

South Australia

# Primary Produce (Food Safety Schemes) (Meat Food Safety Advisory Committee) Regulations 2005

under the *Primary Produce (Food Safety Schemes) Act 2004*

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## Legislative history

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### 1—Short title

These regulations may be cited as the *Primary Produce (Food Safety Schemes) (Meat Food Safety Advisory Committee) Regulations 2005*.

### 2—Commencement

These regulations come into operation on the day on which they are made.

### 3—Interpretation

In these regulations, unless the contrary intention appears—

*Act* means the *Primary Produce (Food Safety Schemes) Act 2004*;

*advisory committee* means the Meat Food Safety Advisory Committee established under regulation 4;

*handle*, in relation to meat, means pack, store or transport meat;

*poultry* means a carinate bird (ie a bird having a keeled breastbone—this excludes, for example, an emu, ostrich or cassowary);

*process*, in relation to meat, means carry on an activity involved in meat processing.

### 4—Establishment of advisory committee

The *Meat Food Safety Advisory Committee* is established for the following classes of activities:

- (a) carrying on the business of processing or handling meat;
- (b) carrying on the business of selling meat (by wholesale or retail).

## 5—Membership of advisory committee

- (1) The advisory committee must include the following members appointed by the Minister:
  - (a) a person appointed to chair the committee;
  - (b) a person appointed to represent the interests of operators of small slaughtering works supplying meat to the South Australian market;
  - (c) a person appointed to represent the interests of operators of larger slaughtering works supplying meat to the South Australian or Australian market;
  - (d) a person appointed to represent the interests of operators of slaughtering works supplying meat to the overseas market;
  - (e) a person appointed to represent the interests of persons who process or handle poultry and meat from poultry;
  - (f) a person appointed to represent the interests of persons who process or handle wild game and meat from wild game;
  - (g) a person appointed to represent the interests of persons who process or handle meat for consumption by pets;
  - (h) a person appointed to represent the interests of persons who process or handle meat in a boning room or further processing room for sale by wholesale;
  - (i) a person appointed to represent the interests of persons who process or handle meat for sale by retail;
  - (j) a person appointed to represent the interests of persons who process or handle smallgoods;
  - (k) a person nominated by the South Australian division of the Australian Meat Industry Council;
  - (l) a person nominated by the South Australian Farmers' Federation Incorporated;
  - (m) a person nominated by the appropriate registered association of employees to represent the interests of persons employed to process or handle meat;
  - (n) an authorised officer appointed by a council under the *Food Act 2001* nominated by the Local Government Association of South Australia;
  - (o) a person nominated by the Minister responsible for the administration of the *Food Act 2001*;
  - (p) a person nominated by the Minister of the Commonwealth responsible for the administration of the *Export Control Act 1982* of the Commonwealth;
  - (q) a person nominated by the chief executive of the administrative unit of the Public Service that is, under the Minister, responsible for administering the Act.
- (2) At least one member of the advisory committee must be a woman and one a man.
- (3) The advisory committee may include further members appointed by the Minister to represent other interested persons as the Minister considers appropriate.

- (4) In appointing a member to represent the interests of an industry group, the Minister must seek a nomination from that group or representatives of that group.
- (5) The Minister may appoint a person to be a deputy of a member of the advisory committee and the deputy may act as a member of the committee in the absence of that member.
- (6) If a person is appointed as a member of the advisory committee on the nomination of a body, a person appointed as his or her deputy must also be appointed on the nomination of that body.

## **6—Conditions of membership of advisory committee**

- (1) A member of the advisory committee will be appointed on conditions determined by the Minister and for a term, not exceeding 3 years, specified in the instrument of appointment and, at the expiration of a term of office, will be eligible for reappointment.
- (2) The Minister may remove a member from office—
  - (a) in the case of a member appointed on the nomination of a body—at the request of that body; or
  - (b) in the case of a member appointed by reason of holding a particular position in the Public Service—if the member ceases to hold that position; or
  - (c) for misconduct; or
  - (d) for neglect of duty; or
  - (e) for incapacity to carry out satisfactorily the duties of his or her office; or
  - (f) for failure to carry out satisfactorily the duties of his or her office.
- (3) The office of a member of the advisory committee becomes vacant if the member—
  - (a) dies; or
  - (b) completes a term of office and is not reappointed; or
  - (c) resigns by written notice addressed to the Minister; or
  - (d) is removed from office under subregulation (2).
- (4) On the office of a member becoming vacant, a person may be appointed in accordance with these regulations to the vacant office.

## **7—Procedures of advisory committee**

- (1) The advisory committee must meet at least once every 6 months and at any other times required by the Minister.
- (2) A quorum of the advisory committee consists of one-half of the total number of its members (ignoring any fraction resulting from the division) plus one and no business may be transacted at a meeting of the committee unless a quorum is present.
- (3) The member appointed to chair the advisory committee will preside at meetings of the committee or, in the absence of that member, a member chosen by those present.
- (4) The advisory committee may act despite vacancies in its membership or a defect in the appointment of a member.

- (5) The advisory committee must have accurate minutes kept of its proceedings and must provide a copy of the minutes to the Minister.
- (6) Subject to these regulations, the advisory committee may determine its own procedures.

### **8—Conflict of interest under Public Sector Management Act**

A member of the advisory committee will not be taken to have a direct or indirect interest in a matter for the purposes of the *Public Sector Management Act 1995* by reason only of the fact that the member has an interest in the matter that is shared in common with the meat industry or a substantial section of the meat industry.

## Legislative history

### Notes

- Variations of this version that are uncommenced are not incorporated into the text.
- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or [www.legislation.sa.gov.au](http://www.legislation.sa.gov.au).

### Principal regulations and variations

New entries appear in bold.

Year	No	Reference	Commencement
2005	257	<i>Gazette 8.12.2005 p4205</i>	8.12.2005: r 2
2015	208	<i>Gazette 8.10.2015 p4553</i>	1.4.2016: r 2