



Victoria Government Gazette

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Food Act 1984

ORDER EXEMPTING PERSONS FROM PRIMARY PRODUCTION AND PROCESSING REQUIREMENTS OF THE FOOD STANDARDS CODE

I, Jeff Rosewarne, Secretary of the Department of Primary Industries, acting under section 5(5) of the **Food Act 1984** (the Act), exempt the class of persons listed in Column 1 of the Table below from the requirements of the Food Standards Code specified in Column 2 of the Table, subject to the condition or in the circumstance specified in Column 3 of the table (if any), that corresponds to the item number specified in the Table.

The exemption granted to the class of persons listed in Column 1 of the Table below is granted and continues in operation until the period described in Column 4 of the Table that corresponds to the item number specified in the Table, unless earlier revoked.

A reference in this Order to Standard 4.2.5 is a reference to Standard 4.2.5, 'Primary Production and Processing Standard for Eggs and Egg Product', of the Food Standards Code.

Table

Item	Column 1	Column 2	Column 3	Column 4
1	Egg producer within the meaning of Standard 4.2.5.	Clause 10(1) of Standard 4.2.5.	The production involves eggs from an avian species other than chickens.	While this Order remains in force.
2	Egg processor within the meaning of Standard 4.2.5.	Clause 20(1) of Standard 4.2.5.	The processing involves eggs from an avian species other than chickens.	While this Order remains in force.
3	Egg producer within the meaning of Standard 4.2.5	Clause 10(1) of Standard 4.2.5.	The production involves eggs from chickens.	25 November 2014
4	Egg processor within the meaning of Standard 4.2.5.	Clause 20(1) of Standard 4.2.5.	The processing involves eggs from chickens.	25 November 2014
5	Egg producer within the meaning of Standard 4.2.5 where production involves the production of eggs from any avian species where the producer has less than 50 birds.	Clause 3(3) of Standard 4.2.5.		While this Order remains in force.

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Item	Column 1	Column 2	Column 3	Column 4
6	<p>Egg producer within the meaning of Standard 4.2.5 where production involves the production of eggs from any avian species where the producer has 50 or more birds.</p>	<p>Clause 3(3) of Standard 4.2.5</p>	<p>The exemption from clause 3(3) of Standard 4.2.5 is subject to the conditions that –</p> <ul style="list-style-type: none"> (i) the egg producer operates according to a Food Safety Management Statement that sets out how the requirements of Division 2 of Standard 4.2.5 are to be or are being complied with; and (ii) the Food Safety Management Statement <ul style="list-style-type: none"> a. has been approved or recognised by the Secretary of the Department of Primary Industries; and b. is subject to ongoing verification activities by the producer; and c. if required by the Secretary of the Department of Primary Industries, is also subject to ongoing verification activities by the Department of Primary Industries. 	<p>While this Order remains in force.</p>
7	<p>Egg processor within the meaning of Standard 4.2.5 where processing involves the processing of eggs at a premises which is not a premises declared to be a class 2 food premises under section 19C of the Act.</p>	<p>Clause 13(3) of Standard 4.2.5</p>	<p>The exemption from clause 13(3) of Standard 4.2.5 is subject to the conditions that –</p> <ul style="list-style-type: none"> (i) the egg processor operates according to a Food Safety Management Statement that sets out how the requirements of Division 3 of Standard 4.2.5 are to be or are being complied with; and (ii) the Food Safety Management Statement <ul style="list-style-type: none"> a. has been approved or recognised by the Secretary of the Department of Primary Industries; and b. is subject to ongoing verification activities by the producer; and c. if required by the Secretary of the Department of Primary Industries, is also subject to ongoing verification activities by the Department of Primary Industries. 	<p>While this Order remains in force.</p>

Item	Column 1	Column 2	Column 3	Column 4
8	Egg processor within the meaning of Standard 4.2.5 that – (i) processes eggs at a food premises declared to be a class 2 food premises under section 19C of the Act; and (ii) has a non-standard food safety program for that food premises that is audited as required under the Act by an approved food safety auditor.	Clause 13(3) of Standard 4.2.5		While this Order remains in force.

This Order takes effect on 26 November 2012.

Dated 21 November 2012

JEFF ROSEWARNE
Secretary of the Department of Primary Industries

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