

AG303*

Veterinary Preparations and Animal Feeding Stuffs Act 1976

Veterinary Preparations and Animal Feeding Stuffs Amendment Regulations 2001

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Veterinary Preparations and Animal Feeding Stuffs Amendment Regulations 2001*.

2. The regulations amended

The amendments in these regulations are to the *Veterinary Preparations and Animal Feeding Stuffs Regulations 1998**.

[* Published 30 October 1998, p. 6025-37.]

3. Regulation 3 amended

Regulation 3 is amended as follows:

- (a) by inserting before “In these” the subregulation designation “(1)”;
- (b) by inserting in the appropriate alphabetical positions the following definitions —

“

“**bulk**”, in relation to the sale of an animal feeding stuff, has the meaning given by subregulation (2);

“**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;

”;

- (c) by inserting at the end of regulation 3 the following subregulation —

“

- (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.

”.

4. Regulation 5 replaced

Regulation 5 is repealed and the following regulation is inserted instead —

“

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.

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5. Regulation 6 amended

- (1) Regulation 6(1) is amended by deleting “in a package,” and inserting instead —

“

in a package the net weight of which is 5 kg or more,
then, unless subregulation (3a) applies,

”.

- (2) After regulation 6(1) the following subregulation is inserted —

“

- (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.
- (3) Regulation 6(3) is amended by deleting “supply” and inserting instead —
“ sale ”.
- (4) After regulation 6(3) the following subregulation is inserted —
“
 - (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).”.
- (5) After regulation 6(5) the following subregulation is inserted —
“
 - (6) This regulation does not apply to manufactured stock food that is to be exported from Australia.”.

6. Regulation 6A inserted

After regulation 6 the following regulation is inserted —

“

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.

”.

7. Regulation 8A inserted

After regulation 8 the following regulation is inserted —

“

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.

”.

8. Regulation 9A inserted

After regulation 9 the following regulation is inserted —

“

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.

- (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.

”.

9. Part 3 repealed

Part 3 is repealed.

10. Schedule 2 amended

Schedule 2 is amended by inserting after item 14 the following item —

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14a.	Manufactured stock food for ruminants	Restricted animal material	Nil
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By Command of the Lieutenant-Governor
and deputy of the Governor,

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