

Western Australia

## **Free Range Eggs Labelling Bill 2013**

### **Contents**

1.	Short title	2
2.	Commencement	2
3.	Terms used	2
4.	Labelling of egg packages	3
5.	Regulations	3

### **Schedule 1 — Condition under which free range hens are kept**



Western Australia

LEGISLATIVE COUNCIL

*(Introduced by Hon. Lynn MacLaren, MLC)*

## **Free Range Eggs Labelling Bill 2013**

**A Bill for**

**An Act to define and regulate the labelling and sale of free range eggs.**

The Parliament of Western Australia enacts as follows:

s. 1

---

1   **1.     Short title**

2           This is the *Free Range Eggs Labelling Act 2013*.

3   **2.     Commencement**

4           This Act comes into operation on the day on which it receives  
5           the Royal Assent.

6   **3.     Terms used**

7           In this Act —

8           ***Code*** means the *Code of Practice for Poultry in Western*  
9           *Australia*, published in 2003 by the Department of Local  
10           Government and Regional Development, as amended from time  
11           to time;

12           ***egg*** means an egg laid by a hen;

13           ***free range egg*** means an egg laid by a free range hen;

14           ***free range hen*** means a hen kept in the conditions described in  
15           Schedule 1;

16           ***hen*** means any domesticated chicken (*Gallus gallus*) which is  
17           bred, kept or used for the purpose of commercial egg  
18           production;

19           ***packaging*** means any container or wrapper in or by which eggs  
20           are completely or partly enclosed, contained or packed;

21           ***sell*** means —

22           (a) barter, offer or attempt to sell; or

23           (b) receive for sale; or

24           (c) have in possession for sale; or

25           (d) display for sale; or

26           (e) cause or permit to be sold or offered for sale; or

27           (f) send, forward or deliver for sale; or

28           (g) dispose of by any method for valuable consideration; or

- 1           (h) dispose of to an agent for sale on consignment or by any  
2           other method; or  
3           (i) sell for the purpose of resale.

4   **4.    Labelling of egg packages**

5           A person must not sell eggs which are not free range eggs in  
6           packaging that displays the words “free range” or any other  
7           words that have a similar meaning to those words.

8           Penalty: a fine of \$220 000.

9   **5.    Regulations**

10          The Governor may make regulations, not inconsistent with this  
11          Act, for or with respect to any matter that by this Act is required  
12          or permitted to be prescribed or that is necessary or convenient  
13          to be prescribed for carrying out or giving effect to this Act.

1 **Schedule 1 — Condition under which free range hens are**  
2 **kept**

3 Hens are kept —

- 4 (a) with daytime access for a minimum of 8 hours per day to an  
5 outdoor range; and  
6 (b) with access at all times to indoor litter, perches and nests; and  
7 (c) with adequate protection at all times from predators and the  
8 elements; and  
9 (d) subject to paragraph (e), in a system having a maximum  
10 stocking density of 1500 hens per hectare; and  
11 (e) where regular rotation of hens on to fresh range occurs and  
12 close management is undertaken which provides continuing  
13 fodder cover, in a system having a maximum stocking density  
14 of 2500 hens per hectare; and  
15 (f) in all other respects in accordance with the requirements for  
16 free range systems under the Code.

17

---