

Stock Medicines Instrument of Delegation 2021

under the

Stock Medicines Act 1989

I, GARY BARNES, Secretary of the Department of Regional NSW, in pursuance of section 64 of the *Stock Medicines Act 1989*, make the following Instrument of Delegation.

Dated this 04th day of November 2021



GARY BARNES,

Secretary

Department of Regional NSW

Part 1 Preliminary

1. Name

This Instrument is the *Stock Medicines Instrument of Delegation 2021*.

2. Commencement

This Instrument commences on the day on which it is signed.

3. Interpretation

(1) In this Instrument:

Chief Veterinary Officer means a person appointed under section 377 of the *Biosecurity Act 2015* and whose responsibilities relate to the administration or execution of the Act.

Deputy Chief Veterinary Officer means a person appointed under section 377 of the *Biosecurity Act 2015* and whose responsibilities relate to the administration or execution of the Act.

function includes a power, authority or duty, and **exercise** a function includes perform a duty.

Senior Executive Band 1 means a senior executive employed by the Department in Band 1 under the *Government Sector Employment Act 2013* or an employee with an equivalent salary level, and whose responsibilities relate to the administration or execution of the Act.

Senior Executive Band 2 means a senior executive employed by the Department in Band 2 under the *Government Sector Employment Act 2013* or an employee with an equivalent salary level, and whose responsibilities relate to the administration or execution of the Act.

Senior Executive Band 3 means a Senior Executive employed by the Department in Band 3 under the *Government Sector Employment Act 2013* or an employee with an equivalent salary level, and whose responsibilities relate to the administration or execution of the Act.

the Act means the *Stock Medicines Act 1989*.

the Department means the Department of Regional NSW.

- (2) The summary of a function delegated in Column 2 of Schedule 2 is only for general explanation and does not limit the delegation of a function under the provisions identified in Column 1 of Schedule 2

Part 2 Delegations

4. Delegation of functions

- (1) The functions conferred or imposed on the Secretary under the Act in Column 1 of Schedule 2 are delegated to any person assigned to the delegate category specified in Column 3 of Schedule 2. Delegate categories are defined in Schedule 1.
- (2) The person assigned to a delegate band or grade specified in Column 2 of Schedule 1 includes any person who is for the time being acting in that band or at that grade.

5. Revocation of Stock Medicines Instrument of Delegation 2016

Pursuant to section 64 of the Act, the Stock Medicines Instrument of Delegation 2016 published in NSW Government Gazette No. 29 of 22 April 2016 at pages 943 to 944 is revoked, as is any instrument of delegation revived as a result of this revocation.

Schedule 1 – Delegate categories

Column 1	Column 2
Delegate Category	Delegate Band or Grade
A	Senior Executive Band 3 Senior Executive Band 2 Senior Executive Band 1 Chief Veterinary Officer Deputy Chief Veterinary Officer

Schedule 2 – Stock Medicines Act 1989

Column 1	Column 2	Column 3
Section	Summary of functions delegated	Delegate category
46(1)	Make orders that prohibit or regulate the supply and use of stock medicines	A
47(2)	Repeal an order made under section 46	A
60A(6)	Declare a person as an authorised officer for the purposes of issuing penalty notices	A