

Queensland



Subordinate Legislation 2001 No. 134

Agricultural Standards Act 1994

Stock Act 1915

**STOCK AND AGRICULTURAL STANDARDS
AMENDMENT REGULATION (No. 1) 2001**

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MINOR AMENDMENTS OF STOCK REGULATION 1988

PART 1—PRELIMINARY

1 Short title

This regulation may be cited as the *Stock and Agricultural Standards Amendment Regulation (No. 1) 2001*.

PART 2—AMENDMENT OF STOCK REGULATION 1988

2 Regulation amended in pt 2 and schedule

This part and the schedule amend the *Stock Regulation 1988*.

3 Amendment of s 6 (Definitions)

(1) Section 6, definitions “**mammalian material**”, “**meal**”, “**piggery**” and “**tare**”—

omit.

(2) Section 6—

insert—

“**animal matter**” means—

- (a) an animal carcass; or
- (b) matter derived from an animal, including, for example, blood, faeces, meal and tissue.

“**animal-contaminated matter**” means refuse or residue that—

- (a) contains, or may contain, animal matter; or
- (b) has been, or may have been, in contact with animal matter.

Example of ‘animal-contaminated matter’—

Hotel or restaurant food scraps that have been in contact with meat used in food preparation at the hotel or restaurant.

“**authorised testing person**”, for part 5, division 1, see section 46.

“**estimated market value**”, for part 5, division 3, see section 49.

“**introduce**”, for part 2, see section 7.

“**meal**” means blood meal, meat meal, meat and bone meal or other meal made by rendering material of animal origin.

“**supply**” includes the following—

- (a) give or sell;
- (b) possess for supply;
- (c) offer or agree to give, sell or otherwise supply;
- (d) cause or permit to be given, sold or otherwise supplied.

“**tare**”, for a vehicle, means its weight as equipped for travelling on a road, but not including any load.’.

4 Replacement of s 68A (Definitions for pt 9)

Section 68A—

omit, insert—

‘PART 8—FEED RESTRICTIONS FOR DISEASE PREVENTION AND CONTROL

‘62 Purpose of pt 8

‘(1) The purpose of this part is to prevent and control disease spread through the consumption of animal matter by stock.

‘(2) The purpose is achieved by imposing restrictions relating to the feeding of stock.

‘63 Restrictions for animal and animal-contaminated matter

‘(1) This section applies in relation to stock, other than—

- (a) dogs or cats; or
- (b) caged pet birds, other than poultry; or
- (c) zoo or circus animals, other than pigs or ruminants.

‘(2) A person must not do any of the following—

- (a) feed animal matter or animal-contaminated matter to stock;

- (b) possess animal matter or animal-contaminated matter for the purpose of feeding it to stock;
- (c) allow stock access to animal matter or animal-contaminated matter;
- (d) supply animal matter or animal-contaminated matter to someone else for the purpose of feeding it to stock.

‘(3) For subsection (2), matter is fed to stock, possessed for the purpose of feeding it to stock or accessed by stock only if the matter is used, or intended to be used, as food for stock in itself and not merely because it is, or might be, consumed by stock.

Examples for subsection (3) of matter that might be consumed by stock but is not ‘used, or intended to be used, as food for stock in itself’—

1. Faecal by-product of stock consumed directly by other stock, without human assistance or involvement.
2. Fertilizer containing animal matter applied to a stock grazing pasture to fertilize it.
3. Cattle feedlot effluent lawfully discharged on a stock grazing pasture to dispose of the effluent.

‘64 Restriction on feeding ruminants—warning statement

‘(1) A person must not feed, or allow someone else to feed, stock food to a ruminant if—

- (a) the food is in, or has come from, a container that is, or was when the food was in the container, labelled with a ruminant feed warning statement;¹ or
- (b) the food has, at any time, been supplied in bulk to anyone and a ruminant feed warning statement has been given to anyone who received the food.²

‘(2) For subsection (1), a person does not allow someone else to feed stock food to a ruminant merely because the person supplies or transports the stock food to the other person.

‘(3) In this section—

-
- 1 For the requirement in Queensland for the label and the statement, see the Standards Regulation, section 42 (Statement label must contain).
 - 2 See the Standards Regulation, section 50(1)(b) and (2) (Labelling method).

“**container**” includes package.

