



Western Australia

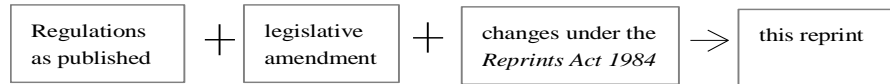
Veterinary Preparations and Animal Feeding Stuffs Act 1976

**Veterinary Preparations and
Animal Feeding Stuffs
Regulations 1998**

Reprint 1: The regulations as at 13 February 2004

Guide for using this reprint

What the reprint includes



Endnotes, Compilation table, and Table of provisions that have not come into operation

1. Details about the original regulations and legislation that has amended its text are shown in the Compilation table in endnote 1, at the back of the reprint. The table also shows any previous reprint.
2. Transitional, savings, or other provisions identified in the Compilation table may be important. The table may refer to another endnote setting out the text of these provisions in full.
3. A table of provisions that have not come into operation, to be found in endnote 1a if it is needed, lists any provisions of the regulations being reprinted that have not come into operation and any amendments that have not come into operation. The full text is set out in another endnote that is referred to in the table.

Notes amongst text (italicised and within square brackets)

1. If the reprint includes a regulation that was inserted, or has been amended, since the regulations being reprinted were made, editorial notes at the foot of the regulation give some history of how the regulation came to be as it is. If the regulation replaced an earlier regulation, no history of the earlier regulation is given (the full history of the regulations is in the Compilation table).

Notes of this kind may also be at the foot of Schedules or headings.

2. The other kind of editorial note shows something has been —
 - removed (because it was repealed or deleted from the law); or
 - omitted under the *Reprints Act 1984* s. 7(4) (because, although still technically part of the text, it no longer has any effect).

The text of anything removed or omitted can be found in an earlier reprint (if there is one) or one of the written laws identified in the Compilation table.

Reprint numbering and date

1. The reprint number (in the footer of each page of the document) shows how many times the regulations have been reprinted. For example, numbering a reprint as “Reprint 3” would mean that the reprint was the 3rd reprint since the regulations were published. Reprint numbering was implemented as from 1 January 2003.
2. The information in the reprint is current on the date shown as the date as at which the regulations are reprinted. That date is not the date when the reprint was published by the State Law Publisher and it is probably not the date when the most recent amendment had effect.

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Veterinary Preparations and Animal Feeding Stuffs Regulations 1998

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Reprinted under the
Reprints Act 1984 as
at 13 February 2004

Western Australia

Veterinary Preparations and Animal Feeding Stuffs Act 1976

Veterinary Preparations and Animal Feeding Stuffs Regulations 1998

Part 1 — Preliminary

1. Citation

These regulations may be cited as the *Veterinary Preparations and Animal Feeding Stuffs Regulations 1998*¹.

2. Commencement

These regulations come into operation on the day on which Part 8 of the *Agricultural Legislation Amendment and Repeal Act 1998* comes into operation¹.

3. Interpretation

- (1) In these regulations, unless the contrary intention appears —
- “**bulk**”, in relation to the sale of an animal feeding stuff, has the meaning given by subregulation (2);
 - “**complete stock food**” means a manufactured stock food that is designed to provide the complete nutritional requirements of an animal;

“expiry date”, in relation to an animal feeding stuff, means the date after which the animal feeding stuff will not retain sufficient strength and potency to fulfil the claims as to efficacy for any purpose made on its behalf;

“feed supplement” means an animal feeding stuff that contains added protein or urea or both and that is designed to be used in conjunction with other animal feeding stuffs;

“Form” means a form in Schedule 5;

“medicated animal feeding stuff” means an animal feeding stuff that contains one or more veterinary preparations for the purpose of —

- (a) preventing or treating disease;
- (b) enhancing growth, production, work or performance;
or
- (c) altering reproductive physiology;

“NRA” means the National Registration Authority for Agricultural and Veterinary Chemicals established by the *Agricultural and Veterinary Chemicals (Administration) Act 1992* of the Commonwealth;

“premix” means an animal feeding stuff that consists of vitamins, minerals or veterinary preparations but does not include added fibre, protein or urea;

“restricted animal material” means any material that consists of or contains tissue from an animal, including a bird or a fish, but does not include gelatin, milk, milk products or tallow;

“ruminant” means alpaca, buffalo, camel, cattle, deer, goat, llama or sheep or any other animal that chews its cud;

“veterinary surgeon” means a person registered as a veterinary surgeon under the *Veterinary Surgeons Act 1960*;

“WA Agvet legislation” means the Agvet Code of Western Australia and the Agvet Regulations of Western Australia;

“withholding period” means the period that should elapse after the administration of the last dose of a veterinary preparation or animal feeding stuff before the animal is slaughtered and during which produce from the animal should not be used or processed for human consumption.

