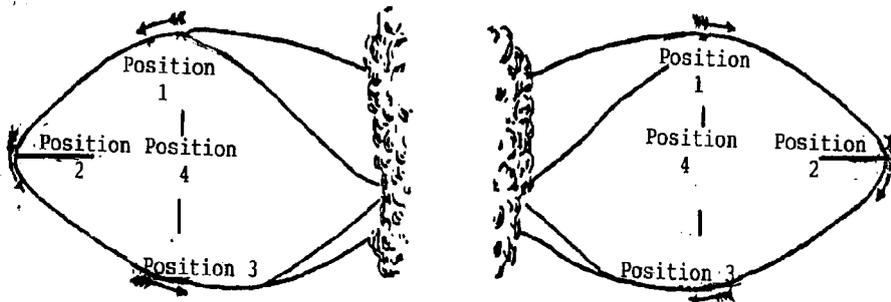
section 6(3)

Position 1—front or top of the ear

Position 2—point of the ear

Position 3—back or bottom of the ear

Position 4—centre of the ear



## Schedule 6 Shapes and patterns of pig brands

section 7

Series	Description and Arrangement	Brand Components
P Style 1	Original registration of pig brand consisting of the numeral 4 followed by 3 letters all in the upright position	A B C D E F G H J K L M N O P R S T U Y X Z 4
P Style 2	Original registration of pig brand consisting of the numeral 4 followed by 3 letters with the second letter horizontal falling to the right	As specified for Series P Style 1 except that the letters D, G, N, O, X & Z must not be used
P Style 3	Original registration of pig brand consisting of the numeral 4 followed by 3 letters the third letter horizontal falling to the left	As specified for Series P Style 2
Q	Subsequent registration of any pig brand originally registered Series P which has been surrendered, or cancelled and which may be re-registered.	As originally registered

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## Schedule 7      Fees

### section 9

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1    Registration of a 3-piece horse and cattle brand	101.40
2    Registration of a cattle earmark	101.40
3    Registration of a symbol brand	294.10
4    Transfer of a 3-piece horse and cattle brand	48.70
5    Transfer of a symbol brand	48.70
6    Registration of a sheep letter or numeral fire brand	101.40
7    Registration of a sheep letter or numeral paint brand	101.40
8    Registration of a sheep symbol fire brand	110.05
9    Registration of a sheep symbol paint brand	110.05
10   Registration of a sheep earmark	101.40
11   Transfer of a sheep letter or numeral fire brand	48.70
12   Transfer of a sheep letter or numeral paint brand	48.70
13   Transfer of a sheep symbol fire brand	48.70
14   Transfer of a sheep symbol paint brand	48.70
15   Transfer of a sheep earmark	48.70
16   Registration of a pig brand	48.70
17   Transfer of a pig brand	48.70

## 1 Index to endnotes

- 2 Key
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- 5 List of annotations

## 2 Key

### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amd	= amendment	prov	= provision
t			
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renu	= renumbered
		m	
ins	= inserted	rep	= repealed
lap	= lapsed	(retro	= retrospectively
		)	
notf	= notified	rv	= revised version
d			
num	= numbered	s	= section

<b>Key</b>	<b>Explanation</b>	<b>Key</b>	<b>Explanation</b>
<b>o in c</b>	= <b>order in council</b>	<b>sch</b>	= <b>schedule</b>
<b>om</b>	= <b>omitted</b>	<b>sdiv</b>	= <b>subdivision</b>
<b>orig</b>	= <b>original</b>	<b>SIA</b>	= <b>Statutory Instruments Act 1992</b>
<b>p</b>	= <b>page</b>	<b>SIR</b>	= <b>Statutory Instruments Regulation 2012</b>
<b>para</b>	= <b>paragraph</b>	<b>SL</b>	= <b>subordinate legislation</b>
<b>prec</b>	= <b>preceding</b>	<b>sub</b>	= <b>substituted</b>
<b>pres</b>	= <b>present</b>	<b>unnum</b>	= <b>unnumbered</b>
		<b>m</b>	
<b>prev</b>	= <b>previous</b>		

### 3 Table of reprints

A new reprint of the legislation is prepared by the Office of the Queensland Parliamentary Counsel each time a change to the legislation takes effect.