“**labelled**” includes labelled under the Standards Regulation, part 5.³

“**ruminant feed warning statement**” means—

- (a) the statement—
 - (i) ‘DO NOT FEED TO CATTLE, SHEEP, GOATS, DEER OR OTHER RUMINANTS’; or
 - (ii) ‘DO NOT FEED TO RUMINANTS’; or
- (b) words to the effect of a statement mentioned in paragraph (a).

“**Standards Regulation**” means the *Agricultural Standards Regulation 1997*.

“**stock food**” see Standards Regulation, section 34.⁴

‘65 Exemptions for pt 8

‘(1) This section applies for a proceeding against a person for an offence against section 37(1) of the Act constituted by a contravention of this part.

‘(2) It is an exemption for the offence (an “**offence exemption**”) if the contravention was the doing of an act as follows (a “**relevant act**”)—

- (a) feeding any of the following to stock—
 - (i) gelatin;
 - (ii) milk of Australian origin;
 - (iii) a milk product made in Australia and derived from milk of Australian origin;
 - (iv) tallow;
- (b) feeding meal to stock other than a ruminant;
- (c) feeding animal matter or animal-contaminated matter to stock if the feeding is done by, or carried out under the directions of, a veterinary surgeon for disease control;

3 The Standards Regulation, part 5 (Labelling agricultural requirements)

4 The Standards Regulation, section 34 (Meaning of “stock food”)

- (d) feeding animal-contaminated matter to stock if the matter is cooking oil that has, after its last contact with animal matter, been—
 - (i) filtered in a way that removes free particles of solid matter suspended in the oil from the oil; and
 - (ii) subjected to a temperature of at least 70 °C for at least 20 minutes;
- (e) feeding animal matter or animal-contaminated matter to stock, or possessing animal matter or animal-contaminated matter, for the purpose of feeding it to stock under approved research;
- (f) using animal matter or animal-contaminated matter in a poisoned bait to kill dingoes or feral pigs.

‘(3) If an offence exemption applies to a relevant act, the person does not commit the offence that would otherwise be committed by the act.

‘(4) The *Justices Act 1886*, section 76,⁵ applies to an offence exemption.’.

5 Omission of ss 75–77

Sections 75 to 77—

omit.

6 Insertion of new s 79

After section 77—

insert—

‘79 Numbering and renumbering of regulation

‘In the next reprint of this regulation produced under the *Reprints Act 1992*, the provisions of this regulation must be numbered and renumbered as permitted by the *Reprints Act 1992*, section 43.’.

⁵ *Justices Act 1886*, section 76 (Proof of negative etc.)

7 Amendment of schs 1 and 7

(1) Schedules 1 and 7, ‘acute equine respiratory syndrome virus’—
omit.

(2) Schedules 1 and 7—
insert—

‘Chagas disease

Crimean-Congo haemorrhagic fever

duck virus hepatitis

Hendra virus

malignant catarrhal fever (wildebeest associated)

Menangle virus

Nipah virus’.

PART 3—AMENDMENT OF AGRICULTURAL STANDARDS REGULATION 1997

8 Regulation amended in pt 3

This part amends the *Agricultural Standards Regulation 1997*.

9 Amendment of pt 4, div 2, sdiv 4, hdg, ss 41 to 43 and sch 3

Part 4, division 2, subdivision 4, heading, sections 41 to 43 and schedule 3, part 4, ‘mammalian material’—

omit, insert—

‘restricted animal material’.

10 Amendment of sch 5 (Dictionary)

(1) Schedule 5, definition “**mammalian material**”—
omit.

(2) Schedule 5—

insert—

‘**“restricted animal material”**—

1. “Restricted animal material” means blood meal, meat meal, meat and bone meal or other meal made by rendering material of animal origin.
2. However, “restricted animal material” does not include—
 - (a) gelatin; or
 - (b) milk of Australian origin; or
 - (c) a milk product made in Australia and derived from milk of Australian origin; or
 - (d) tallow.’.

SCHEDULE

MINOR AMENDMENTS OF STOCK REGULATION 1988

section 2

1 Section 5A(1)—

omit, insert—

‘(1) The fees payable under the Act are stated in schedule 8.’

2 Section 5A—

relocate and renumber as section 78.

3 Section 6, from ‘In these sections’ to ‘appears—’—

omit, insert—

‘The dictionary in schedule 9 defines particular words used in this regulation.’

4 Section 6, definition “immediate slaughter”, ‘. Slaughter shall be’—

omit, insert—

‘and slaughtered’.

