

1992—No. 490

**STOCK FOODS ACT 1940—REGULATION**

(Stock Foods Regulation 1992)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Stock Foods Act 1940, has been pleased to make the Regulation set forth hereunder.

WAL MURRAY,  
Acting Minister for Agriculture and Rural Affairs.

**Citation**

1. This Regulation may be cited as the Stock Foods Regulation 1992.

**Commencement**

2. This Regulation commences on 1st September, 1992.

**Definition**

3. In this Regulation:  
“the Act” means the Stock Foods Act 1940.

**Sec. 3: definition of “By-products”**

4. The following substances are declared to be by-products for the purposes of the Act:
  - Buttermilk and skim milk in semi-solid or powder form
  - Lucerne meal
  - Hulls, husks and my other residue arising from the processing of seeds for the purpose of extracting oil from the seeds

**Sec. 3: definition of “Foreign ingredients”**

5. (1) The substances, plants, parts of plants and seeds of plants referred to in Column 1 of Schedule 1 are declared to be foreign ingredients for the purposes of the Act.

(2) Urea is also declared to be a foreign ingredient for the purposes of the Act.

**Sec. 3: definition of “Stock”**

6. All vertebrate animals (including birds and fish) and all bees are prescribed as stock for the purposes of the Act.

**Sec. 3: definition of “Stock food”**

7. Seeds of the kind referred to in Schedule 2 are declared to be stock food for the purposes of the Act.

**Sec 5: application fees in connection with the registration of stock food etc.**

8. (1) For the purposes of section 5 (2) (b) of the Act, the prescribed fee is \$100.

(2) For the purposes of section 5 (2A) of the Act, the prescribed annual fee is \$40.

**Sec. 5C: time for lodgment of appeal**

9. For the purposes of section 5C (2) of the Act, the prescribed time is the period of 2 months after the notice of refusal or cancellation is duly served on the applicant or wholesale dealer concerned.

**Sec. 6: labelling of stock food packages**

10. (1) For the purposes of section 6 (2) (e) of the Act:

- (a) the label attached to a package of any manufactured stock food or by-product must state the amount of
- any salt (sodium chloride), expressed by weight or as a percentage of the net weight of the stock food or by-product; and
  - any foreign ingredient, expressed by weight or in parts per million of the net weight of the stock food or by-product; and
  - any crude fat, expressed as a percentage of the net weight of the stock food or by-product; and

- (b) the label attached to a package of meat meal must state the amount of the calcium or phosphorus, expressed as the maximum and minimum percentages of the weight of the meat meal; and
  - (c) a label attached to a package of any manufactured stock food containing meat, offal or bone must, if it contains matter indicating that the contents of the package are fit for use as pet food, set out particulars indicating the species of animal from which the meat, offal or bone is derived.
- (2) For the purposes of subclause (1) (a):
- (a) the stated amount of salt must be accurate to within 0.15 per cent of the net weight of the stock food or by-product; and
  - (b) the stated amount of crude fat must be accurate to within 1.5 per cent (where it is stated to be 10 per cent or less) or 2.5 per cent (where it is stated to be more than 10 per cent) of the net weight of the stock food or by-product.

### **Sec. 7: foreign ingredients**

**11. (1)** The proportion or amount of any foreign ingredient referred to in Column 1 of Schedule 1 that may be contained in any stock food of a kind referred to in Column 2 of that Schedule must not exceed the proportion or amount referred to in Column 3 of that Schedule.

**(2)** The proportion or amount of urea that may be contained in any kind of stock food (other than a stock lick formed by heat fusion into a solid mass) must not exceed:

- (a) 3 per cent by weight of the stock food; or
- (b) if the label attached to the package in which the stock food is sold directs that the stock food be mixed with some other substance before it is used, 3 per cent by weight of the product formed by mixing the stock food with that other substance in accordance with the directions set out on the label.

**(3)** The proportion or amount of urea that may be contained in a stock lick formed by heat fusion into a solid mass must not exceed 35 per cent by weight of the stock lick.

**(4)** The maximum residue limit of any substance in a stock food (within the meaning of the Commonwealth Standard) must not exceed the relevant maximum residue limit specified by that Standard.

**(5)** The Commonwealth Standard referred to in subclause (4) is the Standard published by the Australian Government Printing Service under the title MRE Standard—Standard for Maximum Residue Limits of

Pesticides, Agricultural Chemicals, Feed Additives, Veterinary Medicines and Noxious Substances”, as published (with amendments) in November 1987.

