



Animal Welfare (Records and Statistics) Amendment Regulations 2009

Anand Satyanand, Governor-General

Order in Council

At Wellington this 10th day of August 2009

Present:
His Excellency the Governor-General in Council

Pursuant to section 183 of the Animal Welfare Act 1999, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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Regulations

- 1 Title**

These regulations are the Animal Welfare (Records and Statistics) Amendment Regulations 2009.
- 2 Commencement**

These regulations come into force on the 28th day after the date of their notification in the *Gazette*.
- 3 Principal regulations amended**

These regulations amend the Animal Welfare (Records and Statistics) Regulations 1999.
- 4 Interpretation**

Regulation 3 is amended by inserting the following definitions in their appropriate alphabetical order:

“**Animal Ethics Committee** means an Animal Ethics Committee established and maintained by the code holder under section 98 of the Act

“**project** has the meaning given to it by section 2(1) of the Act”.
- 5 New regulation 5 substituted**

Regulation 5 is revoked and the following regulation substituted:

“**5 Annual return**

“(1) A code holder must, on or before 28 February of each year, provide to the Director-General a written annual return setting out details of the records kept in accordance with regulation 4(1).

“(2) For the purposes of subclause (1), a code holder must provide the details of records kept for a project approved by an Animal Ethics Committee—

“(a) of, or up to, 3 years’ duration, in the annual return made in the year following the year that the project ends:

“(b) of more than 3 years’ duration, in the annual return made in the year following every third year of the project.

- “(3) For the purposes of subclause (2)(b), if the term of a project is not divisible by multiples of 3 years, the code holder must provide an annual return for the records kept in relation to the project in the year following the year that the project ends.
- “(4) A code holder must provide a nil return if—
- “(a) the code holder has not carried out any research, testing, or teaching during the immediately preceding year:
 - “(b) the code holder is not required under subclauses (2) or (3) to report on the records kept under regulation 4(1) in that return.”

Rebecca Kitteridge,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on the 28th day after the date of their notification in the *Gazette*, amend the Animal Welfare (Records and Statistics) Regulations 1999 by substituting *new regulation 5*, which relates to annual returns. *New regulation 5* requires code holders to provide details of the records kept under regulation 4(1) (which relate to research, testing, and teaching carried out by the code holder) to the Director-General for a project approved by an Animal Ethics Committee—

- of, or up to, 3 years’ duration, in the annual return made in the year following the year that the project ends:
- of more than 3 years’ duration, in the annual return made in the year following every third year of the project.

A code holder must provide a nil return if the code holder has not carried out any research, testing, or teaching during the immediately preceding year or is not required to report on the records kept in regulation 4(1) in the annual return.

**Animal Welfare (Records and Statistics)
Amendment Regulations 2009**

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Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 13 August 2009.
These regulations are administered by the Ministry of Agriculture and Forestry.