**5 Section 6, definition “other cattle (1 or more permanent teeth)”,
‘ “other cattle (1 or more permanent teeth)” ’—**

omit, insert—

‘ “other cattle” (1 or more permanent teeth)’.

6 Section 6, definitions, as amended under this regulation—

relocate to schedule 9 as inserted by this regulation.

SCHEDULE (continued)

- 7 Section 7, before definition “introduce”—**
omit, insert—
- ‘7 Definition for pt 2**
‘In this part—’.
- 8 Section 7A, heading—**
omit, insert—
- ‘7A What is a disease’.**
- 9 Section 7B, heading—**
omit, insert—
- ‘7B What is a notifiable disease’.**
- 10 Sections 7A, 7B and 7C—**
relocate and renumber, in part 1, as sections 6A, 6B and 6C respectively.
- 11 Section 7BB, ‘(Owner to be compensated)—**
omit.
- 12 Sections 7BA and 7BB—**
relocate and renumber as sections 71A and 71B respectively.
- 13 Section 11, ‘included in the Second Schedule hereto’—**
omit, insert—
‘mentioned in schedule 2’.

SCHEDULE (continued)

14 Section 23(1)(a)(i) and (b)(i), from ‘premises’ to ‘1984’—

omit, insert—

‘an accredited poultry abattoir’.

15 Section 23—

insert—

‘(3) In this section—

“**accredited poultry abattoir**” means an approved abattoir accredited under the *Meat Industry Act 1993* to process poultry.’.

16 Section 28, ‘the Third Schedule’—

omit, insert—

‘schedule 3’.

17 Section 42, paragraph (b)—

omit, insert—

‘(b) an inspector, other than an acting or honorary inspector; or

(ba) an authorised person under the *Dairy Industry Act 1993*; or’.

18 Part VI, heading—

omit.

19 Section 59(2), ‘set out in the Fourth Schedule’—

omit, insert—

‘stated in schedule 4’.

SCHEDULE (continued)

20 Section 59(3), ‘set out in the Fifth Schedule’—

omit, insert—

‘stated in schedule 5’.

21 Section 59(5), ‘3,4,5,6-tetrahydrophthalimidomethyl±’—

omit, insert—

‘3,4,5,6-tetrahydrophthalimidomethyl (±)’.

22 Part IX, heading—

omit.

23 Before section 69—

insert—

‘PART 9—MISCELLANEOUS PROVISIONS’.

24 Schedule 1, heading, ‘section 7A’—

omit, insert—

‘section 6A’.

25 Schedule 2, heading—

omit, insert—

‘SCHEDULE 2

‘CROSSING-PLACES

section 11’.

SCHEDULE (continued)

26 Schedules 3 to 5—

omit, insert—

‘SCHEDULE 3**‘ANIMAL PATHOGENS, BIOLOGICAL PREPARATIONS, ARTICLES OR THINGS REQUIRING PERMIT FOR ENTRY**

section 28

Bacillus anthracis

Brucella melitensis

Infectious bovine rhinotracheitis

Rabies Vaccine

Ovine brucellosis vaccine

Yersina pestis

an animal pathogen or biological preparation not approved or registered under the *Agricultural and Veterinary Chemicals Code Act 1994* (Cwlth).

SCHEDULE (continued)

‘SCHEDULE 4

**‘PERMITTED MEDICAMENTS FOR STOCK
TREATMENT**

section 59(2)

amitraz	2-methyl-1,3-bis(2,4-xylylimino)-2-azapropane
azamethiphos	<i>S</i> -6-chloro-2-oxo-oxazolo [4,5- <i>b</i>] pyridin-3-ylmethyl <i>O,O</i> -dimethyl phosphorothioate
bendiocarb	2,2-dimethylbenzo-1,3-dioxolan-4-yl methylcarbamate
bromophos-ethyl	<i>O</i> -4-bromo-2,5-dichlorophenyl <i>O,O</i> -diethyl phosphorothioate
carbaryl	1-naphthyl methylcarbamate
chlorfenvinphos	2-chloro-1-(2,4-dichlorophenyl) vinyl diethyl phosphate
chlorpyrifos	<i>O,O</i> -diethyl <i>O</i> -3,5,6-trichloropyrid-2-yl phosphorothioate
coumaphos	<i>O</i> -3-chloro-4-methylcoumarin-7-yl <i>O,O</i> -diethyl phosphorothioate
cresylic acid	
crotoxyphos	dimethyl [<i>E</i>]-1-methyl-2-(α -methylbenzyloxycarbonyl) vinyl phosphate

