

CHARBRAY SOCIETY OF AUSTRALIA LIMITED



ABN 25 050 398 957

REGULATIONS

Last update 19th July 2021

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1. DEFINITIONS

In the Memorandum and Articles and the Regulations of the Society as are from time to time in force, the following expressions and/or definitions shall wherever the context shall reasonably permit have the following meanings, that is to say:

The Society shall mean the Charbray Society of Australia Limited.

The Council shall mean the Council of the Society.

Officers shall be deemed to include the President, Vice President, Councillors, Secretary, Honorary Treasurer and Auditor.

The Secretary means the Secretary of the Society and where the context reasonably permits shall include the person or each of the persons for the time being exercising the duties and enjoying the privileges normally exercised and enjoyed by the Secretary.

Person shall be deemed to include individual, partnership, syndicate, company or institution.

The Memorandum and Articles means the Memorandum and Articles of the Society as from time to time amended.

The Regulations means the Regulations of the Society as from time to time amended and in force.

Approved means approved by the Society.

The Herd Book means the Herd Register of the Society.

Herd Book Number or **H.B. No.** denotes the number allocated by the Society to an animal registered in the Herd Register.

Registered in relation to an animal denotes registered in the Herd Register.

The Foundation Register means the Foundation Register of the Society.

Foundation Registered in relation to an animal denotes registered in the Foundation Register.

Recorded with the Society in relation to an animal means that it is registered in the Herd Register or registered in the Foundation Register.

Stud Number or **Brand Number** in relation to an animal denotes the combination of the letter and number with which the animal may have been branded pursuant to these Regulations.

Tattoo Number in relation to an animal denotes the combination of the letter and number with which its ear has been tattooed pursuant to these Regulations.

Syndicate Ownership in relation to an animal is restricted to a maximum of six (6) persons all of whom shall be Active members of the Society

Registered Owner in relation to an animal denotes the person recorded in the Herd Register and/or the Foundation Register as the owner of that animal.

Breeder in relation to a member denotes the person registered or entitled to be registered as the owner of the dam of that animal at the date when the animal is conceived.

First Owner of an animal signifies the person registered or entitled to be registered as the owner of the dam of the animal at the date when the animal was calved.

Service and **served** include insemination by semen and natural service.

Charbray Society of Australia Limited.....REGULATIONS (continued)

Service Certificate denotes the certificate signed by the registered owner of the sire where the first owner of the calf submitted was not the owner of the sire at the time the calf was conceived.

Sire Authorisation Certificate denotes the certificate signed by the owner of semen certifying that the resultant progeny of an artificial insemination programme are eligible for registration.

Donor Female Authorisation Certificate denotes the certificate signed by the registered owner of the donor female from whom the embryo was purchased, or his authorised agent.

Date of Sale and **date of transfer** shall respectively be the date on which ownership passes to the transferee PROVIDED THAT for the purposes of these Regulations the date of sale or the date of transfer shall be deemed to be that set out as such in the transfer submitted to and recorded by the Society.

Imported in relation to an animal shall denote that the animal or semen collected from the animal has been imported into Australia PROVIDED THAT if it has been imported in dam, the words "in dam" or "in utero" or some similar words or some generally recognised contraction thereof shall be used to indicate that the animal has been imported in dam.

A calf calved after shipment and during transit of its dam to Australia shall be deemed to have been calved in Australia and to be imported in dam and subject to these Regulations to be eligible for entry in the Herd Book and/or Foundation Register.

2 (i) BREEDING PLAN

- (a) Charbray cattle shall consist of animals bred approximately between the limits of three quarter Bos Indicus and one quarter Charolais on the one hand and three quarter Charolais and one quarter Bos Indicus on the other, with any combination in between. The maximum content of other breeding shall not exceed one sixteenth.

CONTENT of animals to be recorded on registration certificate. The content of "1" of "other breeding" (being 1/32) shall be deleted from registration certificates where the animal in question is not a first cross animal, e.g. in the case of progeny of Charbray X Charbray/Charolais/Brahman. However, in the case of the progeny of Charolais X Brahman (a first cross animal), then the content of "1" of other breeding would be included on the registration certificate.

