

COMMONWEALTH OF AUSTRALIA
EXPORT CONTROL (ORDERS) REGULATIONS

Export Control Orders No. 18 of 1988

**Export Control (Animals) Orders
as amended (Amendment)**

I, THE MINISTER OF STATE FOR RESOURCES, hereby make the following Orders under the Export Control (Orders) Regulations.

Dated this 3rd day of November 1988.



PETER COOK

Amendments to Export Control (Animals) Orders as amended

1. The Export Control (Animals) Orders as amended are amended by replacing the leaf, the page numbers of which are specified in Column 1, with the attached leaves, the page numbers of which are specified in Column 2.

Column 1	Column 2
(Remove) Existing Pages	(Replace with) Attached Pages
3 and 4	3 to 4.1

Name of Orders	No. and year	Date made	Date of entry into force
Export Control (Animals) Orders	15 of 1987	9.9.87	1.10.87
Export Control (Animals) Orders as amended	13 of 1988	9.8.88	10.8.88

6.3 The notice of intention to export given in accordance with suborder 6.1 shall be—

- (a) in a form approved by the Secretary; and
- (b) completed by the exporter in a manner that will enable an authorized officer to identify the live animal or consignment of live animals or the animal reproductive material.

6.4 Where a person gives notice of intention to export a live animal or a consignment of live animals or notice of intention to export animal reproductive material in accordance with suborder 6.1, the person shall, where the information is available and in any case before the grant of an export permit, furnish such information as the Secretary may, in a particular case, reasonably require.

6.5 Without limiting the generality of suborder 6.4, the Secretary may require information in relation to the following matters:

- (a) the name and address of the person who intends to export the live animal or animals or the animal reproductive material;
- (b) the name and address of the consignee;
- (c) the intended port or airport of loading of the live animal or animals or animal reproductive material;
- (d) the intended ship and voyage number or airline flight number;
- (e) the intended date of departure of the ship or aircraft onto which the live animal is or live animals are or the animal reproductive material is to be loaded;
- (f) the foreign country of intended final destination of the live animal or animals or animal reproductive material;
- (g) the place where the live animal or animals or animal reproductive material can be inspected;
- (h) the number and kind of live animals or the number and kind of packages of animal reproductive material and the kind of animal reproductive material;
- (i) a true description of the live animal or animals or animal reproductive material;
- (j) the quantity of live animals or animal reproductive material available for inspection;
- (k) a declaration signed by the person giving notice that
 - (i) orders that apply to the live animal or animals or animal reproductive material have been complied with; and
 - (ii) the information contained in the notice is true and correct.

Note on order 6: Amended by 13/88.

Note: See suborder 7.2 for notice of intention.

Registration of premises

7.1 Unless otherwise determined by the Secretary, a person intending to use premises—

- (a) for the holding of live animals prior to export of those animals; or
 - (b) as an artificial breeding centre where animals are held prior to export of animal reproductive material derived from those animals,
- shall apply to the Secretary for registration of the premises.

7.2 For the purposes of suborder 7.1 a notice of intention given in accordance with order 8 or 9 is deemed to be an application for registration.

7.3 On receipt of an application for registration of premises, the Secretary shall register those premises in the name of the applicant unless the Chief Quarantine Officer (Animals), appointed under the *Quarantine Act 1908*, for the division of quarantine in which premises that are to be used for the holding of live animals prior to export are located has certified to the Secretary, or the Secretary has reason to believe, that the premises are not suitable for that purpose.

7.4 Each premises registered in accordance with suborder 7.3 shall be registered for such a period and subject to such conditions as the Secretary determines.

7.5 Registration may be suspended or revoked, either in whole or in respect of a particular operation, the conditions to which the registration is subject may be varied, or the registration may be made subject to additional conditions, if the Secretary is satisfied that the circumstances upon which the premises were registered have changed, or that the conditions determined in accordance with suborder 7.4 have not been met.

Note on order 7: Suborder 7.4 amended by 13/88, and suborder 7.1 amended by 18/88.

Export permit for live animals

8. Where, in relation to a live animal or a consignment of live animals, an authorized officer is satisfied that—

- (a) a person intending to export the animal or consignment has given notice of that person's intention to export that animal or consignment to an authorized officer in accordance with order 6;
- (b) any certificate in relation to the animal or consignment has been issued by the Secretary, in accordance with section 23 of the Act;
- (c) the animal or consignment is being held, or has been held, at registered premises except where, in a particular case, the Secretary having regard to the number and kind of animals intended to be exported has determined that this is not necessary;
- (d) a veterinary officer has determined that each animal is sufficiently fit to undertake the proposed export journey without any significant impairment of health;

- (e) the preparation of the animal or consignment for shipment overseas and travel arrangements of the animal or consignment are adequate for the health and welfare of the animal or consignment;
 - (f) where required by the *Australian Meat and Livestock Corporation Act 1977*, or regulations or orders under that Act, the person intending to export the animal or consignment of animals, holds an export licence for the export of that kind of animal; and
 - (g) where a permit is required under the *Wildlife Protection (Regulation of Exports and Imports) Act 1982*, that permit has been issued,
- an authorized officer shall, unless the Secretary has directed otherwise under order 10, grant an export permit in respect of that animal or consignment.

Note on order 8: Paragraph (c) amended by 13/88.