SCHEDULE (continued)

cyhalothrin	<i>(R,S)</i> - α -cyano-3-phenoxybenzyl (<i>Z</i>)-(1 <i>RS</i> ,3 <i>RS</i>)-3-(2-chloro-3,3,3-trifluoropropenyl)-2,2-dimethylcyclopropanecarboxylate
cypermethrin	(\pm) - α -cyano-3-phenoxybenzyl (\pm)- <i>cis, trans</i> -3-(2,2-dichlorovinyl)-2,2-dimethylcyclopropanecarboxylate
cyromazine	<i>N</i> -cyclopropyl-1,3,5-triazinetriamine
deltamethrin	<i>(S)</i> - α -cyano-3-phenoxybenzyl (1 <i>R</i> ,3 <i>R</i>)-3-(2,2-dibromovinyl)-2,2-dimethylcyclopropanecarboxylate
diazinon	<i>O,O</i> -diethyl <i>O</i> -(2-isopropyl-6-methylpyrimidin-4-yl) phosphorothioate
ethion	<i>S,S'</i> -methylene bis(<i>O,O</i> -diethyl phosphorodithioate)
fenthion	<i>O,O</i> -dimethyl <i>O</i> -3-methyl-4-methylthiophenyl phosphorothioate
fenvalerate	(\pm) - α -cyano-3-phenoxybenzyl (\pm)-2-(4-chlorophenyl)-3-methylbutyrate
magnesium fluosilicate .	magnesium hexafluorosilicate
maldison	<i>S</i> -1,2-bis(ethoxycarbonyl)ethyl <i>O,O</i> -dimethyl phosphorodithioate
methidathion	<i>S</i> -(2,3-dihydro-5-methoxy-2-oxo-1,3,4-thiadiazol-3-ylmethyl) <i>O,O</i> -dimethyl phosphorodithioate
naphthalene	

SCHEDULE (continued)

permethrin	3-(phenoxy)benzyl (\pm)- <i>cis, trans</i> -3-(2,2-dichlorovinyl)-2,2-dimethylcyclopropanecarboxylate
phosmet	<i>O, O</i> -dimethyl <i>S</i> -phthalimidomethyl phosphorodithioate
promacyl	5-isopropyl- <i>m</i> -tolyl <i>N</i> -butyryl- <i>N</i> -methylcarbamate
propetamphos.	<i>Z-O</i> -2-isopropoxycarbonyl-1-methylvinyl <i>O</i> -methyl ethylphosphoramidothioate
rotenone	(2 <i>R</i> ,6 <i>aS</i> ,12 <i>aS</i>)-1,2,6,6 <i>a</i> ,12,12 <i>a</i> -hexahydro-2-isopropenyl-8,9-dimethoxychromeno[3,4- <i>b</i>]furo[2,3- <i>h</i>]chromen-6-one.(<i>C.A.</i>) (<i>R</i>)-1,2-dihydro-8,9-dimethoxy-2-(1-methylethenyl) [1] benzopyrano[3,4- <i>b</i>]furo[2,3- <i>h</i>][1]benzopyran-6,12-dione(9CI); 1,2,12,12 <i>a</i> -tetrahydro-2 <i>a</i> -isopropenyl-8,9-dimethoxy[1]benzopyranol[3,4- <i>b</i>]furo[2,3- <i>h</i>] [1]benzopyran-6(6 <i>aH</i>)-one
sulfur	
temephos	<i>O, O'</i> -thiodi- <i>p</i> -phenylene bis(<i>O, O</i> -dimethyl phosphorothioate)
tetrachlorvinphos	[<i>Z</i>]-2-chloro-1-(2,4,5-trichlorophenyl)vinyl dimethyl phosphate
a medicament containing	<i>O, O</i> -dimethyl <i>O</i> -[4-(dimethyl sulphamoyl)phenyl] phosphorothioate
a medicament containing	2,3,4,5-bis (2 butylene) tetrahydrofurfural
a medicament containing	(1,5 <i>a</i> ,6,9,9 <i>a</i> ,9 <i>b</i>)-hexahydro-4 <i>a</i> (4 <i>H</i>)-dibenzofurancarboxaldehyde