- (b) The combination of any of the following registered breeds shall be accepted for registration as a Charbray provided they conform with (a):

Purebred registered Charolais
Purebred registered Bos Indicus
Purebred registered Charbray

- (c) The progeny of Foundation females that are already recorded in a Herd Book approved by the Society shall be eligible for registration as Charbray provided they conform with (a).
- (d) Only the progeny from females which are registered in either the Herd Book or Foundation Register of the Charbray Society are eligible for registration provided they conform with (a) and do not require a further cross as stipulated in 2(ii) (b).
- (e) As of the 1st of March 2009 a new Grading Table was adopted into the Charbray Breeding Regulations Re: C1, C2, C3, C4, C5 with the grading of C6 added 01.07.12
Conversion from the original plan adopted at the inception of the Society is as follows
FD1 = C1, FD2 = C3, G1 = C4, G2+ = C5
As of 10 March 2015 the following simplified Breeding & Grading table was adopted
The C in C1, C2 & C3 are FD (Foundation) re FD1, FD2, FD3 and the first cross is an F1.
Please refer to section 13 Breeding & Grading Chart.

2 (ii) FOUNDATION DAMS

- (a) Any female containing an infusion of Charolais or Bos Indicus content recorded with any other Breed Society, and sired by an identifiable registered bull, shall be eligible for entry into the Foundation Register.
- (b) The female progeny from an unregistered dam by a registered sire, i.e Registered Charolais, Registered Bos Indicus or Registered Charbray – shall be eligible for Foundation registration but shall remain in the Foundation Register for a further generation even though they may conform with 2 (i) (a).

Amended 15.02.21.

- (c) Purebred unregistered Charbray females (whose sire and dam are not recorded) may be registered as FD2 females if the member has been an active member of the Society for 10 years or more and that these females are either branded or tattooed with an identification number.

Their progeny shall remain in the Foundation Register for a further generation even though they may conform with 2 (i) (a).

2(iii) GRADING UP PROGRAMME USING STUD BASE FEMALES

- (a) British or European breed females, if recorded with a recognised Breed Society, may be mated to registered Charbray bulls and upgraded for a minimum of four (4) generations to be accepted as a registered Charbray and entered in the Herd Book, provided they conform with section 2(l)(a) of the Breeding Plan and the Standard of Excellence.
- (b) Tropical Breed females and females containing an infusion of Brahman, Charolais or Charbray blood and that content is recorded with a recognised Breed Society, may be mated to registered Charbray bulls and upgraded for a minimum of three (3) generations to be accepted as a registered Charbray and entered in the Herd Book, provided they conform with Section 2(i) (a) of the Breeding Plan and the Standard of Excellence.

(c) GRADING UP PROGRAMME USING COMMERCIAL BASE FEMALES

Amended 15.02.21.

Unregistered females of British, European, or Tropical breeding and females containing an infusion of Brahman, Charolais or Charbray blood may be used as a base herd (FD1) and mated to registered Charbray bulls to upgrade to foundation registered Charbrays (FD2).

In (a), (b) & (c) the progeny of each mating with a registered Charbray bull would be registered in the Foundation register (FD2).

3. ARTIFICIAL BREEDING

(i) Artificial Insemination

An animal got by artificial insemination shall be eligible for registration in the Herd Book or the Foundation Register upon such conditions and subject to such regulations as the Council may from time to time prescribe.

- (a) All animals produced by artificial insemination must have proof of ownership of Sires semen, in order for the animal/s to be registered with the Society.
- (b) There shall be an additional fee for the registration of progeny got by Artificial Insemination.

