

Queensland



Subordinate Legislation 2002 No. 34

Animal Care and Protection Act 2001

**ANIMAL CARE AND PROTECTION
REGULATION 2002**

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1 Short title

This regulation may be cited as the *Animal Care and Protection Regulation 2002*.

2 Commencement

This regulation commences on 1 March 2002.

3 Codes of practice

The documents stated in schedule 1 are made as codes of practice.¹

4 Information for annual report—Act, s 87

(1) The following information is prescribed for section 87(2)(a)(i)² of the Act—

- (a) a description of the animals, including the species and class of the animals;
- (b) the number of animals used or allowed to be used;
- (c) details of the source, place of use, duration of use and method of disposal of the animals;
- (d) the scientific purpose for which the animals were used;
- (e) the justification for the use of the animals;
- (f) the impact of the use on the animals.

1 The codes may be inspected, during office hours on business days, at—

- (a) the head office of the department at 80 Ann Street, Brisbane; and
- (b) the Animal Research Institute at 665 Fairfield Road, Yeerongpilly; and
- (c) the following regional offices of the department—
 - (i) Longreach, on Longreach Highway, Longreach;
 - (ii) Rockhampton, on the Cnr Bruce Highway and Yeppoon Road, Rockhampton;
 - (iii) Toowoomba, at 203 Tor Street, Toowoomba;
 - (iv) Townsville, at Abbott Street, Townsville.

2 Section 87 (Reporting obligations of registered persons) of the Act

(2) The following information is prescribed for section 87(2)(a)(ii) of the Act—

- (a) details, including the source and date, of all complaints, enquiries and grievances received by the registered person about the use of animals for scientific purposes by the person;
- (b) details of any steps taken to investigate a complaint, enquiry or grievance mentioned in paragraph (a);
- (c) details of the results of an investigation of a complaint, enquiry or grievance mentioned in paragraph (a), including details of any steps taken to remedy a matter arising out of the investigation.

(3) The following information is prescribed for section 87(2)(b) of the Act—

- (a) the name of the animal ethics committee that approved the use of the animals for scientific purposes;
- (b) details of the use approved by the animal ethics committee, including any requirements the committee made under the scientific use code in relation to the use;
- (c) identification details of the approved use given by the animal ethics committee.

5 Declared class of persons for authorised officers—Act, s 99

The officers of the Royal Society for the Prevention of Cruelty to Animals Queensland Incorporated are an approved class of persons for section 99 of the Act.

6 Declared class of persons for inspectors—Act, s 114

The employees of an incorporated association under the *Associations Incorporation Act 1981*, whose objects include animal welfare or the provision of facilities to care for animals, are an approved class of persons for section 114 of the Act.

7 Prescribed entities

Each of the following is prescribed for paragraph (b) of the definition of “prescribed entity” in the schedule to the Act—

- (a) a local government;
- (b) the Animal Welfare League of Queensland, Incorporated;
- (c) the department in which the *Nature Conservation Act 1992* is administered.³

8 Fees

(1) The fees payable under the Act are stated in schedule 2.

(2) In schedule 2—

“**corporation**” has the same meaning as in the Corporations Act, section 57A.

9 Relationship with Animals Protection Regulation 1991

(1) This regulation does not supersede the *Animals Protection Regulation 1991*, continued in force under section 220 of the Act.

(2) This section expires on 1 March 2003.

³ At the commencement, the department administering the *Nature Conservation Act 1992* was the Environmental Protection Agency.

