

CE303*

Trade Measurement Act 2006

Trade Measurement Amendment Regulations (No. 2) 2009

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Trade Measurement Amendment Regulations (No. 2) 2009*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Trade Measurement Regulations 2007*.

4. Regulation 102 replaced

Delete regulation 102 and insert:

102. Measuring mass of frozen fish

(1) In this regulation —

fish means all or part of, or any number of, or any combination of, any cold-blooded aquatic vertebrate or invertebrate, including shellfish but not an amphibian or a reptile;

frozen means kept in storage at a maximum temperature of 0°C;

International Standard means a standard made or published by the International Organisation for Standardisation, Geneva;

sieve, for measuring fish from a package, means a circular wirecloth sieve —

- (a) with a diameter of —
 - (i) if the measurement marking on the package is not more than 500 g — 200 mm; or
 - (ii) if the measurement marking on the package is more than 500 g — 300 mm;

and

- (b) with a mesh aperture size of 2.36 mm; and
 - (c) that complies with the requirements for wirecloth sieves in —
 - (i) Australian Standard AS 1152 — 1993: Specification for test sieves, published by Standards Australia; or
 - (ii) International Standard ISO 3310 — 1:2000 (E): Test sieves — Technical requirements and testing.
- (2) This regulation applies to pre-packed frozen fish that has surface ice on any part of the fish.
- (3) For the purposes of the Act, the mass of pre-packed frozen fish in a package must be measured using the following steps —
- (a) measure and record the mass of a sieve;
 - (b) immediately after removing the package from cold storage, remove the fish from the package and —
 - (i) if the fish does not exceed the capacity of the sieve — complete the steps mentioned in subregulation (4); or
 - (ii) if the fish exceeds the capacity of the sieve — complete the steps mentioned in subregulation (5).
- (4) If the fish does not exceed the capacity of the sieve —
- (a) put the fish in the sieve and put the sieve containing the fish in a water bath containing an amount of water at least 8 times the volume of the fish at a temperature of $25^{\circ}\text{C} \pm 5^{\circ}\text{C}$; and
 - (b) keep the fish immersed in the water bath until the surface ice has been removed from the fish; and
 - (c) remove the sieve containing the fish from the water bath; and
 - (d) keep the sieve at an angle of about 20° from the horizontal for at least 2 minutes but not more than 2 minutes 15 seconds to allow water to drain from the fish; and
 - (e) if practicable, remove excess water from the fish by using a cloth or a paper towel; and
 - (f) measure and record the combined mass of the sieve and the fish; and
 - (g) deduct the recorded mass of the sieve from the recorded combined mass of the sieve and the fish to find the mass of the fish.

- (5) If the fish exceeds the capacity of the sieve —
 - (a) divide the fish into lots that do not exceed the capacity of the sieve in any way that is convenient for complying with this subregulation; and
 - (b) for fish in a lot that has surface ice on it — complete the steps mentioned in subregulation (4)(a) to (g); and
 - (c) for fish in a lot that does not have surface ice on it — directly measure and record the mass of the fish; and
 - (d) add together the mass of fish recorded under paragraphs (b) and (c) to find the mass of the fish.
- (6) The mass of the fish is —
 - (a) if the fish does not exceed the capacity of the sieve — the mass of the fish as worked out under subregulation (4)(g); or
 - (b) if the fish exceeds the capacity of the sieve — the mass of the fish as worked out under subregulation (5)(d).

By Command of the Governor,

PETER F. CONRAN, Clerk of the Executive Council.