(ii) Embryo Transfer

Progeny got by Embryo Transfer will be registered in the records of the Society provided that:-

- (a) The Regulations of the Society and the special regulations as set out hereunder and as amended from time to time are complied with.
- (b) The relevant fees have been paid.
- (c) The application for registration of animals produced from donor females not in the same ownership as the animal to be registered shall be accompanied by a Donor Female Authorisation Certificate signed by the owner of the donor female from whom the embryo was purchased or his authorised agent.
- (d) The burden of verifying true parentage is that of the breeder and any question in this respect shall be resolved by the blood typing or DNA test of both the sire and dam by an approved laboratory.
- (e) The Council reserves the right at all times to refuse to accept an application for registration in the records of the Society of any animal got by embryo transfer, if after due consideration, it considers that such animal should not be so registered, and the Council shall not be required to give nor shall it give any reason for not approving such application.

- (iii) All bulls with semen collected for sale and females flushed for embryo transfer must be DNA identified and that certificate be held at the Society office for future reference.

4. GENERAL

Every person upon becoming a member of the Society but before applying to register an animal in the Herd Book or the Foundation Register shall record with the Society:

- (a) A prefix which shall be used as a part of the name of every animal submitted for registration.
- (b) A distinguishing tattoo mark and /or brand.
- (c) The approximate positions on his cattle where his brand and stud number respectively will be impressed by branding.
- (d) If and so long as a person has more than one herd of cattle entered in the Herd Register, whether running on the same property or not, he may record with the Society a prefix, tattoo mark and/or brand in respect of each herd.

PROVIDED THAT

- (i) The Council may decline to register any prefix or to record the name of any stud which in the opinion of the Council resembles the prefix or stud name of some other breeder of stud stock.
- (ii) The Council may refuse to register any name or any tattoo or any brand which in its absolute discretion it considers to be misleading, misapplied or contrary to the interests of the members of the Society generally.

5. HERD REGISTER AND FOUNDATION REGISTER

The following Regulations shall apply to registration in the Herd Register and the Foundation Register:

- (a) The Council may decline to register any animal if the person applying for such registration shall fail to pay upon demand any moneys due to the Society or to pay any fee payable in respect of the relative application for registration.
- (b) No animal shall be registered except pursuant to an application signed by its then owner.
- (c) Except as provided by Regulation 2 hereof, each animal submitted for registration must be the progeny of a sire which is registered in the Herd Book of the Society or in some other Herd Book approved by the Council for the purpose, and of a dam which is registered in the Herd Book or Foundation Register of the Society.
- (d) Where the first owner of an animal submitted for entry was not the owner of the dam at the time she was served to produce such animal, the application for entry shall be accompanied by a service certificate evidencing the parentage of the animal.
- (e) Any male animal may be registered up to the age of four (4) years. Male animals over the age of four (4) years may be registered subject to payment of the fee as prescribed by the Council.

5. HERD REGISTER AND FOUNDATION REGISTER (contd)

- (f) Any female animal may be registered up to the age of two (2) years. Female animals over the age of two (2) years may be registered subject to payment of the fee as prescribed by the Council.
- (g) An animal may be disqualified from registration in the Foundation Register if it is not bred in conformity with Regulation 2 hereof.
- (h) The Society may refuse to register an animal in the Herd Book or Foundation Register if it does not to a reasonable extent comply with the Standard of Excellence prescribed by the Council.
- (i) No animal may be registered with the registered prefix or tattooed with the registered tattoo, or branded with the registered brand of any other person, without the consent in writing from such other person.
- (j) A name shall be assigned to each animal. A name consists of the stud name and a number. A particular name may be refused if the name including prefix and including any numeral forming any part of the name shall exceed sixty (60) letters (including figures).
- (k) Names of established families or of established studs (whether in Australia or not) or of celebrated animals (whether in Australia or not) may only be applied to any animal having close ancestral claim thereto and shall not be used if such use in the opinion of the Council is likely to be misleading.
- (l) The name of an animal shall not be changed after entry except with the approval of the Council, and upon any change being made in accordance with these Regulations, a proper record shall be made by the Secretary in any relative certificate of entry and elsewhere as may be required in order to avoid confusion.
- (m) The Council may cancel the registration of an animal if it be found the particulars furnished in the application for registration of such animal are incorrect in any material particular, and the Council may thereupon cancel the entry or registration as the case may be of any descendant of such animal, or may allow the entry or registration of the descendant to remain and may make such correction in the description of the descendant, as the Council may consider proper.