SCHEDULE (continued)

a medicament containing *N,N*-diethyl-*m*-toluamide (*N,N*-diethyl-3-methylbenzamide)

a medicament containing pyrethins and piperonyl butoxide

a medicament containing dipropyl pyridine-2,5-dicarboxylate (dipropyl isocinchomeronate)

a medicament containing ethohexadiol (3-hydroxymethylheptan-4-ol)

a medicament containing *N*-(2-ethylhexyl) 8,9,10-trinorborn-5-ene-2,3-dicarboximide

a medicament containing [1*RS*,3*SR*,*SR*]- α -cyano-3-phenoxybenzyl 3-(2,2-dichlorovinyl)-2,2-dimethylcyclopropanecarboxylate

a medicament containing α -cyano-4-floro-3-phenoxybenzyl-3-[2-(4-chlorophenyl)-2-chlorovinyl]-2,2-dimethylcyclopropanecarboxylate

a medicament containing 5-*O*-demethyl-22,23-avermectin A_{1a} 5-*O*-demethyl-25-de(1-methylpropyl)-25-(1-methylethyl) avermectin A_{1a}

a medicament containing 5-*O*-demethyl-22,23-dihydroavermectin A_{1a} 5-*O*-demethyl-25-de(1-methylpropyl)-22,23 dihydro-25-(1-methylethyl) avermectin A_{1b}

SCHEDULE (continued)

‘SCHEDULE 5

‘PROHIBITED MEDICAMENTS FOR STOCK TREATMENT

section 59(3)

Aldrin 1*R*,4*S*,4*aS*,5*s*,8*R*,8*aR*)-1,2,3,4,10,10-hexachloro-1,4,4*a*,5,8,8*a*-hexahydro-1,4:5,8-dimethanonaphthalene

OR

1,2,3,4,10,10-hexa-chloro-1,4,4*a*,5,8,8*a*-hexahydro-*exo*-1,4-*endo*-5,8-demethanonaphthalene

BHC Mixed isomers of 1,2,3,4,5,6-hexachlorocyclohexane

Chlordane 1,2,4,5,6,7,8,8-octachloro-2,3,3*a*,4,7,7*a*-hexahydro-4,7-methanoindene

OR

1,2,4,5,6,7,8,8-octa-chloro-3*a*,4,7,7*a*-tetrahydro-4,7-methanoindan

DDT Mixed isomers of dichlorodiphenyltrichlorethane in which *p,p'*-DDT predominates 1,1,1-trichloro-2,2-bis(4-chlorophenyl)ethane

SCHEDULE (continued)

- Dieldrin (1*R*,4*S*,4*aS*,5*R*,6*R*,7*S*,8*S*,8*aR*)-1,2,3,4,10,10-hexachloro-1,4,4*a*,5,6,7,8,8*a*-octahydro-6,7-epoxy-1,4:5,8-dimethanonaphthalene
- OR
- 1,2,3,4,10,10-hexachloro-6,7-epoxy-1,4,4*a*,5,6,7,8,8*a*-octahydro-*exo*-1,4-*endo*-5,8-dimethanonaphthalene
- Endrin (1*R*,4*S*,4*aS*,5*S*,6*S*,7*R*,8*R*,8*aR*)-1,2,3,4,10,10-hexachloro-1,4,4*a*,5,6,7,8,8*a*-octahydro-6,7-epoxy-1,4:5,8-dimethanonaphthalene
- OR
- 1,2,3,4,10,10-hexachloro-6,7-epoxy-1,4,4*a*,5,6,7,8,8*a*-octahydro-*exo*-1,4,-*exo*-5,8-dimethanonaphthalene
- HCB Hexachlorobenzene
- Heptachlor 1,4,5,6,7,8,8-heptachloro-3*a*,4,7,7*a*-tetrahydro-4,7-methanoindene
- Lindane *gamma* isomer of 1,2,3,4,5,6-hexachlorocyclohexane
- Oxychlorane 2,3,4,5,6*a*,7,7-octachloro-1*a*,1*b*,5,5*a*,6,6*a*-hexahydro-2,5-methano-2*H*-indeno(1,2,-*b*)oxirene.’.

27 Schedule 6, heading, ‘section 5A’—

omit, insert—

‘section 78’.

28 Schedule 6—

relocate and renumber as schedule 8.

SCHEDULE (continued)

29 Schedule 7, heading, ‘section 7B’—

omit, insert—

‘section 6B’.

30 After schedule 7—

insert—

‘SCHEDULE 9

‘DICTIONARY

section 6’.

ENDNOTES

1. Made by the Governor in Council on 9 August 2001.
2. Notified in the gazette on 10 August 2001.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Primary Industries.