



New South Wales

# Prevention of Cruelty to Animals Amendment (Restrictions on Stock Animal Procedures) Bill 2019

## Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

## Overview of Bill

The objects of this Bill are—

- (a) to prohibit the performance of the Mules operation on sheep, and
- (b) to require the administration of pain relief in certain procedures involving stock animals.

## Outline of provisions

**Clause 1** sets out the name (also called the short title) of the proposed Act.

**Clause 2** provides for the commencement of the proposed Act on the date of assent to the proposed Act, other than consequential amendments relating to the proposed prohibition of the Mules operation. These proposed amendments will commence on 1 January 2022.

## Schedule 1      **Amendment of Prevention of Cruelty to Animals Act 1979 No 200**

**Schedule 1[1]** prohibits the Mules operation being performed on sheep. However, a person does not commit an offence under the proposed section until on or after 1 January 2022. **Schedule 1[2]–[4]** make consequential amendments.

**Schedule 1[5]** provides that, in the course of undertaking certain procedures involving stock animals, a person must administer an analgesic or other appropriate form of pain relief to the animal in order to have the benefit of a defence to certain animal cruelty offences.

## **Schedule 2      Amendment of other legislation**

**Schedule 2** makes consequential amendments to the *Veterinary Practice Act 2003* and *Veterinary Practice Regulation 2013* as a result of the proposed prohibition of the Mules operation.



New South Wales

# Prevention of Cruelty to Animals Amendment (Restrictions on Stock Animal Procedures) Bill 2019

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New South Wales

# Prevention of Cruelty to Animals Amendment (Restrictions on Stock Animal Procedures) Bill 2019

No           , 2019

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## **A Bill for**

An Act to amend the *Prevention of Cruelty to Animals Act 1979* to prohibit the Mules procedure on sheep and to require the administration of pain relief in certain procedures involving stock animals; and for other purposes.

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**The Legislature of New South Wales enacts—**

**1 Name of Act**

This Act is the *Prevention of Cruelty to Animals Amendment (Restrictions on Stock Animal Procedures) Act 2019*.

**2 Commencement**

- (1) This Act commences on the date of assent to this Act, except as provided by subsection (2).
- (2) Schedules 1[2]–[4] and 2 commence on 1 January 2022.

**Schedule 1      Amendment of Prevention of Cruelty to Animals**      1  
**Act 1979 No 200**      2

**[1] Section 23B**      3

Insert after section 23A—      4

**23B Mules operation prohibited**      5

(1) A person who performs the Mules operation on a sheep is guilty of an offence.  
Maximum penalty—50 penalty units or imprisonment for 6 months, or both.      6

(2) A person does not commit an offence under subsection (1) until on or after 1  
January 2022.      8

**[2] Section 24 Certain defences**      10

Insert “or” at the end of section 24(1)(a)(iii).      11

**[3] Section 24(1)(a)(iv)**      12

Omit “or”.      13

**[4] Section 24(1)(a)(v)**      14

Omit the subparagraph.      15

**[5] Section 24(1)(a)**      16

Insert “and with the administration of an analgesic or other appropriate form of pain relief  
and otherwise” before “in a manner”.      17

18

<b>Schedule 2</b>	<b>Amendment of other legislation</b>	1
<b>2.1</b>	<b>Veterinary Practice Act 2003 No 87</b>	2
	<b>Schedule 1 Unrestricted acts of veterinary science</b>	3
	Omit clause 1(b).	4
<b>2.2</b>	<b>Veterinary Practice Regulation 2013</b>	5
	<b>Clause 4 Restricted acts of veterinary science</b>	6
	Omit clause 4(1)(d)(ii).	7