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- (n) Subject to these Regulations every animal submitted for registration shall be indelibly branded by fire or tattoo (or by such other means as the Council may from time to time approve) with the registered brand of its first owner and with a stud number being a distinguishing number.
- (o) No two animals of the same first owner shall be branded with the same stud number or tattooed with the same number.
- (p) A number shall be allocated by the Council to each animal registered in the Herd Book, and the number so allocated shall be known as the Herd Book number or registered number. No two animals of the same sex shall have the same Herd Book number.
- (q) The Council shall upon registration of an animal in the Herd Book furnish a certificate or such other evidence of registration as the Council may prescribe to the registered owner.
- (r) Foundation Dams are not eligible for exhibition.

6. SALES AND TRANSFERS

- (a) At the sale or exchange of an animal already registered in the Herd Book or the Foundation Register or eligible for registration, the vendor or exchanger of the animal shall complete a Transfer Certificate on the form supplied by the Society and shall post same to the Secretary within sixty (60) days of such sale or exchange.
 - (b) The date of the sale or transfer of an animal shall be the date on which delivery was given to the new owner. It is essential that the Society Herd Book registration certificate accompany the Transfer Certificate when application for transfer is made.
 - (c) If a female be sold or otherwise disposed of and it has a branded calf at foot, the vendor shall for this purpose be deemed the first owner, and shall be responsible for the registration of the calf.
 - (d) In the case of an animal not already registered in the Herd Book, an application for its registration must accompany the official Certificate of Transfer, except for unbranded calves at foot under the age of three months, which may be transferred on the same certificate as their dam, and may be registered by the transferee.
 - (e) The transferor shall pay the prescribed fees in respect of each transfer.
 - (f) The Council may decline to record the transfer of any animal if the person applying for such transfer shall fail to pay upon demand any moneys due to the Society or to pay any fee payable in respect of the relative application for transfer.
 - (g) Upon the registration of a transfer of an animal, the relative Certificate of registration shall be endorsed with a record of such transfer and the certificate so endorsed shall be sent by the Secretary to the transferee as the new registered owner.
 - (h) Subject to the Regulations, the transfer of an animal shall be recorded in the Herd Book or the Foundation Register.
 - (i) A late fee as prescribed by the Council shall be payable in respect of each application for transfer lodged (unless the Council shall otherwise determine) after sixty (60) days of the date of sale or exchange.
 - (j) Subject to the provisions herein contained, a transfer by a member of the Society in favour of his or her spouse and /or one or more of his or her children or to a firm or company as sole transferee(s) and comprising animals of which he is registered as the owner in the Herd Book may be approved by the Council and recorded with the reduction of fifty percent (50%) in the prescribed fee, provided that all members of such firm and all shareholders and directors of such company are respectively either wife, son or daughter of such member.
- Continued over.....**
- (k) In the case of the sale or transfer of an estate, the Council may at its discretion permit the transfer of all animal at 50 per cent (50%) of the prescribed fee.
 - (l) The Council reserves the right to set the charges for the transfer of registered Charbray animals between family members.

7. DEATHS

- (a) Notice of the death of any registered animal shall be given by the owner to the Secretary, and upon such notice being given, the death shall be recorded by the Secretary in the Herd Book or Foundation Register.
- (b) Upon the death of a bull from which semen has been collected, the registered owner(s) shall notify the Secretary within thirty (30) days and state the quantity of semen in storage.

8. APPLICATION FORMS

- (a) Applications for registration in the Herd Book or in the Foundation Register and application for transfer shall be made on the respective forms from time to time prescribed by the Council. Transfer forms shall be printed in duplicate and the original will be forwarded to the Secretary of the Society. The duplicate will be retained by the vendor.
- (b) The Council may request additional information before accepting any animal for registration in the Herd Book or in the Foundation Register or before approving any transfer.

