

LEGISLATIVE ASSEMBLY

Right to Farm Bill 2019

First print

Proposed amendments

No. 1 **Meaning of agricultural land**

Page 5, Schedule 2. Insert after line 2—

[1] Section 3 Definitions

Insert in alphabetical order in section 3(1)—

agricultural land means inclosed lands on which any of the following businesses or undertakings are carried on—

- (a) a farm, being any business or undertaking for agricultural purposes (including an orchard, market garden, mushroom farm, vineyard, plant nursery or turf farm),
- (b) any other business or undertaking in which cattle, poultry, pigs, goats, horses, sheep or other livestock are kept or bred for commercial purposes (for example, a dairy, saleyard or feedlot),
- (c) a business or undertaking for the commercial production of products derived from the slaughter of animals (including poultry) or the processing of skins or wool of animals, including abattoirs, knackeries, tanneries, woolscours and rendering plants,
- (d) a business or undertaking for forestry (including timber mills) or aquaculture.

No. 2 **Hindering conduct of business or undertaking**

Page 5, Schedule 2[1] and [2], lines 3–6. Omit all words on those lines.

No. 3 **Offences on agricultural land**

Page 5, Schedule 2[3], proposed section 4B(1)(h), line 10. Insert “on agricultural land” after “property”.

No. 4 **Offences on agricultural land**

Page 5, Schedule 2[4], lines 15–20. Omit all words on those lines. Insert instead—

- (a) for an offence that occurs on agricultural land—
 - (i) 120 penalty units or imprisonment for 12 months, or both, or
 - (ii) 200 penalty units or imprisonment for 3 years, or both if—

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- (A) the offender was accompanied by 2 or more persons when the offence occurred, or
 - (B) the aggravating circumstances were those set out in subsection (1)(b), or
- (b) for an offence that occurs on land other than agricultural land—50 penalty units.

No. 5 **Offences on agricultural land**

Page 5, Schedule 2[5], proposed section 4C, line 24. Insert “, on agricultural land,” after “commission”.