

1995—No. 523

STOCK MEDICINES ACT 1989—REGULATION

(Stock Medicines Regulation 1995)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Stock Medicines Act 1989, has been pleased to make the Regulation set forth hereunder.

R. S. Amery
Minister for Agriculture.

Citation

1. This Regulation may be cited as the Stock Medicines Regulation 1995.

Commencement

2. This Regulation commences on 1 September 1995.

Definitions

3. In this Regulation:

“**stock food**” has the same meaning as in the Stock Foods Act 1940;

“**the Act**” means the Stock Medicines Act 1989.

Advertising: sec. 43

4. (1) This clause:

(a) has effect for the purposes of section 43 of the Act; and

(b) applies to any stock medicine containing a substance included in Schedule One, Three, Four or Eight of the Poisons List proclaimed under section 8 of the Poisons Act 1966.

(2) A person must not advertise a stock medicine to which this clause applies otherwise than in a journal whose circulation is generally limited to, or in a document intended for distribution exclusively to, veterinary surgeons, pharmacists or wholesalers of stock medicines.

Maximum penalty: 50 penalty units.

Directions for use of stock food that has been treated with stock medicine

5. (1) A person who supplies stock food to another person, knowing that the food has been treated with a stock medicine:

- (a) must ensure that the person supplied is aware that the food has been so treated; and
- (b) must provide the person supplied with such written details concerning the use of the stock medicine as were obtained by the supplier when the supplier obtained the food or when the supplier obtained the stock medicine with which the food has been treated.

(2) The written details must include details of the withholding period applicable to the stock medicine:

- (a) as specified by the veterinary surgeon who prescribed or supplied the stock medicine or authorised the stock medicine to be supplied for the treatment of the stock food; or
- (b) if no such details have been so specified, as specified on the label on the package containing the stock medicine.

Maximum penalty: 50 penalty units.

(3) In this clause:

“withholding period” means the minimum period that should elapse between the last administration of a stock medicine, or stock food treated with a stock medicine, and:

- (a) the slaughter for human consumption of animals to which the stock medicine or stock food has been administered; or
- (b) the harvesting of wool, fibre, milk or eggs, or the release of honey for human consumption, from an animal to which the stock medicine or stock food has been administered.

Repeal

6. (1) The Stock Medicines Regulation 1990 is repealed.

(2) Any act, matter or thing that, immediately before the repeal of the Stock Medicines Regulation 1990, had effect under that Regulation continues to have effect under this Regulation.

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EXPLANATORY NOTE

The object of this Regulation is to repeal the Stock Medicines Regulation 1990 and remake such of the provisions of that Regulation as are still relevant. The new Regulation:

- (a) prohibits the advertising of certain stock medicines (clause 4); and
- (b) requires a person who supplies stock food that has been treated with a stock medicine to provide certain information about the use of the stock food (clause 5); and
- (c) contains other provisions of a formal nature (clauses 1, 2, 3 and 6).

This Regulation is made under the provisions of the Stock Medicines Act 1989, including section 65 (the general regulation making power) and section 43 (offences relating to advertising).

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