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VETERINARY PREPARATION AND ANIMAL
FEEDING STUFFS ACT 1976

**VETERINARY
PREPARATIONS AND
ANIMAL FEEDING
STUFFS REGULATIONS
1998**

Western Australia

Veterinary Preparations and Animal Feeding Stuffs Regulations 1998

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Western Australia

Veterinary Preparations and Animal Feeding Stuffs Act 1976

Veterinary Preparations and Animal Feeding Stuffs Regulations 1998

Made by the deputy of the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

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

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 operation.

3. Interpretation

In these regulations, unless the contrary intention appears —

“**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;
- “**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.

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. Medicated stock food requiring prescription

If a veterinary surgeon orally requests a manufacturer to prepare a manufactured stock food that is to contain a veterinary preparation for which a prescription is required, the surgeon must —

- (a) forthwith write a prescription for that veterinary preparation, marking it to show that it has been written in confirmation of the oral request; and
- (b) within 24 hours of making the request, send a copy of the prescription to the person who will use the stock food and to the manufacturer.

Penalty: \$500.

6. Manufactured stock food, labelling requirements

- (1) If manufactured stock food is sold in a package, 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;
 - (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.
- (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 supply 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.
- (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;
 - (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*.

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.

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.

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 — Animal origin feeding stuffs**15. Interpretation**

- (1) In this Part, unless the contrary intention appears —
“**animal origin feeding stuff**” means animal feeding stuff that consists of or contains tissue from an animal other than a bird or fish;

“**Chief Veterinary Officer**” has the same meaning as it has in the *Exotic Diseases of Animals Act 1993*;

“**mammalian material**” means tissue from a mammal but does not include —

- (a) tallow or gelatin;
- (b) milk products; or
- (c) any products consisting of entirely porcine or equine material;

“**prescribed warning**” has the meaning given in subregulation (2).

- (2) A statement is a “prescribed warning”, in relation to an animal origin feeding stuff, if it gives a warning that —
 - (a) the animal origin feeding stuff consists of or contains mammalian material and must not be fed to ruminants; or
 - (b) the animal origin feeding stuff must be fed only to an animal that is not a ruminant or only to animals that are not ruminants, and the statement specifies that animal or those animals.

16. Animal origin feeding stuffs, labelling of

- (1) If an animal origin feeding stuff 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 a statement —
 - (a) if the animal origin feeding stuff consists of or contains mammalian material — that complies with the prescribed warning; or
 - (b) if it does not consist of or contain that material —
 - (i) that the animal origin feeding stuff does not consist of or contain mammalian material; or
 - (ii) that complies with regulation 15(2)(b).
- (2) A statement referred to in this regulation must be legible and conspicuous and in letters at least 3 mm high.
- (3) A label referred to in this regulation must be at least 120 mm long and at least 45 mm wide.

17. Certain animal origin feeding stuffs not to be fed to ruminants

- (1) Subject to subregulation (2), a person must not feed to a ruminant an animal origin feeding stuff that consists of or contains mammalian material.
Penalty: \$2 000.
- (2) Subregulation (1) does not apply to a person who, with the written permission of the Chief Veterinary Officer, feeds to a ruminant for research purposes an animal origin feeding stuff that consists of or contains mammalian material.

- (3) A person must not feed to a ruminant an animal origin feeding stuff if, when the animal origin feeding stuff was purchased (whether in a package or in bulk), the package or the invoice for a sale in bulk carried the prescribed warning.

Penalty: \$2 000.

Part 4 — Repeals

18. Regulations repealed

- (1) The *Veterinary Preparations and Animal Feeding Stuffs Regulations* are repealed.
- (2) The *Veterinary Preparations and Animal Feeding Stuffs (Animal Origin Feeding Stuffs) Regulations 1997* are repealed.

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.	Hydroxyquinolone
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

Item	Animal feeding stuff or ingredient of an animal feeding stuff	Adulterant	Maximum amount (grams/tonne)
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
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

Item	Animal feeding stuff or ingredient of an animal feeding stuff	Adulterant	Maximum amount (grams/tonne)
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
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 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

Item	Animal feeding stuff	Additive	Maximum amount (grams/tonne)
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

1. Certificate of authority

[r. 12]

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]

By Command of the deputy of the Governor,

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

