
AUSTRALIAN TEXEL STUD BREEDERS ASSOCIATION INCORPORATED

MISSION STATEMENT

To encourage the breeding and marketing of Texel sheep and to develop, promote and maintain the improvement of the breed.

STATEMENT OF PURPOSES

The name of the Association shall be "Australian Texel Stud Breeders Association Incorporated".

The Purposes of the Association are:

- (a) To encourage the breeding of Texel sheep and to develop, promote and maintain the purity and improvement of the breed in Australia.
- (b) To collect, record and publish information relating to Texel sheep in Australia.
- (c) To investigate the histories, pedigrees, purity, and type of sheep registered or entered for registration.
- (d) To consider and to grant or refuse any application for registration of any sheep or the transfer thereof or for the issue of a certificate for the export of sheep registered in accordance with the rules for the time being in force.
- (e) To consider all questions affecting the interests of breeders of Texel sheep.
- (f) To encourage, promote and carry out research into better methods of animal husbandry and genetics and thereby promote the development of the agricultural resources of Australia in general and the development of Texel sheep in particular.
- (g) To invest and deal with the moneys of the Association as may from time to time be determined in such manner as are incidental or conducive to the attainment of the above purposes or any of them.

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RULES

1. **Membership:**

Membership is open to any person interested in Texel sheep and shall be in four categories.

- (a) **Full Membership:** The owner of each flock registered with the Association shall be a Full Member of the Association so long as the flock remains registered. A Full Member which is a company or partnership must, and a Full Member who is an individual may appoint in writing a natural person as the nominee of that Full Member to exercise all the rights to which a Full Member is entitled under these Rules for so long as he or she remains the nominee, including the right to be elected to any position within the Association and its Committees.

If more than one natural person is nominated by a Full Member, the Full Member must state the order of precedence of those nominees. The rights of the Full Member can only be exercised by one person on any one occasion or at any one meeting, and the person with higher precedence on the nomination may exercise the rights to the exclusion of all other nominees.

A member may change a nominee but a nominee who is elected to any body or a position within the Association shall not cease to hold office because he ceases to be a nominee.

A Full Member who is an individual cannot exercise any of the rights of a member if a nominee has been appointed until the appointment is cancelled in writing.

- (b) **Associate Membership:**

An Associate Member shall be any person with a special interest in a registered Texel flock or in the Association and shall have full voting rights but shall not be eligible to stand for election of Council.

There cannot be more than one Associate Member in respect of a registered flock.

- (c) **Annual Membership:**

An Annual Member shall receive a copy of the Association newsletter/ magazine and shall have the right to attend all meetings without voting power.

- (d) **Life Membership:**

(i) Any member or Regional Committee may nominate a person for life membership of the Association.

(ii) The Council shall consider each nomination, and if approved by seventy-five per cent of the Councillors present and voting by secret ballot, shall recommend the nomination to the next Annual General Meeting.

- (iii) A person becomes a Life Member if at least seventy-five percent of the votes cast on the resolution proposing the nomination at the Annual General Meeting approve the nomination.
 - (iv) A Life Member has all the rights and privileges of a Full Member, but is not required to own a registered flock.
- 2. A person eligible for Associate or Annual membership shall be admitted to membership of the appropriate category by the Secretary on receipt of a written request to become a member.
- 3. A member of the Association who has paid all moneys due and payable by that member to the Association may resign from the Association by sending notice to the Secretary. Upon receipt of such notice the Secretary shall, if satisfied that all moneys due and payable have been paid, remove the member's name from the register.
- 4. **Discipline:**
 - (a) The Council reserves the right to take whatever action it deems fit against a member including expulsion or a fine not exceeding the amount fixed under the Associations Incorporation Regulations if:
 - (i) the annual return is not in by the due date or is false and misleading in any material particulars;
 - (ii) the annual subscription is not in by the due date;
 - (iii) inspection reveals breeding and management of the members flock is to the detriment of the good name of the Association;
 - (iv) any other of the Rules or Regulations of the Association are contravened.
 - (b) The decision of the Council to discipline a member shall be final, and no appeal to a General Meeting shall be permitted.
 - (c) Before any decision in relation to discipline is made by the Council, the member concerned shall have the right after reasonable notice to appear before the Council to show cause why he or she should not be disciplined. The notice to the member must specify the allegation against the member and must include a warning that the Council has the power to expel a member.
 - (d) A flock shall be deregistered upon the expulsion of its owner as a member of the Association.
- 5. **Register of Members:**

The Secretary shall maintain the register of members of the Association which shall be available for inspection by the members at the office of the Association.
- 6. **Council:**
 - (a) The affairs of the Association shall be administered by the Council which shall consist of eleven Councillors elected in accordance with

the following rule, and the Retiring Past President as defined in the following rule.

