



Agricultural and Veterinary Chemicals (New South Wales) Regulation 2000

under the

Agricultural and Veterinary Chemicals (New South Wales) Act 1994

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Agricultural and Veterinary Chemicals (New South Wales) Act 1994*.

RICHARD AMERY, M.P.,
Minister for Agriculture

Explanatory note

The Agvet Code is a national code relating to the registration, labelling and supply of agricultural and veterinary chemicals. It applies as a law of New South Wales because of the *Agricultural and Veterinary Chemicals (New South Wales) Act 1994*.

The object of this Regulation is to repeal and remake the provisions of the *Agricultural and Veterinary Chemicals (New South Wales) Regulation 1995*. The new Regulation:

- (a) prescribes certain provisions of the *Stock Medicines Act 1989* as eligible laws for the purposes of the Agvet Code, and
- (b) suspends the operation of certain provisions of the *Stock Medicines Act 1989* that are covered by the Agvet Code.

Provisions under the repealed Regulation that dealt with the relationship between the Agvet Code and the *Pesticides Act 1978* have not been carried over because of the repeal of that Act by the *Pesticides Act 1999*.

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Explanatory note

This Regulation relates to matters arising under legislation that is substantially uniform or complementary with legislation of the Commonwealth or another State or Territory.

This Regulation is made under the *Agricultural and Veterinary Chemicals (New South Wales) Act 1994*, including sections 32 (the general regulation-making power), 33 and 36.

This Regulation is made in connection with the staged repeal of statutory rules under Part 3 of the *Subordinate Legislation Act 1989*.

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Agricultural and Veterinary Chemicals (New South Wales) Regulation 2000

1 Name of Regulation

This Regulation is the *Agricultural and Veterinary Chemicals (New South Wales) Regulation 2000*.

2 Commencement

This Regulation commences on 14 July 2000.

3 Definition

(1) In this Regulation:

stock medicine has the same meaning as in the *Stock Medicines Act 1989*.

(2) The explanatory note and table of contents do not form part of this Regulation.

4 Eligible laws for purposes of Agvet Code

Sections 38 and 39 of the *Stock Medicines Act 1989* are declared to be eligible laws for the purposes of the definition of *permit* in section 109 of the Agvet Code.

5 Registration of stock medicines

(1) Registration of a stock medicine under the Agvet Code is taken to be registration of the stock medicine for the purposes of the *Stock Medicines Act 1989*.

(2) The suspension or cancellation of registration of a stock medicine under the Agvet Code is taken to be the suspension or cancellation of registration of the stock medicine for the purposes of the *Stock Medicines Act 1989*.

(3) A reference in section 21 (3) of the *Stock Medicines Act 1989* to a notification that requires a person to dispose of a stock medicine includes a reference to a notice under section 55 of the Agvet Code that requires a person to deal with the stock medicine in a particular way.

6 Labels for stock medicines

A reference in the *Stock Medicines Act 1989* to a label registered under, or required or permitted by, that Act in relation to a stock medicine is taken to be a reference to a label approved under the Agvet Code in relation to that stock medicine.

7 Permits for stock medicines

- (1) A reference to a permit in a provision of the *Stock Medicines Act 1989* referred to in clause 4 includes a reference to a permit within the meaning of the Agvet Code.
- (2) Anything authorised under section 33 of the *Stock Medicines Act 1989* is taken, for the purposes of any provision of that Act referred to in clause 4, to be something authorised by a permit within the meaning of the Agvet Code.

8 Suspension of operation of certain provisions of Stock Medicines Act 1989

The following provisions of the *Stock Medicines Act 1989* are suspended:

- (a) sections 4 and 5,
- (b) Part 2 (except section 21 (3)),
- (c) sections 44 and 45.

9 Repeal

The *Agricultural and Veterinary Chemicals (New South Wales) Regulation 1995* is repealed.