

NORTHERN TERRITORY OF AUSTRALIA

STOCK (CONTROL OF HORMONAL
GROWTH PROMOTANTS) REGULATIONS

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NORTHERN TERRITORY OF AUSTRALIA

Regulations 1993, No. 4*

Regulations under the *Stock (Control of Hormonal
Growth Promotants) Act*

I, KEITH JOHN AUSTIN ASCHE, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Stock (Control of Hormonal Growth Promotants) Act*.

Dated 31 March 1993.

K.J.A. ASCHE
Administrator

STOCK (CONTROL OF HORMONAL
GROWTH PROMOTANTS) REGULATIONS

1. CITATION

These Regulations may be cited as the *Stock (Control of Hormonal Growth Promotants) Regulations*.

2. DEFINITIONS

(1) In these Regulations, unless the contrary intention appears -

"approved" means approved by the Chief Inspector;

"Form" means a form in Schedule 2;

"retail sale" means a sale otherwise than by way of wholesale;

"wholesale" means a sale to another person for the purposes of sale by that other person.

(2) A reference in these regulations to an owner of stock includes a reference to a person who is acting for the owner of the stock.

* Notified in the *Northern Territory Government Gazette* on 1 April 1993.

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3. PRESCRIBED SUBSTANCES

The following substances are prescribed substances:

| <u>Trade names</u> | <u>Active ingredients</u> |
|--|---|
| Compudose 200 | Oestradiol - 17 β |
| Compudose 400 | Oestradiol - 17 β |
| Finaplix | Trenbolone acetate |
| Ralgro | Zeranol (resorcyclic acid lactone) |
| Revalor | Trenbolone acetate and oestradiol - 17 β |
| Steerex | Oestradiol benzoate and progesterone |
| Synovex C Calf Growth 120 Promotant | Oestradiol benzoate and progesterone |
| Synovex H Heifer Growth and Finishing Implants | Oestradiol benzoate and testosterone propionate |
| Synovex S Steer Growth and Finishing Implants | Oestradiol benzoate and progesterone |
| Zerapel | Zeranol (resorcyclic acid lactone) |

4. APPLICATION FOR REGISTRATION BY SELLERS OF PRESCRIBED SUBSTANCES

(1) A person who desires to be registered as a seller of a prescribed substance shall apply to the Chief Inspector in the form of the approved form.

(2) A seller may be registered as a wholesaler or as a retailer or both as a wholesaler and a retailer.

(3) An application under subregulation (1) shall be accompanied by the prescribed fee.

5. REGISTRATION OF SELLERS

The Chief Inspector shall register a person as a wholesaler or retailer, or both wholesaler and retailer, of prescribed substances if the Chief Inspector is satisfied that -

- (a) the person is capable of maintaining satisfactory records of purchases and sales of prescribed substances;

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- (b) the person is capable of maintaining systems of controls for the safe custody of prescribed substances;
- (c) the person understands the duties imposed under the Act and these Regulations on the sellers and purchasers of prescribed substances.

6. DUTIES OF WHOLESALER

(1) A person who sells a prescribed substance by way of wholesale shall enter in a register in a form approved by the Chief Inspector the following information:

- (a) the name of the seller;
- (b) the name and amount of each prescribed substance sold by the seller;
- (c) the manufacturer's batch number for the prescribed substance;
- (d) the name and address of each purchaser of the prescribed substance;
- (e) the date of each sale,

and such other information as the Chief Inspector directs.

(2) The information referred to in subregulation (1) shall be entered in the register immediately the order for the prescribed substance is taken by the seller and shall be confirmed by the seller before delivery is made.

7. DUTIES OF RETAILERS

(1) A person who sells a prescribed substance by way of retail sale shall enter in a register approved by the Chief Inspector the following information:

- (a) the name of the seller;
- (b) the name and amount of each prescribed substance sold by the seller;
- (c) the manufacturer's batch number for the prescribed substance;
- (d) the name and address of each registered user who purchases the prescribed substance, and
- (d) the date of the sale,

and such other information as the Chief Inspector directs.

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(2) The information referred to in subregulation (1) shall be entered in the register immediately after the sale is made.

8. RETURNS BY SELLERS

A person who sells prescribed substances shall forward to the Chief Inspector not later than the tenth day of each month a return in the form of the approved form of all purchases and sales of prescribed substances made by that person during the previous month.

9. DECLARATION BY PURCHASER

(1) A person who purchases a prescribed substance by way of retail sale for the purpose of treating stock shall make and sign a declaration in the form of Form 1.

(2) A person who sells a prescribed substance by way of retail sale shall make 2 copies of every declaration made in subregulation (1) and shall -

- (a) retain the original declaration for a period of 3 years; and
- (b) give one copy of the declaration to the purchaser.

10. DUTIES IN RELATION TO TREATING STOCK

(1) An owner of stock shall ensure that stock are treated only under his or her own personal supervision and shall ensure that immediately after stock is treated -

- (a) each animal is marked with an ear punch mark consisting of an equilateral triangle; and
- (b) a record is made of the animals so treated in a register in a form approved by the Chief Inspector.