The notes column for this reprint gives details of any discretionary editorial powers under the **Reprints Act 1992** used by the Office of the Queensland Parliamentary Counsel in preparing it. Section 5(c) and (d) of the Act are not mentioned as they contain mandatory requirements that all amendments be included and all necessary consequential amendments be incorporated, whether of punctuation, numbering or another kind. Further details of the use of any discretionary editorial power noted in the table can be obtained by contacting the Office of the Queensland Parliamentary Counsel by telephone on 3003 9601 or email [legislation.queries@oqpc.qld.gov.au](mailto:legislation.queries@oqpc.qld.gov.au).

From 29 January 2013, all Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints is not continued with the relevant details for historical reprints included in this table.

<b>Reprint No.</b>	<b>Amendments included</b>	<b>Effective</b>	<b>Notes</b>
1	none	10 August 2012	
1A	2012 SL No. 161	21 September 2012	

<b>Current as at</b>	<b>Amendments included</b>	<b>Notes</b>
1 July 2013	2013 SL No. 102	
1 July 2014	2014 SL No. 113	
1 July 2015	2015 SL No. 57	
1 July 2016	2016 SL No. 99	
1 July 2017	2017 SL No. 111	

## **4 List of legislation**

### **Regulatory impact statements**

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

### **Explanatory notes**

All subordinate legislation made on or after 1 January 2011 has an explanatory note.

#### **Brands Regulation 2012 SL No. 127**

made by the Governor in Council on 9 August 2012

notfd gaz 10 August 2012 pp 1002–3

commenced on date of notification

exp 1 September 2022 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

#### **Brands Amendment Regulation (No. 1) 2012 SL No. 161**

notfd gaz 21 September 2012 pp 96–7

commenced on date of notification

#### **Agriculture and Fisheries Legislation Amendment Regulation (No. 1) 2013 SL No. 102 pts 1, 6**

notfd gaz 21 June 2013 pp 503–7

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2013 (see s 2)

#### **Agriculture and Fisheries Legislation Amendment Regulation (No. 1) 2014 SL No. 113 pts 1, 6**

notfd <[www.legislation.qld.gov.au](http://www.legislation.qld.gov.au)> 20 June 2014

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2014 (see s 2(1))

**Agriculture and Fisheries Legislation Amendment Regulation (No. 1) 2015 SL No. 57 ss 1, 2(2), pt 6**

notfd <www.legislation.qld.gov.au> 26 June 2015  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2015 (see s 2(2))

**Agriculture and Fisheries Legislation (Fees) Amendment Regulation (No. 1) 2016 SL No. 99 ss 1–2(1), pt 5**

notfd <www.legislation.qld.gov.au> 24 June 2016  
ss 1–2 commenced on date of notification  
pt 5 commenced 1 July 2016 (see s 2(1))

**Agriculture and Fisheries Legislation (Fees) Amendment Regulation 2017 SL No. 111**

notfd <www.legislation.qld.gov.au> 30 June 2017  
ss 1–2(1) commenced on date of notification  
pt 6 commenced 1 July 2017 (see s 2(1))

## **5 List of annotations**

**SCHEDULE 4—SHAPES AND PATTERNS OF SHEEP EARMARKS**

sub 2012 SL No. 161 s 3

**SCHEDULE 7—FEES**

sub 2013 SL No. 102 s 12; 2014 SL No. 113 s 12; 2015 SL No. 57 s 12  
amd 2016 SL No. 99 s 10  
sub 2017 SL No. 111 s 12

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