**Sec. 10: exemption from giving invoice**

**12.** For the purposes of section 10 of the Act, a vendor of stock food is not required to give to the purchaser an invoice in either of the following circumstances:

- (a) if the stock food, or the package containing the stock food, has attached to it a label that sets out the statements required by the Act to be stated in an invoice;
- (b) if the vendor (being a retailer) breaks open a duly labelled package of any stock food or by-product in order to sell a portion of the stock food or by-product without alteration or addition.

**Sec. 21: taking of samples etc.**

**13. (1)** For the purposes of section 21 (1) of the Act, a sample of stock food must weigh at least 3 kilograms or, if the bulk from which it is taken weighs less than 3 kilograms, must comprise the whole of the bulk.

**(2)** A sample may be taken from any part of the bulk and portions of a sample may be taken from different parts of the bulk so long as the portions are properly mixed before the sample is divided.

**(3)** For the purposes of section 21 (3) of the Act, delivery of a sample to an analyst may be effected by causing the sample to be sent to the analyst, by post or otherwise, in a tamper-proof package.

**(4)** A package is taken to be tamper-proof if it is of a design and construction approved by the Chief, Division of Animal Industries.

**(5)** For the purposes of section 21 (4) of the Act, the part of a sample retained by an inspector must be kept:

- (a) in the possession of the inspector; or
- (b) in a place to which only the inspector, and persons authorised by the inspector, have access,

until the Chief, Division of Animal Industries, directs the inspector as to the manner in which the sample is to be disposed of.

**Standard quality for certain stock foods**

**14.** Stock foods must comply with the following standards:

**Bran** must consist wholly of the outer skin or coating of the wheat grain or berry, pure and without admixture of any kind, obtained in

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the usual commercial milling process from wheat from which all impurities have been removed by cleaning and scouring.

**Meat meal** must consist wholly of the ground residue from animal tissue, and must be sufficiently fine:

- (a) to permit 99 per cent of it to pass through a metal sieve having square openings of 3.55 mm; and
- (b) to permit 95 per cent of it to pass through a metal sieve having square openings of 2.36 mm.

**Pollard** must consist wholly of the products of the wheat grain or berry (other than flour or bran) obtained in the usual commercial milling process from wheat from which all impurities have been removed, and must be sufficiently fine to permit at least 99 per cent of it to pass through a metal sieve having round openings of 1.5 mm in diameter.

**Repeal**

15. The Stock Foods Regulations 1940 are repealed.

## SCHEDULE 1—FOREIGN INGREDIENTS

(C11. 5, 11)

Column 1	Column 2	Column 3
Foreign Ingredient	Kind of Stock Food	Maximum Proportion Allowed in a Sample of 1 kg
Any substance of whatever character in itself deleterious to the life or health of stock	All stock foods	None
Any substance of whatever character added to stock food for the purpose only of increasing the weight or bulk of the stock food	All stock foods	None

Seeds (being free, or enclosed in a capsule, pod or other fruit) and bulbils of	Any stock food consisting wholly or in part of any grain or of any seed declared by clause 6 to be a stock food, whether any such grain or seed is whole or crushed	
Burrs ( <i>Xanthium spp.</i> )		2 seeds or 1 burr
Cape tulips ( <i>Homeria spp.</i> )		None
Castor-oil plant ( <i>Ricinus communis</i> L.)		None
Common heliotrope ( <i>Heliotropium europeum</i> L.)		10 seeds
Crow garlic ( <i>Allium vineale</i> L.)		5 seeds or bulbils
Darnel ( <i>Lolium temulentum</i> L.)		10 seeds
Dodder ( <i>Cuscuta spp.</i> )		None
Hexham scent ( <i>Melilotus indicus</i> L.) All.		10 seeds
Jute ( <i>Corchorus olitorius</i> )		10 seeds
Mexican poppy ( <i>Argemone mexicana</i> L. s. lat.)		10 seeds
Mintweed ( <i>Salvia reflexa</i> Hornem.)		10 seeds
Nightshade ( <i>Solanum spp.</i> )		1 fruit or 10 seeds
Opium poppy ( <i>Papaver somniferum</i> L.)		None