SCHEDULE 1

CODES OF PRACTICE

section 3

1. 'Australian code of practice for the welfare of cattle in beef feedlots', in section 2.2, appendix 2.2A of the 'National guidelines for beef cattle feedlots in Australia', 2nd edition, prepared for the Standing Committee on Agriculture and Resource Management, published by CSIRO, 1997, SCARM Report No. 47.
2. 'Australian model code of practice for the welfare of animals—Cattle', prepared for the Standing Committee on Agriculture, Animal Health Committee, published by CSIRO, 1992, SCA Report Series No. 39.
3. 'Australian model code of practice for the welfare of animals—Land transport of cattle', prepared for the Standing Committee on Agriculture and Resource Management, published by CSIRO, 1999, SCARM Report No. 77.
4. 'Model code of practice for the welfare of animals—Animals at saleyards', prepared for the Standing Committee on Agriculture, Animal Health Committee, published by CSIRO, 1991, SCA Technical Report Series No.31.
5. 'Model code of practice for the welfare of animals—Domestic poultry', 3rd edition, prepared for the Standing Committee on Agriculture and Resource Management, Animal Health Committee, published by CSIRO, 1995, SCARM Report No. 40.
6. 'Model code of practice for the welfare of animals—Farmed buffalo', prepared for the Standing Committee on Agriculture and Resource Management, published by CSIRO, 1995, SCARM Report Series No. 52.
7. 'Model code of practice for the welfare of animals—Feral livestock animals: Destruction or capture handling and marketing', prepared for the Standing Committee on Agriculture, Animal Health Committee, published by CSIRO, 1991, SCA Technical Report Series No. 34.

SCHEDULE 1 (continued)

8. 'Model code of practice for the welfare of animals—Husbandry of captive-bred emus', prepared for the Standing Committee on Agriculture and Resource Management, published by CSIRO, 1999, SCARM Report No. 69.
9. 'Model code of practice for the welfare of animals—Intensive husbandry of rabbits', prepared for the Standing Committee on Agriculture, Animal Health Committee, published by CSIRO, 1991, SCA Technical Report Series No. 33.
10. 'Model code of practice for the welfare of animals—Land transport of horses', prepared for the Standing Committee on Agriculture and Resources Management, published by CSIRO, 1998, SCARM Report No. 62.
11. 'Model code of practice for the welfare of animals—Land transport of pigs', prepared for the Standing Committee on Agriculture and Resource Management, published by CSIRO, 1997, SCARM Report No. 63.
12. 'Model code of practice for the welfare of animals—Land transport of poultry', prepared for the Standing Committee on Agriculture and Resource Management, published by CSIRO, 1998, SCARM Report No. 65.
13. 'Model code of practice for the welfare of animals—Livestock at slaughtering establishments', prepared for the Standing Committee on Agriculture and Resource Management, published by CSIRO, 2001, SCARM Report No. 79.
14. 'Model code of practice for the welfare of animals—Pigs', 2nd edition, prepared for the Standing Committee on Agriculture and Resource Management, published by CSIRO, 1998, SCARM Report No. 66.
15. 'Model code of practice for the welfare of animals—The camel (*Camelus dromedarius*)', prepared for the Standing Committee on Agriculture and Resource Management, published by CSIRO, 1997, SCARM Report No. 61.
16. 'Model code of practice for the welfare of animals—The farming of deer', prepared for the Standing Committee on Agriculture, Animal Health Committee, published by CSIRO, 1991, SCA Technical Report Series No. 30.

SCHEDULE 1 (continued)

17. 'Model code of practice for the welfare of animals—The goat', prepared for the Standing Committee on Agriculture, Animal Health Committee, published by CSIRO, 1991, SCA Technical Report Series No. 32.
18. 'Model code of practice for the welfare of animals—The sheep', prepared for the Standing Committee on Agriculture and Resource Management, published by CSIRO, 1991, SCARM Report Series No. 29.

SCHEDULE 2**FEEES**

	section 8
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1. Application for registration (section 52(2)(d) of the Act) for—	
(a) an individual	500.00
(b) a corporation with less than 10 employees	500.00
(c) a corporation with 10 to 50 employees	750.00
(d) a corporation with 50 or more employees	1 000.00
2. Copy of register of scientific users (section 62(c) of the Act)	30.00
3. Application for replacement registration certificate (section 88(2) of the Act).	50.00
4. Application for approval to use animal for unlawful scientific purpose (section 93(2) of the Act)	500.00

ENDNOTES

1. Made by the Governor in Council on 28 February 2002.
2. Notified in the gazette on 1 March 2002.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Primary Industries.