

The Senate

---

Rural and Regional Affairs and  
Transport Legislation  
Committee

---

National Animal Welfare Bill 2005

June 2006

© Commonwealth of Australia

ISBN 0 642 71676 5

This document was prepared by the Senate Rural and Regional Affairs and Transport Legislation Committee, and printed by the Senate Printing Unit, Department of the Senate, Parliament House, Canberra.

## Membership of the Committee

### *Members*

Senator the Hon. Bill Heffernan	LP, New South Wales	Chair
Senator Anne McEwen	ALP, South Australia	Deputy Chair
Senator Jeannie Ferris	LP, South Australia	
Senator Christine Milne	AG, Tasmania	
Senator Fiona Nash	NPA, New South Wales	
Senator Glenn Sterle	ALP, Western Australia	

### *Participating Members*

---

Senator Adams  
Senator Bartlett

### *Committee Secretariat*

Ms Roxane Le Guen, Secretary  
Ms Trish Carling, Senior Research Officer  
Ms Rosalind McMahon, Executive Assistant

Parliament House, Canberra  
Telephone: (02) 6277 3511  
Facsimile (02) 6277 5811

**Internet:** [www.aph.gov.au/senate](http://www.aph.gov.au/senate)  
**Email:** [rrat.sen@aph.gov.au](mailto:rrat.sen@aph.gov.au)



# TABLE OF CONTENTS

<b>Membership of the Committee</b> .....	<b>iii</b>
<b>National Animal Welfare Bill 2005</b> .....	<b>1</b>
Introduction .....	1
National Animal Welfare Bill 2003 .....	1
Conduct of the inquiry .....	1
Acknowledgments .....	2
Background to the bill .....	2
Purpose of the Act .....	2
The current regulatory scheme .....	3
Provisions of the bill.....	4
Part 1 – Preliminary (clauses 1-7) .....	4
Part 2 – National Animal Welfare Authority (clauses 8-14).....	4
Part 3 – Inspection (clauses 15-62) .....	5
Part 4 – Animal welfare offences (clauses 63-87) .....	6
Part 5 – Live exports (clauses 88-91).....	6
Part 6 – Imports of animal products (clauses 92-94) .....	6
Part 7 – Labelling of animal products (clause 95) .....	6
Part 8 – Animals used for experimental purposes (clauses 96-116) .....	7
Part 9 – Funding for animal research etc (clause 117).....	8
Part 10 – Administrative provisions (clauses 118-136) .....	8
Part 11 – Miscellaneous (clause 137).....	8
Consideration by the Senate Scrutiny of Bills Committee.....	8
Examination of the National Animal Welfare Bill 2003.....	8
Search without warrant – paragraphs 18(1)(d) to (g).....	8
Issue of warrant – clause 22 .....	9
Examination of the National Animal Welfare Bill 2005.....	9
Submissions to the Committee's inquiry .....	10
<b>Dissenting Report – Democrat and Greens Senators</b> .....	<b>15</b>
Background.....	15
The legislation .....	16
Wider Social Implications .....	18
Selective morality .....	18
<b>Appendix 1</b> .....	<b>21</b>
<b>List of Submissions</b> .....	<b>21</b>