- (2) For the purposes of these regulations, an animal feeding stuff is sold in bulk if at the time it is supplied to the buyer it is not in a container that itself is supplied to the buyer.

[Regulation 3 amended in Gazette 3 Jul 2001 p. 3275.]

Part 2 — General

4. Animal feeding stuffs, standards

- (1) This regulation prescribes standards for animal feeding stuffs.
- (2) An animal feeding stuff must not contain a substance listed in Schedule 1.
- (3) An animal feeding stuff, or an ingredient of an animal feeding stuff, described in column 2 of Schedule 2 must not contain more of an adulterant described in column 3 than is specified in column 4.
- (4) An animal feeding stuff described in column 2 of Schedule 3 must not contain more of an additive described in column 3 than is specified in column 4.
- (5) If a premix or feed supplement is mixed with other substances according to the directions for the use of the premix or feed supplement, the resulting animal feeding stuff must not contain more of an additive described in column 3 of items 2, 3, 4 or 5 in Schedule 3 than is specified in column 4.
- (6) An animal feeding stuff must not contain an additive that is not a veterinary preparation unless the additive —
 - (a) is registered, or approved, by the NRA; or
 - (b) if not so registered or approved, is approved by the chief executive officer.
- (7) An animal feeding stuff must not contain a veterinary preparation unless the veterinary preparation is registered, or approved, by the NRA.

5. Animal feeding stuffs, labelling requirements as to restricted animal material

- (1) If an animal feeding stuff that consists of or contains restricted animal material is sold (whether in a package or in bulk), the package or the invoice for the sale in bulk, as the case requires,

must be labelled 'This feed stuff contains restricted animal material. DO NOT FEED TO CATTLE, SHEEP, GOATS, DEER OR ANY OTHER RUMINANTS.'

- (2) If a manufactured stock food that does not consist of or contain restricted animal material is sold (whether in a package or in bulk), the package or the invoice for the sale in bulk, as the case requires, must be labelled 'This feed stuff does not contain restricted animal material.'
- (3) The letters on a label required by this regulation must be legible, conspicuous and —
 - (a) if the label is printed or stencilled on a package, at least 10 mm high; or
 - (b) in any other case (including a label on an invoice and a label attached as a separate item to a package), at least 3 mm high.
- (4) A label required by this regulation that is attached as a separate item to a package must be at least 120 mm long and at least 45 mm wide.
- (5) This regulation does not apply to an animal feeding stuff that is to be exported from Australia.

[Regulation 5 inserted in Gazette 3 Jul 2001 p. 3276.]

6. Manufactured stock food, labelling requirements

- (1) If manufactured stock food is sold in a package the net weight of which is 5 kg or more, then, unless subregulation (3a) applies, the package must be labelled with the following information about the stock food:
 - (a) its trade name;
 - (b) if not included in its trade name, the animals and the ages of animals that it is manufactured for;
 - (c) directions for its use;
 - (d) storage instructions;

r. 6

- (e) its expiry date or the date before which it should be used;
 - (f) if it contains added fibre, its maximum crude fibre percentage;
 - (g) if it contains added protein, its minimum crude protein equivalent;
 - (h) if it contains added salt, the maximum salt percentage;
 - (i) if it contains added urea, its urea percentage;
 - (j) if it contains more than 3% of urea, a warning that urea can be poisonous to stock;
 - (k) the net weight in the package;
 - (l) its batch number or date of manufacture;
 - (m) the name, and the address of the principal place of business, of the manufacturer or distributor.
- (1a) If manufactured stock food is sold in a package the net weight of which is less than 5 kg, the package must be labelled with the following information about the stock food —
- (a) its trade name;
 - (b) if not included in the trade name, the animals and the ages of animals it is manufactured for;
 - (c) the net weight in the package;
 - (d) the name and the address of the principal place of business of the distributor.
- (2) The label of manufactured stock food that is sold in a package must not refer to a vitamin or mineral in the stock food unless the stock food, when used according to the directions for its use, supplies at least 25% of the daily requirement of the vitamin or mineral for the species for which the stock food is intended, as determined from the publications listed in Schedule 4.
- (3) If manufactured stock food is sold in bulk, the invoice for the sale is to be taken to be the label and must include the following information about the stock food:

