



New South Wales

Prevention of Cruelty to Animals Amendment (Stock Welfare) Regulation 2017

under the

Prevention of Cruelty to Animals Act 1979

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Prevention of Cruelty to Animals Act 1979*.

NIALL BLAIR, MLC
Minister for Primary Industries

Explanatory note

The object of this Regulation is to amend the *Prevention of Cruelty to Animals Regulation 2012*:

- (a) to prescribe a member of the NSW Farmers' Association and a veterinary practitioner as additional members of a Stock Welfare Panel in certain circumstances, and
- (b) to adopt certain guidelines with respect to the welfare of sheep, cattle and horses and to omit references to 2 existing guidelines as a consequence.

This Regulation is made under the *Prevention of Cruelty to Animals Act 1979*, including sections 24T (1) (d), 34A (1) and 35 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Prevention of Cruelty to Animals Amendment (Stock Welfare) Regulation 2017*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

Schedule 1 Amendment of Prevention of Cruelty to Animals Regulation 2012

[1] Clause 31A

Insert after clause 31:

31A Prescribed members of Stock Welfare Panel

- (1) For the purposes of section 24T (1) (d) of the Act, a member of the NSW Farmers' Association is prescribed as a member of a Stock Welfare Panel if:
 - (a) the Secretary considers that the inclusion of a member of that Association on the Panel would be appropriate in the particular circumstances, and
 - (b) the matter in respect of which the Panel is being constituted involves one or more of the following:
 - (i) 10 or more cattle,
 - (ii) 10 or more horses,
 - (iii) 50 or more sheep,
 - (iv) 50 or more goats,
 - (v) 50 or more pigs,
 - (vi) 50 or more deer.
- (2) For the purposes of section 24T (1) (d) of the Act, a veterinary practitioner is prescribed as a member of a Stock Welfare Panel if no member of the Panel referred to in section 24T (1) (c) of the Act is a veterinary practitioner.
- (3) For the purposes of subclause (1) (a), the Secretary may take into account any views that the owner or person in charge of the animals concerned may have as to the inclusion of a member of the NSW Farmers' Association on the Panel.

[2] Clause 33 Evidence—guidelines relating to the welfare of farm or companion animals

Omit clause 33 (1) (e) and (g).

[3] Clause 33 (3)

Insert after clause 33 (2):

- (3) For the purposes of section 34A (1) of the Act, the following documents, as in force from time to time, are adopted as guidelines:
 - (a) the document entitled *Welfare scoring nutritionally deprived beef cattle, dairy cattle and their crosses, sheep and horses*, published by the Department of Primary Industries (within the Department of Industry),
 - (b) *Australian Animal Welfare Standards and Guidelines for Cattle*, published by Animal Health Australia,
 - (c) *Australian Animal Welfare Standards and Guidelines – Sheep*, published by Animal Health Australia.