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The Parliament of the
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

Presented and read a first time

**Livestock Export (Animal Welfare
Conditions) Bill 2012**

No. , 2012

(Mr Wilkie)

**A Bill for an Act to regulate the export of live
animals for slaughter, and for related purposes**

Contents

1	Short title.....	1
2	Commencement.....	1
3	Schedule(s).....	1
Schedule 1—Amendments		3
<i>Australian Meat and Live-stock Industry Act 1997</i>		3

1 **A Bill for an Act to regulate the export of live**
2 **animals for slaughter, and for related purposes**

3 The Parliament of Australia enacts:

4 **1 Short title**

5 This Act may be cited as the *Livestock Export (Animal Welfare*
6 *Conditions) Act 2012*.

7 **2 Commencement**

8 This Act commences on the day after this Act receives the Royal
9 Assent.

10 **3 Schedule(s)**

11 Each Act that is specified in a Schedule to this Act is amended or
12 repealed as set out in the applicable items in the Schedule

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concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Amendments

Australian Meat and Live-stock Industry Act 1997

1 Section 7

Insert:

treated humanely, in relation to live-stock, means:

- (a) kept in accordance with standards equivalent to Standards 3.1, 3.2, 3.4, 3.5, 3.7(a), 3.7(b), 3.7(e), 3.7(f), 3.7(g), 3.7(h), 3.11, 3.14, 3.16 and 3.17 of the Australian Standards for the Export of Livestock (Version 2.3) 2011, published by the Department of Agriculture, Fisheries and Forestry; and
- (b) transported in accordance with the Terrestrial Animal Health Code published by the World Organisation for Animal Health; and
- (c) slaughtered in accordance with clauses 7.9 to 7.12 of the Australian standard for the hygienic production and transportation of meat and meat products for human consumption (AS 4696:2007).

2 After section 17

Insert:

17A Secretary must make orders and give directions to prevent inhumane treatment

If the Secretary has reasonable grounds to believe that live-stock exported under a live-stock export licence to a particular country or place is not being treated humanely in that country or place, the Secretary must make such orders and give such directions under section 17 as are necessary to ensure that either:

- (a) live-stock exported under a live-stock export licence is treated humanely in that country or place; or
- (b) live-stock is not exported under a live-stock export licence to that country or place.

Note 1: For *treated humanely*, see section 7.

Note 2: The holder of a live-stock export licence is obliged to give the Secretary any evidence the holder has that would reasonably suggest

1 that live-stock exported under the licence is not being treated
2 humanely in a country or place to which the live-stock is exported: see
3 section 55A.

4 **3 After section 55**

5 Insert:

6 **55A Requirement to notify inhumane treatment of live-stock**
7 **exported**

8 The holder of a live-stock export licence commits an offence if the
9 holder:

- 10 (a) has evidence that would reasonably suggest that live-stock
11 exported under the licence is not being treated humanely in a
12 country or place to which the live-stock is exported; and
13 (b) fails to give the Secretary written notice of that evidence.

14 Penalty: 50 penalty units.

15 **4 Application**

- 16 (1) The amendments made by this Schedule do not apply during the
17 transitional period in relation to live-stock exported under both:
18 (a) an export licence granted before the beginning of the
19 transitional period; and
20 (b) a contract entered into before the beginning of the transitional
21 period.
- 22 (2) In this item:
23 *transitional period* means the period of 6 months that begins when this
24 Schedule commences.