Subject to Rule 1 (a) all Full Members of the Association shall be eligible for election to Council.

- (b) Council Meetings will be held at such time and place as Council shall decide. Meetings may be held by telephone linkup. The procedure at meetings of the Council shall be determined by the Council.
- (c) Six (6) members of Council shall constitute a quorum at any meeting.
- (d) The Council may appoint a Secretary (not voting).

7. Election

Eleven Councillors shall be elected by members for a two (2) year term expiring at the commencement of the first Council Meeting after the Annual General Meeting. Elections shall be held every two (2) years. Three (3) Councillors shall be elected by and from members from New South Wales (including Queensland); three (3) Councillors shall be elected by and from members from Victoria; two (2) Councillors shall be elected by and from members from South Australia; one (1) Councillor shall be elected by and from members from Tasmania; two (2) Councillors shall be elected by and from members from Western Australia.

Despite the previous paragraph, a member whose registered address is one state, but is in a region which is predominantly in another State, may, on one occasion only, nominate which of those states that member wishes to be considered as residing in for election purposes. If no nomination is received, the member shall be considered as residing in the state of the registered address.

"The Retiring Past President shall be -

- (a) the person who was the President before the election of a new President immediately after Council elections; or
- (b) if that person has been re-elected or has ceased or subsequently ceases to be a member of the Council for any of the reasons set out in Rule 9, a person elected by and from the elected members of the Council at the first Meeting of the Council after it is advised of the vacancy.

The Retiring Past President holds office, subject to other provisions of these rules, until the election of a new President after the next Council elections. A change of President before that time does not cause the Retiring Past President to cease to hold Office."

All Full and Life Members shall receive a nomination form for election to the Council with the notice of the Annual General Meeting.

Completed nominations shall be in the hands of the Secretary on the 1st April in an election year.

A nomination form must be signed by the nominee and two nominators, and all three must be Full or Life Members of the

Association and reside within the State in which an election is to be held.

Retiring Councillors shall be deemed to have nominated for re-election unless they notify the Secretary in writing to the contrary before the closure of nominations.

If the number of nominations exceed the number of vacancies in any State or States then the Secretary shall conduct a postal ballot for the affected State or States closing on 15th May in an election year.

Voting shall be by the members striking out the names of candidates on the ballot paper so as to leave only as many names of candidates as there are respective vacancies on Council for that State to be filled. The Council shall have power to fill a casual vacancy. The member so elected shall hold office only until the next election.

Council shall appoint two scrutineers to supervise the opening and counting of the votes.

A candidate may by notice in writing to the Secretary, received before the close of voting, appoint a member who is not a candidate in the election as a scrutineer. A scrutineer shall be entitled to be present when the votes are opened and counted, and may bring to the attention of the Secretary any vote which the scrutineer believes to be invalid or not correctly counted. Election results shall be declared at the Annual General Meeting.

8. (a) President and Vice-President

The President and Vice-President shall be elected by and from the Council at its first Meeting following the Annual General Meeting. No President shall serve more than two annual terms consecutively unless 75% of Councillors present in person or by proxy at the first Council meeting after the Annual General meeting in the relevant year approve a motion to extend the term of office for an additional one year term, but in no case can the President hold office for more than four consecutive one year terms.

The Council shall determine the method of voting to be used to elect Office-Bearers and may change it from year to year if it so desires. The Council may fill a vacancy in the position of President or Vice-President.

(b) Council Executive

The President, Vice-President and Retiring Past President shall constitute the Council Executive which shall have the powers of the Council between Council Meetings.

9. Councillors

A person shall cease to be a Councillor if that person or the member of which that person is a nominee:

- (a) ceases to be a member of the Association;

- (b) becomes an insolvent under administration;
- (c) becomes of unsound mind or a person whose person or estate is liable to be dealt with in any way under the law relating to mental health;
- (d) resigns by notice in writing to the Association;
- (e) is absent without the consent of the Council from all meetings of Council held during a period of one (1) year;
- (f) dies.

