EXPLANATORY STATEMENT

Issued by the authority of the Minister for Agriculture, Fisheries and Forestry

Export Control Act 1982

Livestock Export (Merino) Orders

Section 25 of the Export Control Act 1982 (the Act) provides that the Governor-General may make regulations empowering the Minister to make Orders, not inconsistent with regulations made under the Act, with respect to any matter for, or in relation to, which provision may be made by the regulations.

Regulation 3 of the Export Control (Orders) Regulations provides that the Minister may make Orders accordingly.

OUTLINE

The purpose of the Livestock Export (Merino) Orders (Amendment) is to include the export auction dates for the 2009 season through incorporation of the current edition of the Guidelines and Conditions for Export Sales and Nomination of Merino Rams as Export Semen Donors (the Guidelines) into the Orders.

CONSULTATION

Consistent with section 17 of the Legislative Instruments Act 2003 the Australian Government Department of Agriculture, Fisheries and Forestry drafted the amendments to the Orders in consultation with the Australian Association of Stud Merino Breeders Limited (AASMB). The AASMB is the national association that represents six state merino organisations and is the body appointed by the Australian Government to oversee all export auctions for merino breeding rams. The AASMB determines auction dates and quota allocations through a consultative process with its state constituent bodies.

EXPLANATION

Order 4

Suborder 4.1

This in an amendment to the definitions “designated export auction” and “National Register” to provide for the 2009 merino export sales season through incorporation of the current edition of the Guidelines published by the Australian Association of Stud Merino Breeders Limited, as in force at January 2009.
Order 8

Suborder 8.2 (a)(ii) and 8.2 (b)(ii)

This amendment updates suborder 8.2 (a)(ii) and 8.2 (b)(ii) to provide for the 2009 merino export sales season through incorporation of the January 2009 edition of the Guidelines.

The Legislative Instruments Act 2003 and the Statutory Rules Publications Act 1903 apply to these Orders in the manner described in section 25 of the Export Control Act 1982.