(2) Any marking of an animal under subregulation (1) shall be made only -

- (a) with a punch of the type approved by the Chief Inspector; and
- (b) in the manner approved by the Chief Inspector.

(3) The register referred to in subregulation (1)(b) shall be kept in a place of safe custody by the person who is the owner of the stock at the time of treatment and shall be retained for a period of 3 years after the last entry in the register is made.

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11. DUTIES IN RELATION TO TREATED STOCK

A person who is the owner of stock that are treated shall ensure that any stock treated with a prescribed substance are permanently identifiable by means of the mark prescribed under regulation 10.

12. RECORDS TO BE KEPT BY OWNER OF TREATED STOCK

(1) A person who is or becomes the owner of stock that have been treated with a prescribed substance shall make and keep a record of -

- (a) the numbers of any treated stock that have been purchased and the source or sources of each purchase;
- (b) the numbers of any treated stock that have been sold and the person or persons to whom the sales have been made; and
- (c) the number of stock owned by him or her that have been treated while on any property owned by him or her.

(2) A record made under subregulation (1) shall be retained by the owner of stock for a period of not less than 3 years.

(3) An owner of stock who has purchased any stock that is declared to be untreated stock shall keep every declaration given under regulation 13 in relation to such stock together with the record kept under subregulation (1) for the period of 3 years.

13. DUTIES OF OWNER OF STOCK DECLARED UNTREATED STOCK

(1) An owner of stock who proposes to sell or consign for sale stock that are declared to be untreated shall, or at the time of selling or consigning such stock, make and sign a vendor's declaration in relation to the stock or each lot of stock, if more than one, in the form of Form 2 that the stock have not, at any time, been treated with a prescribed substance.

(2) A duplicate copy of the declaration referred to in subregulation (1) shall be retained by the seller for a period of not less than 2 years after the date of the sale.

(3) The original declaration referred to in subregulation (1) shall be given by the seller or his agent to the purchaser of the stock.

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14. DUTIES OF SELLER PRIOR TO CONSIGNMENT

(1) Where stock is sold as untreated stock under a declaration made in accordance with these regulations the person selling the stock whether acting as principal or agent shall ensure -

- (a) that the stock is accompanied by a declaration referred to in regulation 13; and
- (b) if the stock is consigned to a saleyard that all the stock prior to being consigned are identifiable as untreated stock by -
 - (i) painting the tail butt of each animal in the consignment with a scourable quick-drying pink paint; or
 - (ii) affixing to each animal a pink tail tag bearing identification marks of the property from which the stock is being consigned.

15. DUTIES OF AGENTS

(1) A person to whom stock is consigned as agent for the purposes of the sale of the stock as declared untreated stock shall as soon as practicable after the sale of the stock as declared untreated stock -

- (a) if the stock is sold in one lot, take the original declaration made in relation to the stock under regulation 13 and give it to the purchaser;
- (b) if the stock is sold in more than one lot -
 - (i) make a copy of the original declaration made in relation to the stock under regulation 13 for the purposes of each such lot;
 - (ii) complete the part of the declaration headed "AGENT'S DECLARATION" and sign the agent's declaration; and
 - (iii) give a copy of each declaration signed and completed to the respective purchasers of each of the lots of stock sold.

(2) An agent who has sold stock declared as untreated stock under a declaration under Regulation 13 in more than one lot shall retain the original declaration made in relation to the stock for a period of not less than 2 years.

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16. DECLARATION SYSTEMS

(1) Notwithstanding anything in these regulations, for the purpose of facilitating the attainment of the objects of the Act, the Chief Inspector may devise or approve of systems of declarations and returns that ensure that treated stock and carcasses are separately identifiable from untreated stock and carcasses.

(2) A person who complies with the provisions of a system devised or approved by the Chief Inspector under subregulation (1) is deemed to comply with the relevant provisions of these Regulations.

17. PERIOD OF REGISTRATION

Registration of a person under these Regulations is valid for a period of 1 year commencing from the date of registration and may be renewed on application and payment of the prescribed fee to the Chief Inspector.

18. SUSPENSION OR CANCELLATION OF REGISTRATION

The Chief Inspector may suspend or cancel the registration of a person who is registered under these Regulations if the Chief Inspector is satisfied that the person has contravened or failed to comply with these Regulations.

19. DECLARATION NOT TO BE DEFACED

A person shall not alter, obliterate or deface a declaration made under these Regulations.

20. FEES

The fees set out in Schedule 1 are payable in relation to the matters set out in that Schedule.

21. OFFENCES

A person who contravenes or fails to comply with these regulations commits an offence.

Penalty: \$5,000.

SCHEDULE 1

FEES

Registration or renewal of seller of prescribed substances

\$200.