- (a) its trade name;
 - (b) its expiry date or the date before which it should be used;
 - (c) its batch number or date of manufacture;
 - (d) the net weight supplied;
 - (e) the name of the person to whom it is supplied.
- (3a) If 1 000 kg or more of manufactured stock food is sold by the manufacturer of the stock food to a single person as a single transaction and the stock food is in bags, then either each bag must be labelled in accordance with subregulation (1) or —
- (a) each bag must be labelled with ‘This bag must not be sold separately.’ or words to that effect and the following information about the stock food —
 - (i) its trade name;
 - (ii) if not included in the trade name, the animals and the ages of animals it is manufactured for;
 - (iii) the name and the address of the principal place of business of the manufacturer or distributor;
- and
- (b) the invoice for the sale must comply with subregulation (3).
- (4) If manufactured stock food that contains a veterinary preparation is sold (whether in a package or in bulk), the package or the invoice for the sale in bulk, as the case requires, must be labelled with the following additional information:
- (a) the words ‘Medicated animal food stuff’ or ‘For animal treatment only’;
 - (b) the name and concentration of the active constituents of the veterinary preparation;
 - (c) the purpose of the veterinary preparation;
 - (d) any warnings or precautionary statements applicable to the veterinary preparation;

r. 6A

- (e) directions for the use of the stock food;
 - (f) if a withholding period applies to the stock food, the period in bold capital letters.
- (5) This regulation is in addition to the labelling requirements under the *Poisons Act 1964*.
- (6) This regulation does not apply to manufactured stock food that is to be exported from Australia.

[Regulation 6 amended in Gazette 3 Jul 2001 p. 3276-7.]

6A. Manufactured stock food for export, labelling requirements

If manufactured stock food that is to be exported from Australia is sold (whether in a package or in bulk), the package or the invoice for the bulk sale, as the case requires, must be labelled with the following —

- (a) the name and the address of the principal place of business of the manufacturer or distributor of the stock food;
- (b) the statement ‘Not for sale or use in Australia. For export only.’ or words to that effect.

[Regulation 6A inserted in Gazette 3 Jul 2001 p. 3277-8.]

7. Medicated animal feeding stuffs, use of

A medicated animal feeding stuff must be used in accordance with the label that under the WA Agvet legislation is required for a container containing the veterinary preparation that is in the medicated animal feeding stuff.

Penalty: \$1 000.

8. Animal feeding stuff containing piperazine, limits on use of

A person must not feed an animal feeding stuff containing piperazine to an animal for more than one period of 3 consecutive days in any period of 90 consecutive days.

Penalty: \$500.

8A. Animal feeding stuffs containing restricted animal material, limits on use of

- (1) A person must not feed to a ruminant an animal feeding stuff that consists of or contains restricted animal material.
Penalty: \$2 000.
- (2) Subregulation (1) does not apply to a person who, with the written permission of the Chief Veterinary Officer (as defined in the *Exotic Diseases of Animals Act 1993*), feeds to a ruminant for research purposes an animal feeding stuff that consists of or contains restricted animal material.
- (3) A person must not feed to a ruminant an animal feeding stuff from a package if the package is labelled with 'This feed stuff contains restricted animal material. Do not feed to cattle, sheep, goats, deer or other ruminants.' or words to that effect.
Penalty: \$2 000.

[Regulation 8A inserted in Gazette 3 Jul 2001 p. 3278.]

9. Animal feeding stuffs, sale of after expiry date

A person must not sell an animal feeding stuff for use on stock if the expiry date on the label of it has passed.

Penalty: \$1 000.

9A. Sale etc. contrary to a label

- (1) A person who is not the manufacturer of a manufactured stock food must not sell a package of the stock food that is labelled with 'This bag must not be sold separately.' or words to that effect.
- (2) A person must not sell an animal feeding stuff (whether in a package or in bulk) if the package or the invoice for the sale in bulk, as the case requires, is labelled with 'Not for sale or use in Australia. For export only.' or words to that effect, unless the sale is for the purposes of exporting it from Australia.

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- (3) A person must not feed to stock any animal feeding stuff (whether from a package or from material bought in bulk) if the package or the invoice for the sale in bulk, as the case requires, is labelled with 'Not for sale or use in Australia. For export only.' or words to that effect.

Penalty: \$2 000.

[Regulation 9A inserted in Gazette 3 Jul 2001 p. 3278-9.]

