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**AGRICULTURE**

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AG301\*

Veterinary Preparations and Animal Feeding Stuffs Act 1976

**Stock (Control of Hormonal Growth Promotants) Amendment Regulations 1999**

Made by the Lieutenant Governor and Administrator in Executive Council.

**1. Citation**

These regulations may be cited as the *Stock (Control of Hormonal Growth Promotants) Amendment Regulations 1999*.

**2. The regulations amended**

The amendments in these regulations are to the *Stock (Control of Hormonal Growth Promotants) Regulations 1994\**.

[\* *Published in Gazette 24 June 1994, pp. 2820-9.*  
*For amendments to 29 March 1999 see 1997 Index to Legislation of Western Australia, Table 4, p. 277 and Gazette 30 October 1998.*]

**3. Regulation 3 amended**

Regulation 3(1) is amended as follows:

- (a) in the definition of "Form" by deleting "the Schedule" and inserting instead —  
" Schedule 2 ";

- (b) by inserting after the definition of “Form” the following definition —

“

“**property identification number**” means a unique number, or combination of numerals and letters, allocated by the Department, that identifies a farm, station, or other property, on which stock are kept from time to time;

”;

- (c) by inserting after the definition of “approved” the following definition —

“

“**Department**” means the department in the Public Service principally assisting the Minister in the administration of the Act;

”;

- (d) by deleting the definition of “the Director”.

#### 4. **Regulation 6 inserted**

After regulation 5 the following regulation is inserted —

“

##### 6. **Retail purchasers of HGPs**

- (1) A person who purchases a Hormonal Growth Promotant from a retail seller shall give the seller a declaration in accordance with regulation 48 of the Agvet Regulations of Western Australia (as defined in the *Agricultural and Veterinary Chemical (Western Australia) Act 1995*) unless the person is a person to whom regulation 48(2) of those regulations applies.
- (2) A purchaser who gives a retail seller a declaration under subregulation (1) shall retain, in a place of safe custody, a copy of the declaration for 3 years after the date of the purchase.

”.

#### 5. **Regulation 19 amended**

- (1) Regulation 19(1) is repealed and the following subregulations are inserted instead —

“

- (1) An owner of stock who proposes to sell, or to consign for sale, any stock that are to be declared untreated with a prescribed substance at any time in the life of the stock shall —
- (a) in accordance with subregulation (1a) obtain pink tags on each of which is printed —
- (i) “HGP Free”;

- (ii) the property identification number of the property of origin of the stock; and
  - (iii) a serial number that is unique among the pink tags for that property;
  - (b) apply the tags to the stock before they are transported for sale; and
  - (c) give the purchaser a declaration in the form of Form 5 except where the stock is purchased by a person at a saleyard or for immediate slaughter.
- (1a) An owner of stock shall not obtain such tags other than from —
- (a) the Department; or
  - (b) if authorized by the Department, another supplier.
- (1b) The Department shall not supply an owner of stock with such tags, or authorize an owner to obtain such tags from another supplier, unless the owner has supplied the Department with a signed declaration in the form of Form 4.

”.

- (2) Regulation 19(2) is amended by deleting “subregulation (1)(a)(i)” and inserting instead —
- “ subregulation (1b) ”.
- (3) Regulation 19(3) is amended as follows:
- (a) by deleting “stating”;
  - (b) by deleting paragraphs (a) to (c) and inserting instead —
- “
- (a) stating the number and description of the stock;
  - (b) the property identification number of the property of origin of the stock; and
  - (c) stating that the stock are identified with pink tags to indicate that they are untreated stock.

”.

## 6. Regulation 20 amended

Regulation 20 is amended by deleting paragraphs (a) and (b) and inserting instead —

“

- (a) place a tag on any stock that indicates the stock is free of Hormonal Growth Promotants unless

the person knows that the stock has never been treated with Hormonal Growth Promotants;

- (ab) place a tag on any stock that indicates that the stock is free of Hormonal Growth Promotants unless the tag has been obtained under regulation 19;
- (b) use a tag obtained under regulation 19 contrary to the declaration given under that regulation;

”.

#### 7. **Schedule 2 amended**

(1) Schedule 2, Form 4, is amended as follows:

- (a) in the heading by deleting “**TAIL**”;
- (b) by deleting “the pink (Hormonal Growth Promotants Free) tail tags” and inserting instead —

“

pink tags indicating that the stock are free of Hormonal Growth Promotants (HGPs)

”;

- (c) in paragraph (1) by deleting “(Hormonal Growth Promotants Free) tail tags supplied under” and inserting instead —

“

tags with “HGP Free” written on them obtained by me as a result of

”;

- (d) in paragraph (1) by deleting “(HGP’s)” and inserting instead —

“ (HGPs) ”;

- (e) in paragraph (2) by deleting “(Hormonal Growth Promotants Free) tail”.

(2) Schedule 2, Form 5, is amended by deleting “REGISTERED TAIL TAG NUMBER” and inserting instead —

“

PROPERTY IDENTIFICATION NUMBER OF THE PROPERTY OF ORIGIN OF THE STOCK (AS ON PINK TAGS)

”.

By Command of the Lieutenant Governor and Administrator,

M. C. WAUCHOPE, Clerk of the Executive Council.