

South Australia

## **Animal Welfare Variation Regulations 2015**

under the *Animal Welfare Act 1985*

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### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Animal Welfare Variation Regulations 2015*.

#### **2—Commencement**

These regulations will come into operation 4 months after the day on which they are made.

#### **3—Variation provisions**

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

### **Part 2—Variation of *Animal Welfare Regulations 2012***

#### **4—Variation of regulation 9—Use of traps prohibited in certain circumstances**

- (1) Regulation 9(1)—after "dog," insert:
  - a feral cat,
- (2) Regulation 9(2)(c)(iv)—delete "sufficient strychnine" and substitute:
  - an agricultural chemical product approved by the Minister sufficient to ensure a rapid death for any animal caught in the trap
- (3) Regulation 9—after subregulation (2) insert:
  - (2a) A person must not set a jawed leg hold trap for a feral cat unless—
    - (a) use of the trap is reasonably required for the purposes of—

- (i) a threatened species recovery program, or a research program related to feral cat management, approved by an animal ethics committee; or
  - (ii) a native fauna conservation program approved by the Minister; and
- (b) the trap is set on land that is not less than 1 kilometre from the nearest residential premises; and
  - (c) the trap is monitored every day; and
  - (d) any animal caught in the trap is treated and released, or killed, as soon as is reasonably practicable after being caught; and
  - (e) the jaws of the trap—
    - (i) are not serrated; and
    - (ii) are offset so that there is a distance of at least 6 millimetres between the metal parts of the jaws when the jaws are closed; and
    - (iii) are padded with rubber pads.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (4) Regulation 9(3)(c)—delete "inspected" and substitute:  
monitored

## **5—Insertion of regulation 11A**

After regulation 11 insert:

### **11A—Exemption from section 16 of Act**

A person is exempt from the operation of section 16(1) of the Act in respect of an activity undertaken—

- (a) for, or on behalf of, a person who holds a licence under Part 4 of the Act; or
- (b) under the supervision of a person who holds a licence under Part 4 of the Act or an employee of such a person.

## **Made by the Governor**

with the advice and consent of the Executive Council  
on 20 August 2015

No 198 of 2015

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