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Parthenium weed ( <i>Parthenium hysterophorus</i> )	None										
Rattlepod ( <i>Crotalaria</i> spp.)	None										
Sesbania pea ( <i>Sesbania cannibina</i> (Retz.) Poir.)	200 seeds										
Skeleton weed ( <i>Chondrilla juncea</i> L.)	5 seeds										
St John's wort ( <i>Hypericum perforatum</i> L. var. <i>angustifolium</i> DC.)	None										
Thornapple ( <i>Datura</i> spp.)	5 seeds										
Fluorine	<p>Manufactured stock foods (other than stock licks) intended to be fed to:</p> <table border="0"> <tbody> <tr> <td>(a) dairy calves</td> <td>120 mg per kg</td> </tr> <tr> <td>(b) adult dairy cattle</td> <td>400 mg per kg</td> </tr> <tr> <td>(c) sheep</td> <td>200 mg per kg</td> </tr> <tr> <td>(d) pigs</td> <td>100 mg per kg</td> </tr> <tr> <td>(e) Poultry</td> <td>350 mg per kg</td> </tr> </tbody> </table> <p>Other stock foods which are not complete stock foods and which contain more than 1 000 mg per kg</p>	(a) dairy calves	120 mg per kg	(b) adult dairy cattle	400 mg per kg	(c) sheep	200 mg per kg	(d) pigs	100 mg per kg	(e) Poultry	350 mg per kg
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(b) adult dairy cattle	400 mg per kg										
(c) sheep	200 mg per kg										
(d) pigs	100 mg per kg										
(e) Poultry	350 mg per kg										
	The proportion or amount set out on the label affixed to the package in accordance with section 6 of the Act										

## SCHEDULE 2—SEEDS DECLARED TO BE STOCK FOODS

(Cl. 7)

Common Name	Botanical Name
Bean <ul style="list-style-type: none"> <li>• Adzuki</li> <li>• Broad</li> <li>• French</li> <li>• Horse</li> </ul>	( <i>Phaseolus vulgaris</i> L.)

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• Mung	( <i>Vigna radiata</i> (L.) Wilczek)
• Soy	( <i>Glycine max</i> (L.) Merr.)
• Tick	( <i>Vicia faba</i> var. <i>minor</i> Beck)
Buckwheat	( <i>Fagopyrum esculentum</i> Moench)
Canola	( <i>Brassica napus</i> L. var. <i>napus</i> ; <i>Brassica rapa</i> var. <i>silvestris</i> (Lam.) Briggs)
Cotton	( <i>Gossypium hirsutum</i> L.)
Lentil	( <i>Lens culinaris</i> Medik.)
Linseed	( <i>Linum usitatissimum</i> L.)
Lupin	( <i>Lupinus albus</i> L.; <i>Lupinus angustifolius</i> L; <i>Luteus</i> L.)
Pea	
• Chick	( <i>Cicer arietinum</i> L.)
• Cow	( <i>Vigna unguiculata</i> (L.) Walp. ssp. <i>unguiculata</i> )
• Field	( <i>Pisum sativum</i> L. s. lat.)
Peanut	( <i>Arachis hypogaea</i> L.)
Safflower	( <i>Carthamus tinctorius</i> L.)
Sunflower	( <i>Helianthus annuus</i> L.)
Vetch	
• Blanchefleur	( <i>Vicia sativa</i> ssp. <i>nigra</i> (L.) Ehrh.)
• Languedoc	( <i>Vicia sativa</i> ssp. <i>nigra</i> (L.) Ehrh.)
• Namoi	( <i>Vicia villosa</i> ssp. <i>dasycarpa</i> (Ten.) Cav.)
• Popany	( <i>Vicia benghalensis</i> L.)

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SCHEDULE 1—FOREIGN INGREDIENTS

SCHEDULE 2—SEEDS DECLARED TO BE STOCK FOODS

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**EXPLANATORY NOTE**

The object of this Regulation is to repeal and remake, with minor modifications, the provisions of the Stock Foods Regulations 1940. The new Regulation:

- (a) extends the meaning of several key definitions in the Stock Foods Act 1940;
- (b) prescribes fees in connection with the registration of stock foods;
- (c) prescribes 2 months as the time within which an appeal against the refusal or cancellation of registration of a stock food must be lodged;
- (d) limits the proportion or amount of foreign ingredients that may be contained in stock foods;
- (e) regulates the taking of samples of stock foods for analysis; and
- (f) sets standards with which certain stock foods must comply.

This Regulation is made in connection with the staged repeal of subordinate legislation under the Subordinate Legislation Act 1989.

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