



Australian Capital Territory

Eggs (Labelling and Sale) Regulation 2019

Subordinate Law SL2019-21

made under the

[Eggs \(Labelling and Sale\) Act 2001](#)

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1 Name of regulation

This regulation is the *Eggs (Labelling and Sale) Regulation 2019*.

2 Dictionary

The dictionary at the end of this regulation is part of this regulation.

Note 1 The dictionary at the end of this regulation defines certain terms used in this regulation.

Note 2 A definition in the dictionary applies to the entire regulation unless the definition, or another provision of the regulation provides otherwise or the contrary intention otherwise appears (see [Legislation Act](#), s 155 and s 156 (1)).

3 Notes

A note included in this regulation is explanatory and is not part of this regulation.

Note See the [Legislation Act](#), s 127 (1), (4) and (5) for the legal status of notes.

4 Aviary eggs—Act, dict, def *aviary eggs*

The following conditions are prescribed for keeping hens that lay aviary eggs:

- (a) the hens are kept in a shed;
- (b) the hens have the freedom and capacity to socialise, to move freely within the shed, to stretch, perch, nest, dust bathe, flap wings and fly;
- (c) the hens have adequate perching facilities and nests available to birds on a number of levels within the shed to accommodate the needs of all hens;
- (d) half the housing is kept under litter;

- (e) the stocking level and other requirements for deep litter systems under the code with the allowance of a number of additional levels of nesting and perching space are complied with.

5 Barn eggs—Act, dict, def *barn eggs*

The following conditions are prescribed for keeping hens that lay barn eggs:

- (a) the hens are kept in a shed;
- (b) the hens have the freedom and capacity to socialise, to move freely within the shed, to stretch, perch, nest, dust bathe, flap wings and fly;
- (c) the hens have adequate perching facilities and nests available to birds within the shed to accommodate the needs of all hens;
- (d) half the housing is kept under litter;
- (e) the stocking level and other requirements for deep litter systems on a single level under the code are complied with.

6 Cage eggs—Act, dict, def *cage eggs*

The following conditions are prescribed for keeping hens that lay cage eggs:

- (a) the hens are kept in cages;
- (b) the hens do not have access to litter, perch or nest; and
- (c) the stocking level and other requirements for cage systems under the code are complied with.

7 Free-range eggs—Act, dict, def *free-range eggs*

- (1) The following conditions are prescribed for keeping hens that lay free-range eggs:
 - (a) the hens have meaningful and regular access to an outdoor range during daylight hours during the laying cycle; and

- (b) the hens have the ability to roam and forage on the outdoor range; and
 - (c) a stocking density of 10 000 hens or less is complied with.
- (2) However, the requirements under subsection (1) do not apply if hens are prevented from accessing an outdoor range for 1 or more of the following reasons:
 - (a) the hens are undergoing nest box training;
 - (b) risk to the health or safety of the hens caused by weather conditions;
 - (c) exposure to predators;
 - (d) the hens are being given medical treatment;
 - (e) exceptional circumstances posing significant risk to the health or safety of the hens.
- (3) For subsection (2), the total period of time for which access to the outdoor range is prevented must not be unreasonable.

8 Disapplication of Legislation Act, s 47 (6)

The [Legislation Act](#), section 47 (6) does not apply to the code.

Note The code is accessible at www.publish.csiro.au.

Dictionary

(see s 2)

Note 1 The [Legislation Act](#) contains definitions and other provisions relevant to this regulation.

Note 2 For example, the [Legislation Act](#), dict, pt 1, defines the following terms:

- daylight
- prescribed.

Note 3 Terms used in this regulation have the same meaning that they have in the [Eggs \(Labelling and Sale\) Act 2001](#) (see [Legislation Act](#), s 148). For example, the following terms are defined in the [Eggs \(Labelling and Sale\) Act 2001](#), dict:

- aviary eggs
- barn eggs
- cage eggs
- free range eggs
- hen
- must
- stocking density.

code means the *Model Code of Practice for the Welfare of Animals: Domestic Poultry*, made by the Animal Welfare Committee of the Standing Committee on Agriculture and Resource Management, as in force from time to time.

Note The code is accessible at www.publish.csiro.au.

Endnotes

1 Making of regulations

This regulation was made as part of the [Consumer Protection Legislation Amendment Act 2019](#) (see A2019-2, sch 2) and is taken to have been made under the [Eggs \(Labelling and Sale\) Act 2001](#) A2001-83 (see A2019-2, s 4 (1)).

2 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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