10. Council Duties:

Council shall:

- (a) Have control and management of income and expenditure. In this respect all income and property shall be applied solely towards promotion of the purposes of the Association.
- (b) Promulgate the Annual Statement of income and expenditure, together with the President's annual report to all members of the Association.
- (c) Cause to be compiled and published the Association's Flock Register.
- (d) The Council's decision on all matters relating to the registration and entry of sheep in the Flock Register shall be final.
- (e) The Council shall administer all the affairs of the Association, see that the purposes of the Association are maintained, and will supervise and enforce the Statement of Purposes and Rules and Regulations of the Association.

11. Annual Meeting:

The annual meeting shall be held each year at a time and place to be determined by the Council.

12. Special General Meetings:

It shall not be necessary to hold any General Meeting other than the Annual General Meeting in any year unless the President or the Council at its discretion determines to convene a Special General Meeting or a requisition for a Special General Meeting is received by the President or the Secretary signed by twenty-five (25) Full, Associate and Life Members of the Association.

13. Procedure for Annual and Special General Meetings:

- (a) Subject to Rule 25, at least 30 days notice in writing shall be given to all members of the date, time and place of any Annual or Special General Meeting.
- (b) Any motion other than a motion to amend the Statement of Purposes or Rules or to change the name of the Association or to wind it up may be proposed at the Annual General Meeting without notice.
- (c) No business shall be considered at a Special General Meeting other than the business set out in the notice of meeting.

* Note: The Proxy must be filled in to be valid.

A proxy form must be in the hands of the Secretary at least forty eight hours before the commencement of the Meeting at which it is to be used."

- (k) At the Annual General Meeting an auditor shall be appointed.

14. Secretarial Duties:

The Secretary shall

- (a) receive all moneys and bank same as directed by Council.
- (b) disburse Association money as Council directs, keeping proper account of all transactions; prepare the annual balance sheet and have it duly audited, for submission to the Annual General Meeting.
- (c) keep full and accurate minutes of all meetings and shall have custody of all books, documents and securities of the Association.
- (d) be the corresponding and recording officer of the Association.
- (e) supervise the compilation, printing and distribution of the Flock Register.

15. Common Seal:

The Common Seal of the Association shall be kept by the Secretary and shall only be affixed by the authority of the Council or a committee of Council and every instrument to which the Seal is affixed shall be signed by a council member and countersigned by the Secretary or some other person appointed by the Council for that purpose.

16. Records:

The books and documents of the Association shall be available for inspection by the financial Full Members at the office of the Secretary of the Association during normal business hours.

17. Regional Committees:

- (a) Members may be grouped into geographical regions which shall be administered by Regional Committees.
Members of such Regional Committees shall be elected at an Annual Meeting of which at least thirty (30) days notice shall have been given to members of such Regions.
A member whose registered address is close to the border between two regions may at any time apply to the Council to be considered as a member of the region on the other side of that border.
- (b) Regional Committees shall implement the policy of the Association within their respective Regions and subject to the authority of Council shall:
 - 1. Keep Council informed and advised on local problems.

2. Arrange and carry out flock inspections as set out in the Regulations.
3. Organise and assist in the conduct of sales, as required.
4. Be responsible for pre-show and pre-sale inspections where required or requested.
5. Recommend judges to show societies within the Region, except where judges are elected by ballot conducted by Council.
6. Assist and advise breeders in the Region in regard to all matters relating to the Association.
7. Promote and safeguard breed interests in the Region at all times.

(c) Regional Committees may request Council -

1. to make a levy on all members within that Region.
2. to permit them to collect a levy on auction sales within that Region for promotion purposes.

18. Financial year:

The financial year of the Association shall end on 30th June in each year.

19. Funds:

The funds of the Association shall be derived from subscriptions, levies and payment for such other services as the Council shall from time to time determine.

20. Cheques:

All cheques shall be signed by the Secretary and a Councillor or in such manner as the Council shall from time to time determine.

21. Joining Fees:

Joining fees for Full Members shall be decided as the Council shall from time to time determine.

22. Subscriptions:

The annual subscription shall be decided by Council and shall be due and payable by 31st March each year.

Of this annual subscription such amount as is decided from time to time by Council shall be allocated to Regional Committees in respect to each member within their areas.

23. Unfinancial Members:

Unfinancial members may be expelled after 31st March each year, and to gain re-entry must renew their application for registration in accordance with Regulation 2.

24. Interpretation:

The Statement of Purposes and Rules and Regulations of the Association shall be binding on all members. Any disputes or questions arising therefrom shall be decided by the Council, whose decisions shall be final.

