

Queensland



Animals Protection Act 1925

ANIMALS PROTECTION REGULATION 1991

**Reprinted as in force at repeal (1 March 2003)
(includes amendments up to SL No. 35 of 2002)**

Reprint No. 1B

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Information about this reprint

This regulation is reprinted as at 1 March 2003. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

Replacement reprint date If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.

Queensland



**ANIMALS PROTECTION REGULATION
1991**

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ANIMALS PROTECTION REGULATION 1991

[as amended by all amendments that commenced on or before 1 March 2003]

PART 1—PRELIMINARY

1 Short title

This regulation may be cited as the *Animals Protection Regulation 1991*.

PART 2—LAYER HEN HOUSING

2 Definitions for pt 2

In this part—

“**domestic fowl**” means a member of the species *Gallus gallus domesticus*.

“**floor area**”, of a layer cage, means the area of the horizontal plane measured between the vertical sections of the back and front walls and the vertical sections of the side walls of the cage, regardless of the egg and waste baffle, the drinking nipples and water trough.

“**layer hen**” means a female domestic fowl reasonably expected to be capable of laying eggs.

3 Layer hen housing—1 fowl in a cage

(1) This section applies if—

- (a) only 1 domestic fowl is kept in a cage; and
- (b) the fowl is a layer hen.¹

¹ The provisions of this section are based on provisions of the 3rd edition of the Australian Model Code of Practice for the Welfare of Animals—Domestic Poultry.

(2) A person must not keep the layer bird in a cage that has a floor area less than 1 000 sq cm.

Maximum penalty—20 penalty units.

(3) This section does not apply to a layer hen kept in a cage for transport.

4 Layer hen housing—2 or more fowl in a cage

(1) This section applies if—

- (a) 2 or more domestic fowl are kept in a cage; and
- (b) at least 1 of the fowl is a layer hen.²

(2) A person must not keep the fowl in a cage that has a floor area less than—

- (a) if 2 fowl are kept in the cage—1 350 sq cm; or
- (b) if 3 or more fowl are kept in the cage—an area calculated by allowing—
 - (i) 450 sq cm for each fowl weighing less than 2.4 kg; and
 - (ii) 600 sq cm for each fowl weighing 2.4 kg or more.

Maximum penalty—20 penalty units.

(3) This section does not apply to a layer hen kept in a cage for transport.

PART 3—CIRCUS ANIMALS

5 Definitions for pt 3

In this part—

“**circus animal**” means a vertebrate animal kept or exhibited in a circus to entertain or educate the public.

² The provisions of this section are based on provisions of the 3rd edition of the Australian Model Code of Practice for the Welfare of Animals—Domestic Poultry.

“**circus code**” means the Queensland Code of Practice for the Welfare of Animals in Circuses published by the department.³

6 Compliance with circus code

The owner of a circus animal must comply with the circus code to the extent it is relevant to the acquisition, breeding, care, display, housing, training and transport of the animal.

Maximum penalty—20 penalty units.

³ Copies of the circus code are available for inspection or purchase at the department’s offices at 80 Ann Street, Brisbane.

ENDNOTES

1 Index to endnotes

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 1 March 2003.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the latest reprint.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

TABLE OF REPRINTS

Reprint No.	Amendments included	Effective	Reprint date
1	to SL No. 19 of 1999	5 March 1999	5 March 1999
1A	to SL No. 35 of 2002	1 March 2002	8 March 2002 (Column discontinued) Notes
1B	to SL No. 35 of 2002	1 March 2003	

5 List of legislation

Animals Protection Regulation 1991 (prev Animals Protection (Use of Animals for Scientific Experiments) Regulation 1991)

made by the Governor in Council on 24 April 1991

pubd gaz 27 April 1991 pp 2679–80

commenced 1 May 1991 (see s 2)

rep 1 March 2003 (2001 No. 64 s 220(3))

amending legislation—

Animals Protection (Use of Animals for Scientific Experiments) Amendment Regulation (No. 1) 1992 SL No. 215

notfd gaz 10 July 1992 p 2355

commenced on date of notification

Animals Protection (Use of Animals for Scientific Experiments) Amendment Regulation (No. 1) 1995 SL No. 396

notfd gaz 22 December 1995 pp 1672–6

ss 1–2 commenced on date of notification

remaining provisions commenced 1 January 1996 (see s 2)

