

VETERINARY PREPARATIONS AND ANIMAL FEEDING STUFFS.

No. 69 of 1982.

AN ACT to amend the *Veterinary Preparations and Animal Feeding Stuffs Act 1976-1981.*

[Assented to 19 October 1982.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Veterinary Preparations and Animal Feeding Stuffs Amendment Act 1982.*

Short title
and citation.

(2) In this Act the *Veterinary Preparations and Animal Feeding Stuffs Act 1976-1981* is referred to as the principal Act.

Act No. 56 of
1976 as
amended by
Acts Nos.
54 and 63
of 1981.

(3) The principal Act as amended by this Act may be cited as the *Veterinary Preparations and Animal Feeding Stuffs Act 1976-1982.*

No. 69.] *Veterinary Preparations and* [1982.
Animal Feeding Stuffs.

Commence-
ment.

2. This Act shall come into operation on a day to be fixed by proclamation.

Section 33A
inserted.

3. The principal Act is amended by inserting after section 33 the following section—

Review of
registra-
tion.

“ 33A. (1) The Registrar may, at any time review the registration of a product.

(2) Where at the time of review of the registration of a product the Registrar is of the opinion that he would not have registered the product if an application for the registration of the product had been made at that time he may cancel the registration of the product and shall thereupon notify each primary dealer in whose name that product was registered of the cancellation.

(3) A notification given under the provisions of this section shall be accompanied by a statement of the grounds upon which the decision is based. ” .

Section 36
amended.

4. Section 36 of the principal Act is amended by inserting after subsection (1) the following subsection—

“ (1a) The information required to be kept under this Act shall be maintained and stored in such manner as is approved by the Director. ” .

Section 51
repealed.

5. Section 51 of the principal Act is repealed.

Section 52
amended.

6. Section 52 of the principal Act is amended—

(a) by inserting after the section designation “52.” the subsection designation “(1)”;

(b) by deleting “to which this Part applies” in line 3;

1982.] *Veterinary Preparations and* [No. 69.
Animal Feeding Stuffs.

- (c) by deleting “to which this Part applies” in subparagraph (v) of paragraph (d) and substituting the following—

“ for the purposes of this Act ” ; and

- (d) by inserting the following subsection—

“ (2) Regulations made under this Part may be of general or limited application and may apply the whole of this Part, or any provision of this Part, in relation to any product and may make different provision (including transitional provisions) for different cases or classes of case determined according to time, place, purpose of sale, quantity supplied, or other circumstances. ”

7. Section 54 of the principal Act is amended in subsection (1)— Section 54 amended.

(a) by repealing paragraph (a); and

- (b) by inserting after “particular” in paragraph (b) the following—

“ or which cannot be substantiated in any particular ” .

8. Section 56 of the principal Act is repealed. Section 56 repealed.

9. Section 57 of the principal Act is amended in subsection (1) by deleting “to which this Part applies”. Section 57 amended.

10. Section 58 of the principal Act is amended in subsection (1) by deleting “to which this Part applies”. Section 58 amended.

No. 69.] *Veterinary Preparations and* [1982.
Animal Feeding Stuffs.

Section 59
amended.

11. Section 59 of the principal Act is amended in subsection (1) by deleting "to which this Part applies".

Section 65
amended.

12. Section 65 of the principal Act is amended by inserting after paragraph (a) the following paragraph—

“ (aa) a certificate issued or purporting to be issued by the Registrar—

(i) that on any date or during any period a substance to which this Act applies—

(I) was registered; or

(II) was not registered,

under this Act;

(ii) that on any date or during any period any person—

(I) was the primary dealer; or

(II) was not the primary dealer,

in relation to any product,

is evidence of the facts stated in the certificate; ” .

Section 68
amended.

13. Section 68 of the principal Act is amended in subsection (3) by inserting after "in relation to" where first occurring in paragraph (b) the following—

“ an application for ” .