

**GEORGIA DEPARTMENT OF AGRICULTURE
ERADICATION, CONTROL AND SUPPRESSION OF
ANIMAL AND POULTRY DISEASES**

**CHAPTER 40-16-3
EQUINE ACT OF 1969**

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40-16-3-.01 Definitions

The following words or terms shall have the meaning set forth herein when used in these rules and regulations:

- (a) Equine shall include horses, mules, asses and any other member of the Equidae species.
- (b) Dealer or Broker. The words “dealer” or “broker” as used in these regulations shall mean any person, firm or corporation engaged in the business of buying equines of any kind for resale or in selling equines of any kind bought for the purpose of resale or in buying equines of any kind for slaughter, and every agent acting for or on behalf of any dealer or broker or auction operator is for the purpose of this Act a dealer or broker; provided, however, that any person acquiring equines for the purpose of using as a part of their operations or for pleasure only are exempt from the definition herein applicable to dealer or broker.
- (c) Barn, Auction or Sales Operator. The words “barn, auction or sales operator” as used in these regulations shall mean any person, firm or corporation engaged in the business of operating public auctions or sales of equines, or of operating barns and yards for the concentration of equine held for the purpose of auction or sale.
- (d) Special Sale. A special sale shall be any sale by a dealer or broker, barn, auction or sales operator held at a time other than a regularly scheduled time, except that any sale by an individual of his own entire stock of equines or part thereof, on his own premises, shall not be considered a special sale.
- (e) Commissioner. The Commissioner is the Commissioner of Agriculture of the State of Georgia.

(f) Department. Department is the Department of Agriculture of the State of Georgia.

(g) Bond. "Bond" shall mean a written instrument issued or executed by a bonding, surety or insurance company licensed to do business in Georgia guaranteeing that the person bonded shall faithfully fulfill the terms of the contract of purchase and guarantee the payment of the purchase price of all equines purchased by him, made payable to the Commissioner for the benefit of persons sustaining loss resulting from the non-payment of the purchase price or the failure to fulfill the terms of the contract of purchase.

40-16-3.02 General