

Version
as at 26 November 2024



Climate Change (Agriculture Sector) Amendment Regulations 2012 (SR 2012/315)

Climate Change (Agriculture Sector) Amendment Regulations 2012: revoked, on 26 November 2024, pursuant to section 35(1) of the Climate Change Response (Emissions Trading Scheme Agricultural Obligations) Amendment Act 2024 (2024 No 50).

Jerry Mateparae, Governor-General

Order in Council

At Wellington this 23rd day of October 2012

Present:

His Excellency the Governor-General in Council

Pursuant to section 163(1)(a) to (d) of the Climate Change Response Act 2002, His Excellency the Governor-General makes the following regulations, acting—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister for Climate Change Issues made in accordance with the requirements of that Act.

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Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

These regulations are administered by the Ministry for Primary Industries.

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Regulations

1 Title

These regulations are the Climate Change (Agriculture Sector) Amendment Regulations 2012.

2 Commencement

These regulations come into force on the day after the date of their notification in the *Gazette*.

3 Application

These regulations apply on and from 1 January 2012.

4 Principal regulations

These regulations amend the Climate Change (Agriculture Sector) Regulations 2010 (the **principal regulations**).

5 Regulation 3 amended (Interpretation)

(1) In regulation 3, insert in its appropriate alphabetical order:

calf means a male or female bovine that—

- (a) is under 12 months of age; and
- (b) weighs less than 40 kg at the slaughter point

- (2) In regulation 3, replace the definitions of **bull**, **cattle**, and **cow** with:
- bull** means an uncastrated male bovine
- cattle** means any group or combination of bulls, calves, cows, heifers, steers, or vealers
- cow** means a female bovine with more than 6 permanent teeth
- (3) In regulation 3, replace the definition of **heifer** with:
- heifer** means a female bovine with no more than 6 permanent teeth
- (4) In regulation 3, replace the definition of **milk solids** with:
- milk solids** means milk-fat and protein components of raw milk (being untreated milk) from cows, heifers, or goats
- (5) In regulation 3, replace the definition of **steer** with:
- steer** means a castrated male bovine
- (6) In regulation 3, revoke the definitions of **deer**, **hind**, **milk fat**, **raw milk**, and **stag**.

6 Regulations 7 to 10 replaced

Replace regulations 7 to 10 with:

7 Information required to calculate emissions from slaughtering certain cattle, deer, goats, pigs, poultry, or sheep

- (1) This regulation applies to a participant who, in a year,—
- (a) carries out the activity of slaughtering for human consumption cattle (other than calves and vealers), deer, goats, pigs, poultry (other than layer hens), or sheep; and
- (b) is the operator of a risk management programme registered under the Animal Products Act 1999; but
- (c) is not a retail butcher (as defined in section 4(1) of the Animal Products Act 1999).
- (2) The participant must collect and record, for each animal type listed in table 1 of the Schedule slaughtered during the year, the total number of tonnes of that animal type slaughtered for human consumption, as calculated at the slaughter point.

8 Method of calculating emissions from slaughtering certain cattle, deer, goats, pigs, poultry, or sheep

- (1) This regulation applies to a participant who, in a year,—
- (a) carries out the activity of slaughtering for human consumption cattle (other than calves and vealers), deer, goats, pigs, poultry (other than layer hens), or sheep; and

- (b) is the operator of a risk management programme registered under the Animal Products Act 1999; but
 - (c) is not a retail butcher (as defined in section 4(1) of the Animal Products Act 1999).
- (2) The participant must use the following formula to calculate emissions from the activity for the year for each animal type:

$$E = A \times B$$

where—

- E is the emissions in tonnes from the slaughter of an animal type for which information is recorded under regulation 7
 - A is the total number of tonnes of that animal type as recorded under regulation 7
 - B is the emissions factor set out in table 1 of the Schedule for that animal type.
- (3) If the participant carries out the slaughtering of more than 1 animal type, the participant must add up the results of the calculation for each animal type and record the total.

9 Information required to calculate emissions from dairy processing of milk or colostrum

A participant who, in a year, carries out the activity of dairy processing of milk or colostrum from cows or heifers must collect and record the total quantity in tonnes of milk solids from the cows or heifers subject to dairy processing by the participant in the year.

10 Method of calculating emissions from dairy processing of milk or colostrum

A participant who, in a year, carries out the activity of dairy processing of milk or colostrum from cows or heifers must use the following formula to calculate emissions from the activity for the year:

$$E = A \times 8.5$$

where—

- E is the emissions in tonnes from the dairy processing of milk or colostrum from the cows or heifers
- A is the total quantity in tonnes of milk solids from the cows or heifers as recorded under regulation 9.

7 Regulation 11 amended (Information required to calculate emissions from exporting from New Zealand live cattle, pigs, or sheep)

In regulation 11, replace “table 4” with “table 2”.

8 Schedule replaced

Replace the Schedule with the Schedule set out in the Schedule of these regulations.

Schedule
Schedule replaced

r 8

Schedule
Emissions factors

rr 7, 8, 11

Table 1
Slaughtering certain cattle, deer, goats, pigs, poultry, or sheep

Animal type	Emissions factor for each tonne of animal type calculated at slaughter point
<i>Cattle</i>	
Bull (other than a calf or vealer)	12.70
Cow (other than a calf or vealer)	12.70
Heifer (other than a calf or vealer)	12.70
Steer (other than a calf or vealer)	12.70
<i>Sheep</i>	
Hogget	12.70
Lamb	12.70
Ram	12.70
Other adult sheep (being a ewe or wether)	12.70
<i>Others</i>	
Deer	21.00
Goat	12.70
Pig	1.76
Poultry (other than a layer hen)	0.20

Table 2
Exporting live cattle, pigs, or sheep

Animal type	Emissions factor for each animal type for live export
Cattle	2.30
Pig	0.12
Sheep	0.27

Michael Webster,
for 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 amend the Climate Change (Agriculture Sector) Regulations 2010. These regulations come into force on the day after the date of their notification in the *Gazette*, but apply on and from 1 January 2012 (*see* section 163(3) of the Climate Change Response Act 2002).

The amendments remove requirements for collecting and recording information, and calculating emissions, that relate to the slaughter of calves and vealers, layer hens, or any animal not intended for human consumption. Emissions for slaughtering cattle, deer, goats, pigs, poultry, or sheep are now calculated based solely on the weight (not the number) of animals slaughtered. Changes have been made to the related animal types and emissions factors.

The amendments remove requirements for collecting and recording information, and calculating emissions, that relate to milk or colostrum from goats or sheep.

The amendments also change the animal types and emissions factors that relate to the export of live cattle, pigs, or sheep.

Issued under the authority of the Legislation Act 2019.
Date of notification in *Gazette*: 24 October 2012.

Notes**1 General**

This is a consolidation of the Climate Change (Agriculture Sector) Amendment Regulations 2012 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

2 Legal status

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

3 Editorial and format changes

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

4 Amendments incorporated in this consolidation

Climate Change Response (Emissions Trading Scheme Agricultural Obligations) Amendment Act 2024 (2024 No 50): section 35(1)