EXPLANATORY STATEMENT

Export Control (Export of Live-stock to the Republic of Indonesia) Order 2011

made under the Export Control (Orders) Regulations 1982 (under the Export Control Act 1982)

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

Authority for making Order

The Export Control (Export of Live-stock to the Republic of Indonesia) Order 2011 (Order) is made under regulation 3 of the Export Control (Orders) Regulations 1982. That regulation empowers the Minister to make orders with respect to any matter for or in relation to which provision may be made by the regulations. Regulation 3 is itself authorised by subsection 25(1) of the Export Control Act 1982 (the Act).

Purpose of the Order

The purpose of the Order is to suspend the export of live-stock to the Republic of Indonesia for a period of 6 months from the date of commencement of the Order. This enables the Australian Government to develop a robust regulatory and compliance regime to address concerns regarding slaughter of live-stock in the Republic of Indonesia.

Documents incorporated in the Order by reference

The definition of live-stock under the Australian Meat and Live-stock Industry Act 1997 is incorporated into the Order.

Consultation

Given the urgent requirement for action on this issue, the Minister for Agriculture, Fisheries and Forestry is satisfied, pursuant to section 18 of the Legislative Instruments Act 2003 that detailed consultation with industry was inappropriate prior to the Order being made.

Details

Section 1 — Name of Order

This section gives the name of the Order.

Section 2 — Commencement

The Order commences upon registration.

Section 3 — Definition

This section provides that live-stock has the same definition as provided by the Australian Meat and Live-stock Industry Act 1997.

Section 4 — Prohibition of exports of live animals

This section prohibits the export of live-stock to the Republic of Indonesia for a period of 6 months from the date of commencement of the Order. This does not include live-stock exported for the purpose of breeding.