

LEGISLATIVE COUNCIL

PREVENTION OF CRUELTY TO ANIMALS AMENDMENT BILL 2015

(Amendments and New Clauses to be proposed in Committee by Ms PENNICUIK)

1. Clause 1, after line 10 insert—
 "(iii) offences prohibiting steeplechasing and hurdle racing; and".
2. Clause 2, lines 24 to 28, omit all words and expressions on these lines and insert—
 "(1) This Act (except sections 13 and 14) comes into operation on a day or days to be proclaimed.
 (2) Section 13 comes into operation on 1 January 2018.
 (3) Section 14 comes into operation on 1 January 2017.
 (4) If a provision of this Act (except sections 13 and 14) does not come into operation before 1 September 2016, it comes into operation on that day."
3. Clause 4, after line 14 insert—
 "**battery cage** means means a cage for housing of domestic fowl that does not allow the fowl to do all of the following, whether because of the cage itself (including the dimensions) or things in the cage (including another domestic fowl)—
 (a) fully stretch;
 (b) perch;
 (c) access litter;
 (d) lay eggs in a nest;".
4. Clause 4, after line 23 insert—
 "**domestic fowl** means a member of the species *Gallus domesticus*";".

NEW CLAUSES

5. Insert the following new clause to follow clause 10—
 '**A New section 12C inserted**
 After section 12B of the Principal Act **insert**—
 "**12C Steeplechasing and hurdle racing prohibited**
 Despite section 6, a person must not organise or participate in a steeplechase or hurdle race.
 Penalty: 50 penalty units or imprisonment for 6 months or both, in the case of a natural person.
 250 penalty units, in the case of a body corporate.".'

6. Insert the following new clause to follow clause 10—

'B New section 13A inserted

After section 13 of the Principal Act insert—

"13A Removing or trimming beak of domestic fowl prohibited

(1) Despite section 6, a person must not remove or trim the beak of a domestic fowl.

Penalty: 240 penalty units or imprisonment for 2 years, in the case of a natural person.

1200 penalty units, in the case of a body corporate.

(2) A veterinary practitioner who removes or trims the beak of a domestic fowl for a therapeutic purpose does not commit an offence under subsection (1).".'

7. Insert the following new clause to follow clause 10—

'C New section 14A inserted

After section 14 of the Principal Act insert—

"14A Keeping of domestic fowl in battery cages prohibited

(1) Despite section 6, a person must not keep in a battery cage any domestic fowl for the purpose of the production of eggs for sale.

Penalty: 240 penalty units or imprisonment for 2 years, in the case of a natural person.

1200 penalty units, in the case of a body corporate.

(2) Despite section 6, a person must not keep in a battery cage any domestic fowl for the purpose of the production of meat for sale.

Penalty: 240 penalty units or imprisonment for 2 years, in the case of a natural person.

1200 penalty units, in the case of a body corporate.".'.

8. Insert the following new clause to follow clause 10—

'D New section 15D inserted

After section 15C of the Principal Act insert—

"15D Keeping of pigs in inappropriate accommodation prohibited

(1) Despite section 6, a person must not keep a pig for the purposes of the production of meat for sale unless the pig is kept in appropriate accommodation.

Penalty: 240 penalty units or imprisonment for 2 years, in the case of a natural person.

1200 penalty units, in the case of a body corporate.

(2) In this section—

appropriate accommodation, in relation to a pig, means accommodation—

- (a) that allows the pig to—
 - (i) turn around, stand up and lie down without difficulty; and
 - (ii) have a clean, comfortable and adequately drained place in which it can lie down; and
 - (iii) maintain a comfortable temperature; and
 - (iv) have outdoor access; and
- (b) if the accommodation is for more than one pig—
 - (i) that allows each pig in the accommodation to lie down at the same time; and
 - (ii) that allows each pig in the accommodation to see another pig unless—
 - (A) the pig is isolated on the advice of a veterinary practitioner; or
 - (B) it is a week before, or during, farrowing for the pig.".'.

- 9. Clause 52, line 15, omit "32" and insert "36".
- 10. Clause 52, line 24, omit "35" and insert "39".
- 11. Clause 52, page 62, line 2. Omit "38" and insert "42".
- 12. Clause 53, line 3, omit "September 2017" and insert "January 2019".