25. Alteration to the Statement of Purposes and Rules:

The Statement of Purposes and Rules of the Association shall not be altered unless:

- (a) Notice of the proposed alteration including notice that it is proposed as a special resolution shall have been given by the Secretary to each and every member at least 30 days prior to the Annual General Meeting or Special General Meeting convened by Council at which the motion is to be considered.
- (b) At least three-quarters of the votes cast are in favour of the resolution (as required for a special resolution by Section 29 of the Associations Incorporation Act).
- (c) Any motion to alter the Statement of Purposes and Rules shall be in the hands of the Secretary at least 60 days prior to the Annual General Meeting or Special General Meeting convened by Council at which the motion is to be considered.

26. Regulations:

The Council shall have the power from time to time to make, vary and repeal Regulations for the proper governance of the breed of Texel sheep.

27. Winding-up of Association:

If upon the winding up or dissolution of the Association there remains after the satisfaction of all its debts and liabilities any property whatsoever the same shall not be paid to or distributed among the members of the Association, but shall be given, or transferred to some other institutions or institution having purposes similar to the purposes of this Association and which shall prohibit the distribution of its or their income or property among its or their members, such institutions or institution to be determined by the members of the Association at or before the time of dissolution or in default thereof by a person appointed for that purpose by the Commonwealth Minister responsible for Primary Industry.

28. Application of Income:

The income/profits and property of the Association whencesoever derived shall be applied solely towards the promotion of the purposes of the Association and no portion thereof shall be paid or transferred directly or indirectly by way of dividend, bonus or otherwise howsoever by way of profit to the persons who at any time are or have been members of the Association, or to any of them, or to any person claiming through any of them. Provided that nothing herein contained shall prevent the payment in good faith of remuneration to any officers or servants of the Association, or to any member thereof or other person in return for any services actually rendered to the Association, nor prevent the payment of interest on money borrowed from any

member of the Association for any of the purposes of the Association.

29. Disputes and mediation

1. The grievance procedure set out in this rule applies to disputes under these Rules between -
 - (a) a member and another member; or
 - (b) a member and the Association.
2. The parties to the dispute must meet and discuss the matter in dispute, and, if possible, resolve the dispute within 14 days after the dispute comes to the attention of all of the parties.
3. If the parties are unable to resolve the dispute at the meeting, or if a party fails to attend that meeting, then the parties must, within 10 days, hold a meeting in the presence of a mediator.
4. The mediator must be -
 - (a) a person chosen by agreement between the parties; or
 - (b) In the absence of agreement -
 - (i) in the case of a dispute between a member and another member, a person appointed by the committee of the Association; or
 - (ii) In the case of a dispute between a member and the Association, a person who is a mediator appointed or employed by the Dispute Settlement Centre of Victoria (Department of Justice).
5. A member of the Association can be a mediator.
6. The mediator cannot be a member who is a party to the dispute.
7. The parties to the dispute must, in good faith, attempt to settle the dispute by mediation.
8. The mediator, in conducting the mediation, must -
 - (a) give the parties to the mediation process every opportunity to be heard; and
 - (b) allow due consideration by all parties of any written statement submitted by any party; and
 - (c) ensure that natural justice is accorded to the parties to the dispute throughout the mediation process.
9. The mediator must not determine the dispute.
10. If the mediation process does not result in the dispute being resolved, the parties may seek to resolve the dispute in accordance with the Act otherwise at law.

30. Logo(s) and Merchandise

- (a) Only Full Members are permitted to use the Association logo(s) for the express purpose of their own flock(s) stationery, advertising and property identification.
- (b) All Association merchandise whatsoever, will be arranged, distributed and sold only through and by the Association.

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REGULATIONS

1. **Registration of Flocks:**

- (A) Applications for registration of a new flock of Texel sheep may be accepted provided:-
- (a) the flock comprises:
 - (i) pure bred Texel sheep/embryos/foetuses, transferred from a flock registered with the Australian Texel Stud Breeders Association Incorporated.
 - (ii) a flock which is upgrading according to the Regulations from time to time in force as determined by Council.
 - (b) the undertaking endorsed on the application form to the effect that the applicant will comply with the Rules and Regulations for the time being in force and accept and be bound by the decisions of the Council is signed by the said applicant.
 - (c) the application fully completed is received by the Secretary within 90 days of receipt of transfer.
 - (d) the Association reserves the right to refuse an application for registration of a new flock. It shall be a ground for refusal that the applicant or if the applicant is a Company, any Director, or if a partnership, any partner, is or has been associated with a flock which has been deregistered for misconduct.
- (B) (i) Grading up flocks will be shown in the Flock Register and not in a separate appendix and members who have both purebred and grading up flocks will be allotted one flock number. (See Regulation 29).

