

CLAUSE NOTES

Animal Welfare Amendment (Reformation) Bill 2018

Clause 1: Short Title

The Short title will be the *Animal Welfare Amendment (Reformation) Act 2018*.

Clause 2: Commencement

The Amendment Act will, except for clauses 6 and 7, commence on the day on which it receives Royal Assent.

Clause 3: Principal Act

The Principal Act to which the amendments in this Act apply is the *Animal Welfare Act 1993*.

Clause 4: Section 3 amended (Interpretation)

This amendment implements the recommendations of the 2013 Animal Welfare Act review to -

- apply the definitions in section 8 to the entire Act;
- create a definition of commercial purpose;
- create a definition of management ensuring that failure to act is also captured; and
- ensure that mental suffering is captured by the Act.

Definitions of fowl, battery cage and unfit accommodation are also inserted for the purposes of amendments in clause 6.

Clause 5: Section 8 amended (Cruelty to Animals)

This amendment implements recommendations of the 2013 Animal Welfare Act review by correcting a typo, banning the use of pronged collars, and repealing definitions that are applied to the whole Act in clause 4 of this bill.

Clause 6: Section 11A substituted

This amendment bans rodeos, greyhound racing, battery hen cages, sow stalls, and removing or trimming the beaks of fowl.

This section does not commence until 1 July, 2020.

Clause 7: Section 11B repealed (Functions of veterinary surgeon at rodeos)

This amendment repeals the section that deals with the functions of veterinary surgeon at rodeos.

This section does not commence until 1 July, 2020.

Clause 8: Section 12 amended (Traps)

This amendment implements the recommendation of the 2013 Animal Welfare Act review by clarifying that a permit for soft leghold traps only may be applied for.

Clause 9: Section 16 amended (Power to enter, search and inspect premises)

This amendment implements the recommendation of the 2013 Animal Welfare Act review by allowing for an officer to enter a premises in order to assist an animal under certain circumstances, as well as the conditions for which a warrant is and is not required.

Clause 10: Section 39 amended (Membership of Advisory Committee)

Currently the Animal Welfare Advisory Committee has no member representing the welfare of wildlife. This amendment adds a nominee from the Tasmanian Conservation Trust to the board for this purpose.

Clause 11: Repeal of Act

The Amendment Act will be repealed 365 days from the day on which all provisions commence.