9. STUD RECORDS

- (a) It shall be the duty of every member to keep proper records of his stud breeding activities and all such records so kept shall be open for inspection by any person authorised by the Council to inspect same and any such person shall be at liberty to take such extracts therefrom as he may think fit.
- (b) A member shall not submit an animal for registration in the Herd Book or Foundation Register or use any of the terms defined in these Regulations in respect of to which they are not properly attributable in accordance with these Regulations.
- (c) The Council may, whenever it considers it appropriate so to do, print and publish a volume containing such entries, registrations, transfers and pedigrees as have been made or recorded in the Herd Book and Foundation Register since the then last published appropriate.
- (d) The Council may approve, adopt and/or prescribe Standard Conditions of sale applicable to sales of bulls and/or females registered in the Herd Book or in the Foundation Register which are sold at Society Sponsored Sales, and may prescribe the extent, if any, to which any such conditions shall apply.
- (e) In these Regulations, where the context reasonably permits, the singular number includes the plural number and vice versa.

10. MOUTHING SCHEDULE

An animal shall not be eligible for exhibition in Charbray classes at an Agricultural Show if:

- (a) In the case of an animal under 20 months (609 days) of age on the day has or has evidence of having had a permanent tooth
- (b) In the case of an animal to 26 months (791 days) of age on the date of exhibition has or has evidence of having had more than two permanent teeth.
- (c) In the case of an animal to 30 months (913 days) of age on the date of exhibition it has or has evidence of having had more than four permanent teeth.
- (d) The Society reserves the right to appoint an inspector to mouth at any show and animals found to show incorrect teeth will be declared ineligible for showing on that day.

11. STANDARD OF EXCELLENCE

	DESIRABLE	DISQUALIFICATION
COLOUR	Solid colour, white to red and shades in between. The Council of the Charbray Society of Aust strongly recommends that dark coloured cattle are objectionable and members should be discouraged from showing these cattle or offering them for sale at Society Sponsored sales.	Black, Brindle & Dark Grey
PIGMENTATION	Skin must be pigmented	
HEAD	Broad with well-shielded eyes, full open muzzle with strong underjaw. Ears medium to large, either straight or drooped.	
HORNS	Polled, effectively Dehorned or Scurred	
BODY	Well-sprung body cage, full behind the shoulders with strong backline leading to slightly rounded rump, broad at pins with tail well set in.	
SIZE	Well grown for age and with good weight gain ability	
BONE	Medium to large, sound and free of defects	
FLESHING	Thick and evenly distributed	
COAT AND HIDE	Short, sleek coat; loose and pliable hide	
LEGS	Moderate length, firm even hocks, short pasterns, active walk	
UNDERLINE	Clean and neat with some looseness	Large pendulous sheath
SCROTUM	Containing two testicles which are well developed	Small and/or malformed testicles
UDDER	Well developed with teats of moderate size, evenly placed.	
FOREQUARTERS	Shoulders smooth and well set into the body	
HINDQUARTERS	Round and full with hips set into the body	
TEMPERAMENT	Docile but alert	
GENERAL APPEARANCE	Should reflect the influence of the Charolais and bos indicus breeding	

12. Showing

- (a) As of July 1, 2012 only those animals with at least one C4, C5, or C6 parent will be acceptable for entry.
- (b) All calves at foot when showing must adhere to the Charbray Society Standard of Excellence

13. Charbray Breeding & Grading Table as of 10.03.15

	Registered SIRE Brahman	Registered SIRE Charolais D,E,F	Registered SIRE F1	Registered SIRE C4	Registered SIRE C5	Registered SIRE C6
Registered DAM Brahman		F1	C4	C4	C4	C4
Registered DAM Charolais D,E,F	F1		C4	C4	C4	C4
Commercial DAM FD1	FD1	FD1	FD2	FD2	FD2	FD2
Registered DAM FD2	FD2	FD2	FD3	FD3	FD3	FD3
Registered DAM FD3	FD3	FD3	FD3	C4	C4	C4
Registered DAM F1	C4	C4	C4	C4	C4	C4
Registered DAM C4	C4	C4	C4	C5	C5	C5
Registered DAM C5	C4	C4	C4	C5	C6	C6
Registered DAM C6	C4	C4	C4	C5	C6	C6

The C Grading depicts a recognized Charbray Pedigree.