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SCHEDULE 2

FORMS
FORM 1

NORTHERN TERRITORY OF AUSTRALIA

Stock (Control of Hormonal Growth Promotants) Act

DECLARATION BY PURCHASER AT POINT OF RETAIL SALE OF HGP'S

Name of owner/authorised representative

Address

I, being the owner/authorised representative of the owner (delete as applicable), responsible for the husbandry of the livestock on the properties assigned the tail tag numbers detailed below declare that the

No. of doses

Specify HGP brand/type

doses of

have today been purchased from

Name of retailer

Address

and will be implanted into cattle bearing or covered by

Tail Tag No(s)

and that I will permanently identify all treated animals by the prescribed ear punch mark at the time of their implantation.

Signature and Date

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NOTE: The prescribed ear punch mark shall be in the form of an equal sided triangle with sides of 20 millimetres.

The mark is to be applied so as to leave a space on all sides within the margin of the ear.

Either the left or right ear may be so marked.

If an animal has previously been treated with HGP's and has been ear punched with the prescribed mark, there is no requirement to again identify the animal with this mark.

Only approved ear punches may be used for applying this prescribed ear mark. Approved ear punches are available from registered retailers of HGP's.

Copies of this form to be held for auditing purposes for 3 years

Original (pink copy) - to be retained by Retailer
Duplicate (white copy) - to be retained by Purchaser

FORM 2

VENDOR'S DECLARATION AS TO HORMONAL GROWTH PROMOTANT (HGP)
TREATMENT STATUS OF CATTLE OFFERED FOR SALE/SLAUGHTER

This form must be completed and handed to livestock purchaser or agent. Explanatory notes are on the reverse of this form.

I, the owner/authorised representative of the owner (delete as applicable), responsible for the husbandry of the livestock described below hereby declare that: The cattle described below have not been treated with Hormonal Growth Promotants (HGP's) at any period of their lives.

Description of cattle

| Item No. | No. of Stock | Tail Tag Number | Breed | Sex/Age* | Cattle Brand/ Tattoo (where applicable) | Earmark (where applicable) |
|----------|--------------|-----------------|-------|----------|---|----------------------------|
|----------|--------------|-----------------|-------|----------|---|----------------------------|

TOTAL (Total number of stock declared on this sheet)

*Sex/Age category describes the animal's type and includes the following descriptions; call, veal, yearling, steer, cow, bull.'

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Printed Name and Address of Owner/Representative

| |
|--|
| |
| |

Signature and Date

| | | |
|--|--|--|
| | | |
|--|--|--|

AGENT'S DECLARATION

This section is to be completed by the saleyard agent for any sub-lot sold separately from the above described lot.

I, an authorised saleyard agent, hereby declare that, as a result of the splitting of consignments at the time of sale, the above vendor declaration is now limited to the number and type of cattle detailed below.

I further declare that each purchaser of a sub-lot of the above described cattle has been presented with a duly completed copy of this Vendor Declaration and that the total number of cattle declared on sub-lots does not exceed the total disclosed in the original Vendor Declaration.

| Item Number | Number of Stock |
|-------------|-----------------|
| | |
| | |
| | |

Printed Name of Saleyard Agent

| |
|--|
| |
|--|

Signature and Date

| | | |
|--|--|--|
| | | |
|--|--|--|

WARNING: A person who makes a false or misleading statement in this form is guilty of an offence which may be punishable upon conviction by imprisonment for 12 months.

Copies of this form to be held by the Owner/Representative for auditing purposes for 2 years.

In the case of sub lots, copies of this form to be held by the Saleyard Agent for 2 years.

Stock (Control of Hormonal Growth Promotants) Regulations

VENDOR'S DECLARATION AS TO HORMONAL GROWTH
PROMOTANT (HGP) TREATMENT STATUS OF CATTLE
OFFERED FOR SALE/SLAUGHTER

EXPLANATORY NOTES

This form is required to be furnished in respect of cattle that the owner wishes to maintain eligibility for export to the European Community (EC) and other countries requiring meat and offal from hormone free cattle.

This form should be used where the:

- * animals are consigned direct from farm to abattoir.
- * animals are sold from one owner to another.
- * fat stock are sold at saleyard.
- * store sales are sold at saleyard.
- * animals are sold on CALM.

RESPONSIBILITIES OF OWNERS:

The owner or representative must complete this form and pass it on to the new owner of the cattle. Where animals are to be consigned to a saleyard the owner/representative must also ensure that the cattle are identified with pink paint above the tail of each animal prior to leaving the property.

RESPONSIBILITIES OF SALEYARD AGENTS:

Agents must ensure that the signed vendor declaration is passed on to the new buyer of the animals. In the case of split consignments the agent must ensure that the signed vendor declaration is copied and the Agents Declaration completed and signed. In the case of split consignments copies of completed forms must be held by the agent for 2 years.

CURRENTLY REGISTERED HGP'S ARE:

- (1) Revalor Steer Growth Promotant and Finishing Implant
 - (2) Finaplix Cow and Heifer Growth Promotant and Finishing Implant
 - (3) Synovex - S
 - (4) Synovex - C
 - (5) Synovex - H
 - (6) Compudose 200
 - (7) Compudose 400
 - (8) Ralgro
 - (9) Zerapel
 - (10) Steerex
-
-