10. Animal feeding stuffs, storage of

A person who stores an animal feeding stuff for the purpose of selling it must store it in accordance with any storage instructions on the label of it.

Penalty: \$1 000.

11. Labels not to be removed or statements obscured

If in accordance with these regulations, a package or an invoice is labelled with information, a person must not —

- (a) remove the information; or
- (b) obliterate the information or otherwise make it illegible.

Penalty: \$1 000.

12. Inspector, certificate of appointment (s. 37)

- (1) For the purposes of section 37(2) of the Act, a certificate of appointment as an inspector shall be in the form of Form 1.
- (2) A certificate in the form prescribed under the regulations repealed by regulation 18 that is in force when these regulations come into operation is to be taken to be in the prescribed form.

13. Certificate of analysis (s. 47)

For the purposes of section 47 of the Act, a certificate of the results of an analysis shall be in the form of Form 2.

14. Analysis methods

For the purposes of the Act and these regulations —

- (a) the amount of adulterants; and
- (b) the amount of additives,

in an animal feeding stuff is to be determined by an analysis done in accordance with the most recent edition of —

- (c) the publication *Official Methods of Analysis of the Association of Official Analytical Chemists* published by the Association of Official Analytical Chemists, Washington DC, USA; or
- (d) the publication *Official Methods of Analysis of the Association of Official Agricultural Chemists* published by the Association of Official Agricultural Chemists, Washington DC, USA.

[Part 3 repealed in Gazette 3 Jul 2001 p. 3279.]

[Part 4 omitted under the Reprints Act 1984 s. 7(4)(f).]

Schedule 1 Substances prohibited in animal feeding stuffs

**Schedule 1 — Substances prohibited in
animal feeding stuffs**

[r. 4(2)]

Item	Substance
1.	Carbadox
2.	Chloramphenicol
3.	Clenbuterol
4.	Hormones, whether natural or synthetic, including dienoestrol diacetate, diethylstilboestrol, medroxyprogesterone acetate, trenbolone and zeranol
5.	Hydroxyquinalone
6.	Nitrofurans and its derivatives furaltadone, furazolidone, nifursol and nitrofurazone
7.	Phenothiazine
8.	Promazine and related compounds
9.	Reserpine
10.	Sulfathiazole, sulfaguanidine, sulfanilamide, sulfamonomethoxine, sulfachloropyridazine, sulfapyridine, sulfafurazole, sulfamethoxydiazine, sulfacetamide sodium, sulfanitran, phthalylsulfacetamide and sulfacetamide

Schedule 2 — Maximum amounts of adulterants

[r. 4(3)]

Item	Animal feeding stuff or ingredient of an animal feeding stuff	Adulterant	Maximum amount (grams/tonne)
1.	All animal feeding stuffs	Ergots (including fruiting bodies) Lead Polybrominated biphenyls Polychlorinated biphenyls	200 0.2 Nil 0.05
2.	All animal feeding stuffs	Aldrin Chlordane DDT, TDE & DDE (sum) Dieldrin Endrin HCB Heptachlor Lindane (gamma BHC)	0.01 0.01 0.05 0.01 0.03 0.01 0.02 0.1
3.	All animal feeding stuffs	Sum of the adulterants listed in item 2	0.1
4.	Cotton seed meal Peanut meal Peanut shells	Aflatoxin B1	0.2
5.	Canola meal Coconut meal Linseed meal Lupin meal Pea meal Safflower meal Soybean meal Sunflower meal	Aflatoxin B1	0.1
6.	Grain Crushed grain	Aflatoxin B1	0.01
7.	Animal feeding stuff for pigs	Cadmium	0.5

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Schedule 2 Maximum amounts of adulterants

Item	Animal feeding stuff or ingredient of an animal feeding stuff	Adulterant	Maximum amount (grams/tonne)
8.	Animal feeding stuff other than fish meal	Mercury	0.02
9.	Fish meal	Mercury	0.4
10.	Any ingredient for an animal feeding stuff	Lead	1
11.	Manufactured stock food for: cattle (beef) cattle (dairy cows) sheep horses	Aflatoxin B1 Aflatoxin B1 Aflatoxin B1 Aflatoxin B1	0.05 0.02 0.05 0.05
12.	Manufactured stock food for: pigs (creeps & weaners) pigs (other)	Aflatoxin B1 Aflatoxin B1	0.01 0.05
13.	Manufactured stock food for: chickens (layers) ducks poultry (other)	Aflatoxin B1 Aflatoxin B1 Aflatoxin B1	0.02 0.001 0.01
14.	Manufactured stock food for: cattle (dairy cows & calves) sheep pigs (breeding) pigs (other) poultry	Fluorine Fluorine Fluorine Fluorine Fluorine	40 200 150 200 350
14a.	Manufactured stock food for ruminants	Restricted animal material	Nil