C Grade animals content must not exceed 75/25 either way.

Only C Grade animals are eligible for showing.

The F1 depicts a first cross animal. The FD depicts a foundation animal.

All Sires are required to be registered - you must use a registered Sire to breed up.

To grade up to a FD2 - you must use a registered Charbray Sire.

Registered Brahman & Charolais are FD100BB or FD100CC in the Charbray Herd book

Commercial Female - FD1 (any bred)

Inspected Charbrays come onto the Herd book as FD2 - must be Charbrays

Out of content automatically grades as FD3

Appendage (22.02.16)

Registered FD3 Charbray Females may be eligible to be upgraded to C4 at the discretion of the Charbray Management Council on application in writing by Breeder.

14. Certified Charbray Breeder Trademark



Terms & Conditions of use: Certified Charbray Breeder Trademark

- Accessible to Active and Commercial Members on application
- You are required to be a financial member with a minimum term of 3 years membership
- Permission is renewable annually or if you wish to use in an area not previously applied for you will need to re-apply

To be granted permission to use the Charbray Society of Australia Ltd Trademark, you are required to do so in accordance with and accept the Societies terms and conditions of use. Applications must be in writing including a detailed description of all placements you are applying for.

The Certified Charbray Breeder Trademark use is limited to display on any of the following of which you have individually applied.

- Charbray Stud Sale Catalogues
- Charbray Stud Brochures
- Charbray Stud Signage
- Charbray Stud Business Cards
- Charbray Stud Website
- Charbray Stud Media Ads

The following *tagline must be present on anything that the Trademark is applied to.

*** Charbray Trademark used with permission as an identified Certified Charbray Breeder**

Written applications can be submitted via email to admin@charbray.org
Or PO Box 629 Cotton Tree Q 4558

Once permission is granted you will receive an electronic copy of the trademark for your application, a copy of your final artwork which includes the trademark placement is to be forward to the Charbray office to hold on file.

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Reference guide: Do's & Don'ts

The following applies to and are part of the "Terms & Conditions of Usage" of the Charbray Society of Australia Ltd Trademark.

Do's:

- Distinguish the Charbray Trademark from the surroundings as stand alone
- Represent the Charbray Trademark exactly as supplied in your artwork copy
- Use only Charbray Society of Australia Ltd approved artwork copy of Charbray Trademark
- Can only be used in areas where approval has been granted in writing

Don'ts:

- Don't remove, distort or alter any element the logo. That includes modifying the trademark, do not shorten, change artwork or colours, abbreviate, or create acronyms out of the Charbray Trademark.
- Don't display a Charbray Trademark in any manner that implies or that can be reasonably interpreted to suggest editorial content has been authored by, or represents the views or opinions of the Charbray Society of Australia Ltd
- Don't display a Charbray Trademark in a manner that is in the Charbray Society of Australia's sole opinion misleading, unfair, defamatory, infringing, libellous, disparaging, obscene or otherwise objectionable.
- Don't display a Charbray Trademark on a site that violates any law or regulation.
- Don't incorporate Charbray Trademark features into your own product name, service names, trademarks, logos, or company names.
- Don't adopt marks, logos, slogans, or designs that are confusingly similar to the Charbray Trademark.
- Don't use or register the Charbray trademarks as or incorporated in social media account names, profiles, or monikers.
- Don't register Charbray Trademarks as second or third level domain names.

(Appendage 10.12.16) The Society Trademark can only be used on a page/advertisement with photos of Charbrays and that no other breed photo is present. Other breed names are acceptable however only in context of the Members stud name.

The grant of permission at one point does not prevent the Management Council from revoking those permissions at a later point. Your permission may be revoked under the following conditions, not used in accordance with set out terms and conditions, placed in areas where permission has not been granted, inappropriate use, membership un-financial, resigned or withdrawn. In the event your permission of use is revoked the Charbray Trademark will be required to be removed from all areas of use.

The Certified Charbray Breeder Trademark is registered to and the property of the Charbray Society of Australia Ltd.