

STOCK MEDICINES ACT 1989

SECTION 46

ORDER 1998/1

Injectable Steroids (Anabolic and Other Products)

I, KEVIN PATRICK SHERIDAN, Director-General, pursuant to section 46 of the Stock Medicines Act 1989 and believing on reasonable grounds that the administration or application of the stock medicines described in Schedules 1 and 2 is likely to endanger the health of the public, make this Order.

1. Application of this Order

- A. This Order applies to the stock medicines described in Schedules 1 and 2.
- B. This Order does not apply to the stock medicines described in Schedule 3.

2. Definitions

In this Order:

"injectable steroid" means any stock medicine described in Schedules 1 or 2;

"locked container" means a cupboard, safe, carry case or vehicle that is securely locked when not in immediate use;

"possession" means actual possession (physical holding of property) or legal possession (involving intent to hold property against others, where actual possession may be temporarily absent);

"register" means a bound book with pages that have been numbered sequentially in which only records maintained pursuant to clause 4 must be kept;

"sheep testosterone product" means any stock medicine described in Schedule 2;

"teaser" means a wether which has been treated with a sheep testosterone product so that it may be used for detecting or synchronising oestrus in ewes.

Note: Other words and expressions that occur in this Order have the same meanings as they have in the Stock Medicines Act 1989, in accordance with section 11 of the Interpretation Act 1987.

3. Supply, Use and Record-keeping

The following prohibitions and regulations apply to injectable steroids:

- A. Subject to clauses 3B(ii) and 6, a veterinary surgeon must not prescribe the supply of, or supply, an injectable steroid to any person.
- B. Where a veterinary surgeon treats any stock with an injectable steroid, the veterinary surgeon must either:
 - (i) inject the stock with the injectable steroid personally, or
 - (ii) permit a person in the immediate presence of the veterinary surgeon to inject the stock with the injectable steroid.

- C. A veterinary surgeon must maintain a legible record, which includes the following information, in respect of any injectable steroid in the possession of the veterinary surgeon as at the date of the commencement of this Order and any injectable steroid subsequently coming into the possession of, or used or disposed of by, the veterinary surgeon:
- (i) name of the injectable steroid,
 - (ii) date the veterinary surgeon obtained the injectable steroid,
 - (iii) name and address of the source from which the injectable steroid was obtained,
 - (iv) total quantity of the injectable steroid obtained, and
 - (v) details about the use or disposal of the injectable steroid, adequate to account for its total quantity, including:
 - date of use or disposal,
 - amount used or disposed of,
 - in the case of use, the stock on which the injectable steroid was used (particularly, details sufficient to identify the stock and the name and address of the owner or person in charge of the stock),
 - in the case of disposal, how the injectable steroid was disposed of, including the name of the recipient, if any, of the injectable steroid, and
 - the amount of injectable steroid remaining after use or disposal out of the total quantity as recorded for the purposes of this clause.
- D. (i) A record of the information referred to in clause 3C(i), (ii), (iii) and (iv) must be made:
- in the case of an injectable steroid in the possession of the veterinary surgeon as at the date of the commencement of this Order, no later than 7 days after that date,
 - in the case of an injectable steroid subsequently coming into the possession of the veterinary surgeon, no later than 24 hours after the injectable steroid has first come into the possession of the veterinary surgeon.
- (ii) A record of the information referred to in clause 3C(v) must be made within 24 hours of the injectable steroid being used or disposed of by the veterinary surgeon.
- E. Any record maintained pursuant to this clause may form part of the veterinary surgeon's clinical case records provided they can be readily presented to an inspector in a consolidated form that clearly identifies the information that must be recorded in accordance with clause 3C.
- 4. Exception to Clause 3 in Respect of Sheep Testosterone Products**
- Clause 3 does not apply where a veterinary surgeon:
- A. supplies a sheep testosterone product to a person, or an employee of that person, who:
 - is known to the veterinary surgeon as a primary producer, and
 - has sheep which the veterinary surgeon knows require treatment with a sheep testosterone product (including but not limited to preventative treatment or the preparation of teasers); and
 - B. the veterinary surgeon only supplies a quantity of sheep testosterone product sufficient to give a single course of treatment to each sheep; and
 - C. the veterinary surgeon maintains a legible record, which includes the following information, in respect of any sheep testosterone product in the possession of the veterinary surgeon as at the date of the commencement of this Order and any sheep testosterone product subsequently coming into the possession of, or used or disposed of by, the veterinary surgeon:
 - (i) name of the sheep testosterone product,
 - (ii) manufacturer's batch number for the sheep testosterone product,
 - (iii) date the veterinary surgeon obtained the sheep testosterone product,
 - (iv) name and address of the source from which the sheep testosterone product was obtained,
 - (v) total quantity of the sheep testosterone product obtained, and
 - (vi) details about the supply, use or disposal of the sheep testosterone product, adequate to account for its total quantity, including:
 - date of supply, use or disposal,
 - amount supplied, used or disposed of,
 - in the case of supply, the number of sheep for which the sheep testosterone product was supplied and the name and address of the person to whom the sheep testosterone product was supplied,
 - in the case of use, the stock on which the sheep testosterone product was used (particularly, details sufficient to identify the stock and the name and address of the owner or person in charge of the stock),
 - in the case of disposal, how the sheep testosterone product was disposed of, including the name of the recipient, if any, of the sheep testosterone product, and
 - the amount of sheep testosterone product remaining after supply, use or disposal out of the total quantity as recorded for the purposes of this clause.

