

## Animal Welfare Amendment Bill 2017

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Western Australia

LEGISLATIVE COUNCIL

*(As amended in Committee)*

## **Animal Welfare Amendment Bill 2017**

**A Bill for**

**An Act to amend the *Animal Welfare Act 2002*.**

The Parliament of Western Australia enacts as follows:

**s. 1**

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1   **1.     Short title**

2           This is the *Animal Welfare Amendment Act 2017*.

3   **2.     Commencement**

4           This Act comes into operation as follows —

5           (a)   sections 1 and 2 — on the day on which this Act  
6                receives the Royal Assent;

7           (b)   the rest of the Act — on the day after that day.

8   **3.     Act amended**

9           This Act amends the *Animal Welfare Act 2002*.

10 **4.     Section 3 amended**

11          Before section 3(1)(a) insert:

12

13                   (aa)   regulating the conduct of people in relation to  
14                   animals, including the manner in which animals  
15                   are treated, cared for and managed; and  
16

17 **5.     Section 5 amended**

18          After section 5(1) insert:

19

20           (1A)   In this Act unless the contrary intention appears a  
21                reference to Part 3 includes a reference to regulations  
22                referred to in section 18B

23

1 **6. Part 3 heading replaced**

2 Delete the heading to Part 3 and insert:

3

4 **Part 3 — Welfare, safety and health of animals**

5

6 **7. Part 3 Divisions 1 and 2 inserted**

7 At the beginning of Part 3 insert:

8

9 **Division 1 — Objects of this Part**

10 **18A. Objects of Part**

11 The objects of this Part are —

- 12 (a) to promote and protect the welfare, safety and  
13 health of animals; and  
14 (b) to ensure animals are properly and humanely  
15 treated, cared for and managed.

16 **Division 2 — Regulations about animal welfare, safety  
17 and health**

18 **18B. Regulations — animal welfare, safety and health**

- 19 (1) Without limiting section 94(1), regulations may be  
20 made under that subsection for the purpose of  
21 achieving the objects of this Part.
- 22 (2) Without limiting subsection (1), the regulations may  
23 provide for, authorise, prescribe, require, prohibit,  
24 restrict or otherwise regulate the following —
- 25 (a) the treatment, care and handling of animals;  
26 (b) animal accommodation;  
27 (c) the transportation of animals;

**s. 8**

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- 1 (d) the keeping of animals;
- 2 (e) the husbandry of animals;
- 3 (f) the identification of animals;
- 4 (g) the medical or surgical treatment of animals;
- 5 (h) facilities and equipment used in relation to
- 6 animals;
- 7 (i) the destruction and slaughtering of animals;
- 8 (j) the control of animals, including pest animals;
- 9 (k) farming or grazing activities;
- 10 (l) the management of zoos, wildlife parks or
- 11 similar establishments;
- 12 (m) the management of animal breeding
- 13 establishments;
- 14 (n) the training of animals;
- 15 (o) the sale of animals;
- 16 (p) the use of animals for commercial, recreational
- 17 or other purposes;
- 18 (q) the qualifications and experience of persons
- 19 dealing with animals.
- 20

21 **8. Part 3 Division 3 heading inserted**

22 Before section 19 insert:

23

24 **Division 3 — Cruelty and other inhumane and**

25 **improper treatment of animals**

26

1 **9. Section 84 amended**

2 In section 84 after “Part 3” insert:

3

4 Division 3

5

6 **10. Section 94 amended**

7 After section 94(2) insert:

8

9 (3) In subsection (2)(d) —

10 *code of practice* includes a standard, rule, specification  
11 or other similar document.

12

13 Note: The heading to amended section 94 is to read:

14 **Regulations — general power**

15

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