2. **Late Application for Registration of Flocks:**

Notwithstanding Regulation 1 (A) (c) above an application for registration of a new flock may be accepted when received by the Secretary after 90 days from receipt of transfer provided the applicant:-

- (1) Furnishes to the Secretary a history of his flock stating:-
 - (a) The length of time he has owned the sheep the subject of the application.
 - (b) The name and address of each person from whom he has obtained the said sheep.
 - (c) The number of ewes originally acquired by the applicant by transfer and the number of ewe and ram lambs respectively bred from such ewes during the seasons immediately prior to the application for registration.

- (d) Such ewes from other flocks as are added to the said flock from time to time together with ewe and ram lambs respectively bred from these ewes.
- (e) The breeding of all rams that have been used in the flock.
- (2) Complies with the other provisions of Regulation 1 and agrees to and facilitates:
 - (a) The inspection by inspectors appointed by the Council of the new flock and the flock history specified above.
 - (b) The acceptance or refusal by such inspectors of all or any of his sheep for registration.
 - (c) The payment of the costs of such inspection.
 - (d) The payment to the Secretary of such penalty fees as may from time to time be determined by Council.

3. Flock Registration Fees:

The registration fees for any one flock shall be as determined by Council from time to time. Full particulars of fees appear in each Flock Register. A member deregistered because of late returns or arrears of subscriptions shall re-register on the same basis as a new member, as set out in Regulation 2.

4. Unregistered Sheep:

A member is not permitted to breed or use unregistered Texel sheep within his registered Texel flock.

5. Stud Prefix:

- (a) Every registered owner will be required to register a stud prefix for his exclusive use in naming the sheep bred by him providing that no flock shall use the word "Australia" or any State, Municipal or Regional Area, or words descriptive of meat, as part of the Stud Prefix. The registration fee shall be as determined by Council from time to time. Full particulars of fees appear on the back page of the Flock Register.

The Council Flock Registration Committee will consider the suitability of each prefix which will be officially allocated on the final approval by Council

- (b) Stud prefixes may be reallocated by Council after being in abeyance for a period of eight (8) years.

6. Tattooing:

The tattooing of pure bred and upgraded sheep in a registered Texel flock is optional.

All show and sale exhibitors and vendors must abide by the regulations set by show societies and registered ram sales committees. Registered Texel flocks may tattoo their pure bred sheep in the appropriate ear with the Association's registered Trade Mark, namely the letter "T" in a circle, and the breeder's registered flock number, as

set out in the Tattoo Marks page in the Flock Register.

Upgraded sheep may be tattooed as set out in Regulation 29.

7. Additions to Flocks:

No sheep shall be added to a flock after its registration except from other registered Texel flocks.

The owner shall furnish the Association with full details of additions to his flock in his annual flock return.

8. Registration of Individual Sheep:

- (a) All rams used in the owner's Texel flock or sold or leased or loaned to another breeder for use in his Texel flock must be individually registered. (See also Regulation 29).
- (b) Individually registered rams will be allotted a registration number and will be entered in the next Flock Register.
- (c) Registration fees shall be as determined by Council from time to time and particulars will appear on the back page of the Flock Register.
- (d) Composite forms for the individual registration of sheep and for the transfer of sheep are available from the Association Secretary at a fee as determined by Council from time to time.
- (e) All stud rams and stud ewes exported from Australia must be individually registered (See Regulation 15 (d)).
- (f) Individual registration of purebred stud ewes is voluntary. Individually registered pure bred stud ewes will be allotted a registration number and will be entered in the next Flock Register.

9. Ownership of Sheep:

- (a) A ram can be owned by a maximum of four (4) registered flocks. A separate transfer must be issued by the vendor to each share owner of a ram and the original copy of the transfer lodged with the Secretary.
- (b) A member intending to offer a stud ram for sale either by auction or private treaty must clearly state both verbally and in writing prior to the sale whether semen is being retained, and if semen is being retained, the number of ewe doses retained and whether the semen is for the members own use and/or for subsequent sale.