Animals Protection Amendment Regulation (No. 1) 1998 SL No. 275

notfd gaz 9 October 1998 pp 489–91

commenced on date of notification

Primary Industries Legislation Amendment Regulation (No. 1) 1999 SL No. 19 pts 1–2

notfd gaz 5 March 1999 pp 950–53

commenced on date of notification

Animals Protection Amendment Regulation (No. 1) 2002 SL No. 35

notfd gaz 1 March 2002 pp 850–2

ss 1–2 commenced on date of notification

remaining provisions commenced 1 March 2002 (see s 2)

6 List of annotations**PART 1—PRELIMINARY****pt hdg** ins 1995 SL No. 396 s 4**Short title****s 1** sub 1995 SL No. 396 s 4**PART 2—LAYER HEN HOUSING****pt hdg** prev pt 2 hdg ins 1995 SL No. 396 s 4

om 2002 SL No. 35 s 4

pres pt 2 hdg (prev pt 3 hdg) ins 1995 SL No. 396 s 6

renum 2002 SL No. 35 s 5

Definitions for pt 2**prov hdg** sub 1995 SL No. 396 s 5(1)

amd 2002 No. 35 s 6

s 2 orig s 2 om 1995 SL No. 396 s 4

prev s 2 (prev s 3) amd 1995 SL No. 396 s 5(2)

renum 1995 SL No. 396 s 7

def “**NHMRC code**” ins 1998 SL No. 275 s 3(2)def “**scientific activity**” ins 1998 SL No. 275 s 3(2)def “**scientific establishment**” amd 1998 SL No. 275 s 3(3)def “**the Code**” om 1998 SL No. 275 s 3(1)

om 2002 SL No. 35 s 4

pres s 2 (prev s 6) ins 1995 SL No. 396 s 6

renum 1995 SL No. 396 s 7

(prev s 5) renum 2002 SL No. 35 s 9

Layer hen housing—1 fowl in a cage**s 3** prev s 3 (prev s 4) amd 1992 SL No. 215 s 3

renum 1995 SL No. 396 s 7

sub 1998 SL No. 275 s 4

om 2002 SL No. 35 s 4

pres s 3 (prev s 7) ins 1995 SL No. 396 s 6

renum 1995 SL No. 396 s 7

amd 1998 SL No. 275 s 6; 2002 SL No. 35 s 7

(prev s 6) renum 2002 SL No. 35 s 9

Layer hen housing—2 or more fowl in a cage**s 4** pres s 4 (prev s 5) renum 1995 SL No. 396 s 7

amd 1998 SL No. 275 s 5

om 2002 SL No. 35 s 4

pres s 7 (prev s 8) ins 1995 SL No. 396 s 6

renum 1995 SL No. 396 s 7

amd 1998 SL No. 275 s 6; 2002 SL No. 35 s 7
(prev s 7) renum 2002 SL No. 35 s 9

PART 3—CIRCUS ANIMALS

pt hdg (prev pt 4 hdg) ins 1998 SL No. 275 s 7
renum 2002 SL No. 35 s 5

Definitions for pt 3

prov hdg amd 1999 SL No. 19 s 3(1); 2002 SL No. 35 s 8
s 5 (prev s 8) ins 1998 SL No. 275 s 7
def “**circus animal**” ins 1999 SL No. 19 s 3(2)
renum 2002 SL No. 35 s 9

Compliance with circus code

s 6 (prev s 9) ins 1998 SL No. 275 s 7
amd 2002 SL No. 35 s 7
renum 2002 SL No. 35 s 9