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Maximum amounts of adulterants

Schedule 2

Item	Animal feeding stuff or ingredient of an animal feeding stuff	Adulterant	Maximum amount (grams/tonne)
15.	Phosphate for inclusion in manufactured stock food	Cadmium Fluorine	Lower of 20 g/t of phosphate or 100 g/t of phosphorus in phosphate Lower of 8 g/t of phosphate or 40 g/t of phosphorus in phosphate

[Schedule 2 amended in Gazette 3 Jul 2001 p. 3279.]

Schedule 3 Maximum amounts of additives

Schedule 3 — Maximum amounts of additives

[r. 4(4)]

Item	Animal feeding stuff	Additive	Maximum amount (grams/tonne)
1.	Blood meal Fish meal Meat meal Meat & bone meal	Butylated hydroxytoluene (BHT) Butylated hydroxyanisole (BHA) Ethoxyquin Isopropyl gallate Lauryl gallate	200 200 800 200 200
2.	Complete stock food	Butylated hydroxytoluene (BHT) Butylated hydroxyanisole (BHA) Ethoxyquin Isopropyl gallate Lauryl gallate	100 100 150 100 100
3.	Complete stock food	Sum of the additives listed in item 2	150
4.	Complete stock food for: chickens (breeding) chickens (for meat) pigs (breeding) pigs (for meat) other animals	Copper Copper Copper Copper Copper	20 220 50 220 20
5.	Manufactured stock food for other than camelids (other than stock licks)	Selenium	1
6.	Manufactured stock food for animals other than ruminants	Urea	Nil
7.	Stock licks and premixes for cattle, goats or sheep	Copper Selenium	1400 5

**Schedule 4 — Publications for determining daily
nutritional requirements of animals**

[r. 6(2)]

1. Publications

- (1) In the case of equines — *Nutrient Requirements of Equines*, published by the National Research Council of the United States National Academy of Sciences.
- (2) In the case of pigs — *Feeding Standards for Australian Livestock: Pigs, Standing Committee on Agriculture, Pigs Subcommittee, East Melbourne, c1987*, published by CSIRO.
- (3) In the case of poultry — *Feeding Standards for Australian Livestock: Poultry, Standing Committee on Agriculture, Poultry Subcommittee, East Melbourne, 1987*, published by CSIRO.
- (4) In the case of ruminants — *Feeding Standards for Australian Livestock: Ruminants, Standing Committee on Agriculture, Ruminants Subcommittee, East Melbourne, 1990*, published by CSIRO.

Schedule 5 — Forms

[r. 12]

1. Certificate of authority

No.

This is to certify that,
has been appointed an inspector under the *Veterinary Preparations and Animal Feeding Stuffs Act 1976*.

Dated:
Minister

Specimen signature
of holder:

2. Certificate of analysis

Western Australia
Veterinary Preparations and Animal Feeding Stuffs Act 1976

Certificate of analysis

Chemistry Centre (WA)
PERTH

I
a person appointed to be an analyst under the *Veterinary Preparations and Animal Feeding Stuffs Act 1976* certify as follows:

On [date]

I received from
a sample for analysis marked as follows:

Sample No.
Sample of
trade name
obtained from

I have analysed the sample and the result of my analysis is as follows:
.....
.....

Signed

On [date]



Notes

- ¹ This reprint is a compilation as at 13 February 2004 of the *Veterinary Preparations and Animal Feeding Stuffs Regulations 1998* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

Compilation table

Citation	Gazettal	Commencement
<i>Veterinary Preparations and Animal Feeding Stuffs Regulations 1998</i>	30 Oct 1998 p. 6023-37	1 Nov 1998 (see r. 2 and <i>Gazette</i> 30 Oct 1998 p. 5993)
<i>Veterinary Preparations and Animal Feeding Stuffs Amendment Regulations 2001</i>	3 Jul 2001 p. 3275-9	3 Jul 2001
Reprint 1: The <i>Veterinary Preparations and Animal Feeding Stuffs Regulations 1998</i> as at 13 Feb 2004 (includes amendments listed above)		