10. Transfer of Ownership of Sheep:

- (a) On the transfer of ownership of any registered Texel flock or portion thereof, or of any individual registered Texel sheep, the vendor shall forward to the Secretary a transfer certificate within 60 days of the date of sale.
- (b) Any purchaser not being a registered Texel flock owner and wishing to become one shall apply for flock registration within

- 90 days of receipt of transfer.
- (c) Members who do not forward transfer certificates within sixty (60) days from date of sale shall be subject to a penalty of \$5.00 in respect of each transfer certificate received after sixty (60) and within ninety (90) days of sale. Any certificates received later than ninety (90) days of sale, shall only be accepted at the discretion of Council and upon payment of such penalty as Council shall prescribe.
 - (d) The transfer of stud ewes to three or more registered flocks in partnership will not be recognised by the Association.
 - (e) Forms for transfer and individual registration of sheep are available from the Secretary at a fee as determined by Council from time to time.
 - (f) Transfer fees shall be as determined by Council from time to time. Full particulars of fees will appear in the Flock Register. These fees must accompany the transfer form.
 - (g) The transfers of individual sheep will not be accepted within six (6) months of previous transfer except at the discretion of Council.

11. Certificate of Ram Service:

The owner of a stud ram who allows this ram to be sold for service on ewes owned by another breeder must:

- (a) Ensure that the ram is individually registered.
- (b) Forward a Certificate of Ram Service to the Association Secretary within 60 days' from the date of service. The Certificate must specify whether it is natural service (N) or service by artificial insemination (A.I.) or service by artificial insemination for embryo transfer (AI/ ET.)
- (c) Ram service fees shall be as determined by Council from time to time. Full particulars of fees will appear in the Flock Register.
- (d) Members who do not forward ram service certificates within sixty (60) days from the date of service shall be subject to a penalty of \$5.00 in respect of each ram service certificate received after sixty (60) and within ninety (90) days of service. Any certificates received later than ninety (90) days of service, shall only be accepted at the discretion of Council and upon payment of such penalty fee as Council shall prescribe.
- (e) Ram service certificate forms are available free from the Secretary.
- (f) Subsequent semen sales or natural use of the same ram to the same purchaser will be free of further ram service fees.
- (g) Breeders using semen obtained from other than the owner of the donor ram or using imported semen, will be responsible for

payment of the ram service fee.

12. Inspection of Production or Reducing or Dispersal Sales or Flock Ram Sales by Auction or Dispersal by Private Treaty:

- (a) A member intending to hold a production or reducing or dispersal sale or flock ram sale by auction or dispersal by private treaty, must notify the Secretary at least 30 days' prior to such sale **if** an inspection is required by that member.
- (b) The cost of such inspection must be paid before the transfer will be accepted.
- (c) Application for inspection must be made on the official application form available from the Secretary and a declaration signed stating that the applicant agrees to abide by the inspector's decision.
- (d) The Secretary shall arrange inspections through the Regional Secretary.
- (e) The cost of such inspection shall be borne by the vendor.
- (f) The vendor will forward to the Secretary within 60 days of the date of sale, transfer and registration certificates, as set out in Regulations 8, 9, and 10 covering each and every sheep sold.
- (g) The Secretary will draw the attention of new breeders to Regulation 10 (b).
- (h) Rams sold as flock rams are not to be individually registered or officially transferred.

13. The Sale of Sheep at Public Auction Sales:

- (a) Members may sell stud rams, ewes and flock rams from their registered Texel flock at any advertised sale. The Secretary must be notified at least 30 days' prior to the sale **if** an inspection is required.
- (b) Vendors are reminded of the responsibilities under Regulations 12 (c) and 12 (f) which apply to all public auction sales.

14. Sale of Sheep by Private Treaty:

- (a) Stud rams and ewes sold by private treaty are not required to be inspected (except in the case of Regulation 15 covering "Export Sales").
- (b) The cost of such inspection shall be borne by the vendor.
- (c) Such stud rams shall be individually registered and such stud rams and ewes shall be transferred as laid down in Regulations, 8, 9 and 10.
- (d) Flock rams shall not be transferred or individually registered.

15. Export Sale Procedure:

- (a) A member intending to export registered sheep or semen from registered sheep to a registered Texel flock **MUST NOTIFY THE SECRETARY** in adequate time for an inspection to be

arranged.

- (b) It is the Vendor's final responsibility to ensure that an official inspection is carried out and an EXPORT CERTIFICATE is issued to him by the Secretary before the registered sheep leave the country.
- (c) The cost of such inspection shall be borne by the Vendor flock.
- (d) All stud rams and stud ewes exported to registered flocks shall be individually registered and transferred.

