



Australian Capital Territory

Food Regulations 1994

SL1994-4

made under the

Food Act 1992

Republication No 0B

Effective: 16 September 1999 – 30 June 2000

Republication date: 19 July 2012

Last amendment made by SL1999-18

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Food Regulations* effective 16 September 1999 to 30 June 2000.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.



Australian Capital Territory

FOOD REGULATIONS 1994

This consolidation has been prepared by the ACT Parliamentary Counsel's Office

Updated as at 16 September 1999

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1 Name of regulations

These regulations are the *Food Regulations 1994*.

2 Commencement

(1) Regulations 1, 2 and 3 commence on the day on which these Regulations are notified in the *Gazette*.

(2) Regulation 4 commences on the day on which section 19D of the Act commences.

3 Interpretation

In these Regulations, unless the contrary intention appears—
the Act means the *Food Act 1992*.

4 Exemptions from licensing requirements

For the purposes of subsection 19D (2) of the Act—

- (a) a person who carries on a food business consisting solely of—
 - (i) selling, by retail, non-perishable and pre-packaged food;
 - (ii) the transportation of food; or
 - (iii) the sale and delivery of milk to residential premises in accordance with a vendor's permit or a vendor's licence granted under the *Milk Authority Act 1971*; or
- (b) a person who carries on business in a State (being a business in respect of which the person holds a licence or is otherwise authorised under the law of that State corresponding to the Act) and who carries on a food business consisting solely of, on not more than 2 occasions in any calendar year, selling food from a vehicle at a show, festival or other outdoor activity in the Territory of not more than 3 days duration;

is exempt from subsection 19D (1) of the Act.

5 Sale of eggs

(1) For section 24B of the Act, an expression in the following table is a prescribed expression, with the meaning given in the table, if it is immediately followed or preceded on the label by the word “egg”:

Expression	Conditions under which the hens that produced the eggs are kept
Battery cage	Hens are kept in cages— <ul style="list-style-type: none">(a) without access to litter, perch or nest; and(b) in accordance with the stocking level and other requirements for cage systems under the code.

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Expression	Conditions under which the hens that produced the eggs are kept
Barn	<p>Hens are kept—</p> <ul style="list-style-type: none"> (a) with the freedom and capacity to socialise, to move freely within the shed, to stretch, perch, nest, dust bathe, flap wings and fly; and (b) with adequate perching facilities and nests available to birds within the shed to accommodate the needs of all hens; and (c) with half the housing kept under litter; and (d) in accordance with the stocking level and other requirements for deep litter systems on a single level under the code.
Aviary	<p>Hens are kept in a shed—</p> <ul style="list-style-type: none"> (a) with the freedom and capacity to socialise, to move freely within the shed, to stretch, perch, nest, dust bathe, flap wings and fly; and (b) with adequate perching facilities and nests available to birds on a number of levels within the shed to accommodate the needs of all hens; and (c) with half the housing kept under litter; and (d) in accordance with the stocking level and other requirements for deep litter systems under the code with the allowance of a number of additional levels of nesting and perching space.
Free range	<p>Hens are kept—</p> <ul style="list-style-type: none"> (a) with continuous day-time access to outdoor runs; and (b) with access at all times to indoor litter, perches and nests; and (c) with adequate protection at all times from predators and the elements; and

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	(d) in accordance with the stocking level and other requirements for range systems under the code.
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(2) For section 24B of the Act, a label is conspicuous if the prescribed expression is in a standard type of at least 6 mm.

(3) In this regulation—

code means the current *Model Code of Practice for the Welfare of Animals: Domestic Poultry*, made by the Animal Health Committee of the Standing Committee on Agriculture and Resource Management (SCARM).

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NOTE

1. The *Food Regulations 1994* (in force under the *Food Act 1992*) as shown in this reprint comprise Subordinate Law No. 4, 1994 amended as indicated in the Tables below.

Table of Subordinate Laws

Regulation No.	Date of making	Date of notification in <i>Gazette</i>	Date of commencement	Application, saving or transitional provisions
1994 No 4	24 Feb 1994	28 Feb 1994	rr 1-3: 28 Feb 1994 remainder: 27 Feb 1994	
1999 No 18	15 Sept 1999	16 Sept 1999	16 Sept 1999	—

Table of Amendments

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision	How affected
reg 1.....	sub 1999 No 18 reg 3
reg 5.....	ins 1999 No 18 reg 4

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