D. (i) A record of the information referred to in clause 4C(i), (ii), (iii), (iv) and (v) must be made:

- in the case of a sheep testosterone product in the possession of the veterinary surgeon as at the date of the commencement of this Order, no later than 7 days after that date,
- in the case of a sheep testosterone product subsequently coming into the possession of the veterinary surgeon, no later than 24 hours after the sheep testosterone product has first come into the possession of the veterinary surgeon.

(ii) A record of the information referred to in clause 4C(vi) must be made within 24 hours of the sheep testosterone product being used, supplied or disposed of by the veterinary surgeon.

E. Any record maintained pursuant to this clause must be kept in a register that can be readily presented to an inspector.

5. Keeping of Injectable Steroids

Where an injectable steroid:

- is in the possession of a veterinary surgeon, and
- is not being used,

a veterinary surgeon must keep it in a locked container to which only the veterinary surgeon has access.

6. Disposal of Injectable Steroids

Where a veterinary surgeon no longer wants to keep an injectable steroid that is in the veterinary surgeon's possession, the veterinary surgeon must either:

- supply the injectable steroid to another veterinary surgeon, or
- return the injectable steroid to the source from which it was obtained, or
- otherwise dispose of the injectable steroid in a manner approved in writing by the Veterinarian (Chemical Control), NSW Agriculture.

7. Loss of Injectable Steroids

A. A veterinary surgeon must report any theft, misplacement or other loss of an injectable steroid in excess of a total of 50mL during any 28 day period to the Veterinarian (Chemical Control), NSW Agriculture by:

- telephone (02 6391 3722) or
- facsimile (02 6391 3740).

B. The report referred to in this clause must be made within 48 hours of the discovery of the theft, misplacement or other loss.

8. General Prohibition and Regulations in Respect of Record-keeping

In this clause, "*record*" means any record maintained pursuant to this Order.

A. A veterinary surgeon must keep a record while the injectable steroid to which it relates is in the possession of the veterinary surgeon and for at least 2 years after the date on which the injectable steroid is completely used or disposed of pursuant to this Order.

B. A veterinary surgeon must produce a record on request by an inspector.

C. A person must not make a false or misleading entry in a record.

9. Prohibition in Respect of Possession of Injectable Steroids

A person must not possess an injectable steroid, unless the person is:

- a veterinary surgeon, or
- in possession of the injectable steroid in accordance with clauses 3B(ii), 4 or 6, or
- in possession of the injectable steroid for a purpose that has been approved in writing by the Director-General and published in the *Government Gazette*, or
- in possession of the injectable steroid for any other lawful purpose.

SCHEDULE 1

"ANABOLIC STEROIDS"

Injectable products known as anabolic steroids which are stock medicines, whether registered or not as stock medicines or human pharmaceuticals and including but not limited to those anabolic steroids listed in Appendix D ("Prescribed restricted substances") to the Poisons and Therapeutic Goods Regulation 1994 as amended from time to time.

"TESTOSTERONE"

Injectable products containing testosterone or testosterone compounds or any of their salts, which are stock medicines whether registered or not as stock medicines or human pharmaceuticals.

SCHEDULE 2

"SHEEP TESTOSTERONE PRODUCTS"

Injectable testosterone products registered for sheath rot/balanoposthitis treatment or prevention in wethers, or for the preparation of teasers.

SCHEDULE 3

Registered implant products, which contain injectable steroids, of the class known as Hormonal Growth Promotants.

Registered oral or pelleted forms of anabolic steroids or testosterone products.

Important Note: Veterinary surgeons must rely on their own inquiries as to whether this Order applies to particular products (be they registered or not as stock medicines) which they possess or use.

Dated this 9th day of July 1998.

KEVIN PATRICK SHERIDAN
DIRECTOR-GENERAL.