16. Inspection Arrangements and Costs:

- (a) The appointment of inspectors, the number of such appointments and the revocation of such appointments shall be a matter within the discretion of the Council.
- (b) The Council may at its discretion cause any flock to be inspected at any time and the Association will bear the cost of such inspection.
- (c) A member, at any time he so desires, may request Council to arrange an inspection of his flock provided he is prepared to pay the cost of such inspection.
- (d) Regulations of Show Societies may require inspection and hence with the cooperation of the Show Societies, Council will arrange inspection of all Texel sheep presented for exhibition and for subsequent sale at any major show.
- (e) Maximum inspection charges are as determined by Council from time to time. Full particulars of fees appear in each Flock Register.
- (f) Inspectors shall be paid at a maximum rate as determined by Council from time to time. Full particulars of fees appear in each Flock Register.
- (g) All inspection fees to be collected by the inspectors on the same day as the inspection is carried out.

17. Inspector's Duties:

- (a) Inspectors may reject any sheep as not being up to breed standard and such decision shall be final. Such rejected sheep shall be recorded by the inspectors. An appeal against a decision of a single inspector may be made to an Appeals Panel of three inspectors chosen by Council.
- (b) Inspectors may reject any sheep at any show or sale that in their opinion is a detriment to the Texel breed.

18. Culling by Member:

It is the annual responsibility of each breeder to cull out animals of inferior standard and to remove all rejected sheep from the flock without delay.

19. Annual Returns:

- (a) All owners of registered Texel flocks must forward to the Secretary, by the 31st March each year, an Annual Return duly completed, showing necessary particulars of the flock as at 28th February. Subscriptions and levies shall accompany annual returns. Forms will be sent out by the Secretary during the month of February.
- (b) Flock Returns received between 1st April and 30th April will carry a late penalty fee as determined by Council from time to time. Flock Returns received after April 30 will carry an increased penalty fee. Full particulars of fees appear in the Flock Register.

Members failing to furnish a Return by 31st March may be omitted from the Flock Register and their membership may be cancelled.

20. Contents and Issue of Flock Register:

- (A) The Flock Register, as published, shall contain a complete record of Members, their addresses and flock numbers; a history of all registered flocks and their latest breeding returns; a complete list of individually registered rams and may contain a list of individually registered ewes, since the last register.

Those members and flocks shall be omitted where:-

- (a) The flock has been dispersed.
- (b) The owner has omitted to make an annual return.
- (c) The member has not paid his annual subscription.

No flock shall be deemed to be a registered stud unless it shall appear in the latest Flock Register. The Flock Register shall be known as the "Flock Register for Texel Sheep in Australia".

- (B) A copy of the most recently issued Flock Register shall be issued to each new Full, Associate or Life member free of charge.

Previous volumes may be purchased at a cost to be determined by Council from time to time. Copies of the Flock Register may be supplied to non-members under the same terms.

21. Flock Records:

It is the duty of all registered flock owners to keep true and accurate records of the breeding of their registered flock. Such records are to be available for inspection by the Council in accordance with Rule 4.

22. Offences:

Any member charged with conduct calculated to bring the Association into discredit shall be brought before the Council, and if found guilty, shall be subject to reprimand or expulsion from the Association.

23. Flock Numbers and Dispersal of Flocks:

- (a) In the event of a member selling his complete flock the purchaser shall have no right to the previous owner's flock number except with the approval of Council. The purchaser shall have no right to the previous owner's stud prefix except with the written sanction of the previous owner and/or with the approval of the Council.
- (b) Any member who advertises and holds a complete dispersal sale shall be barred from again registering Texel sheep for a period of five (5) years or for such other period of time as the Council shall deem fit.
- (c) No member shall advertise any sale of Texel sheep as a dispersal sale unless the whole flock is to be sold within twelve (12) months of the date of the first sale advertised as a dispersal sale.

In the event of a breach of this Regulation, Council shall have power to deal with the member concerned as it deems fit.

24. Artificial Insemination (A.I.)

- (1) there shall be no restriction applied to use A.I. where the registered flock owns both the ram and the ewe.
- (2) That a ram can be owned by a maximum of four (4) registered flocks. (See Regulation 9).
- (3) **Sale of Semen**
To effect the sale of semen, the owner(s) of the donor ram must issue a ram service certificate for that ram to the Association Secretary as required by Regulation 11.
- (4) The Council may in its absolute discretion and may in any case wherein its opinion any doubt arises, cause blood typing or any other scientific tests to be performed on any animal to the satisfaction of Council.
- (5) Where a ram is owned by more than one registered flock, a copy of the agreement identifying the flock's involved must be lodged with the Association Secretary.
- (6) Full transfer fees apply to each share transfer.
- (7) The use of semen for stud purposes outside an owner(s) flock(s) must be accompanied by a service certificate.

25. Export Semen

There shall be no restriction on the export of Texel semen except for the requirements of the importing country.

26. Embryo Transfer (E.T.)

- (1) There shall be no restriction to the use of E.T. where the ram and donor ewe are the property of the owner.

- (2) Where sale of registered embryos is intended the Association E.T. application form must be completed and lodged with the Secretary before embarking on an E.T. programme.
- (3) The registered owner(s) of the donor ewe at the time of conception shall be known as the breeder of the resultant progeny.
- (4) There will be no limit to the number of lambs eligible for registration from any one donor ewe.
- (5) The progeny of recipient ewes may be required to have a parentage determination carried out prior to registration.
- (6) Any pregnant recipient ewe carrying a certificate of embryo transfer may be sold by the original purchaser to another prior to lambing by way of a normal transfer certificate.
- (7) The registration certificate will record the name of the breeder of the embryo and the resulting progeny will carry the prefix and ownership of the member who owns the recipient ewe at the time of lambing.
- (8) A donor ewe cannot be owned by more than two registered flocks.
- (9) All eligible progeny got by E.T. shall be so noted in the Flock Register.
- (10) The Council may, in its absolute discretion, and may in any case where in its opinion any doubt arises, cause blood typing or any other scientific tests to be performed on any ram or donor ewe or recipient ewe to the satisfaction of Council.
- (11) Transfer fees on all embryos sold will be set by Council from time to time.

27. Export of Embryos:

There shall be no restriction on the export of Texel embryos except for the requirements of the importing country.

28. Growth Stimulants:

Council may at its discretion conduct tests to ascertain the presence of growth stimulants in Texel sheep and apply Rule 4 (Discipline) where applicable.

29. Upgrading to Pure Bred

- (1) Only purebred sheep approved by the Australian Texel Stud Breeders' Association Inc. will be acceptable as a base breed.
- (2) Purebred sheep with black heads and/or black legs; any breed that uses these sheep in their upgrading programme; or any breed which is associated with "Spider Syndrome", or any breed which sheds its wool, **must not be used for upgrading as a base ewe.**
- (3) Base breed shall be stated on each Annual Flock Return.

- (4) Each generation must be sired by a pure bred individually registered Texel stud ram;
 - or a T2 upgraded Texel ram over a purebred registered ewe to produce T3 offspring;
 - or a T3 upgraded Texel ram over a purebred registered Texel ewe to produce pure offspring.
 These offspring shall rank equally with sheep produced by pure bred rams over T2 or T3 upgraded ewes.
 T2 and T3 rams used for mating with pure bred ewes must be individually registered.
- (5) Each generation may be tattooed in the following manner:
 * 1st Generation = T1 in an oval, followed by Member's Flock Number.
 * 2nd Generation = T2 in an oval, followed by Member's Flock Number.
 * 3rd Generation = T3 in an oval, followed by Member's Flock Number.
 All progeny of T3 ewes by a registered stud ram or all progeny of a T3 ram over pure bred ewes will be pure bred and must be tattooed with the letter 'T' in a circle, and the breeder's registered flock number.
- (6) Inspection is not required.
- (7) Full pedigree records of each sheep shall be kept by the breeder.

30. Exhibiting at Shows.

Members shall not exhibit at Shows Texel sheep with any black wool; and shall not use white powder or cosmetics of any sort on the legs or heads.

31. Use of Graded Sheep.

Progeny of matings between graded sheep will stay at the level of the lowest parent. Progeny to be included in the annual flock return. Sires to be individually registered.

Examples:

T1 x T1	=	T1
T2 x T1	=	T1
T2 x T2	=	T2
T2 x T3	=	T2
T3 x T3	=	T3
T3 x T1	=	T1

32. Selling Upgraded Sheep

Members intending to offer permitted upgraded sheep from their registered flocks for sale either by auction or private treaty must

clearly declare both verbally and in writing prior to the sale the percentage of Texel blood.

33. DNA Protocol

- (a) It is strongly recommended that all stud rams used in a registered flock including stored semen be DNA tested clear for Microphthalmia.
- (b) Flocks which have DNA tested clear their entire flock for Microphthalmia and have provided the necessary documentation including a statutory declaration to the Secretary shall be denoted by the letters "MC" in the Flock Register. Each animal which has received a clear result shall be denoted by the letters "MC" after the prefix in registration and/or transfer certificates.
- (c) Known carrier rams of Microphthalmia are not permitted to be used in a registered flock.