

Attachment: Amendments to the Export Control (Animals) Rules 2021

Relevant Stakeholder/s	Amendment Summary	What you need to know
Livestock exporters	<p>Conditions of approved arrangements</p> <p>Approved arrangements (AAs) must meet importing country requirements and the Australian Standards for the Export of Livestock (ASEL).</p>	<ul style="list-style-type: none"> • This is an administrative change to ensure it is clearly in written into our requirements - no action required. • Exporters are not required to submit a variation of their AA to the department to reflect the changes. However, exporters must ensure their AA and AEP do meet this standard at all times. Any amendments to these documents must be recorded in the exporter's variations register, in accordance with section 1.6 of the Approved arrangement guidelines for the export of livestock. • Refer to Approved Arrangements.
<p>Accredited veterinarians (AAVs)</p> <p>Livestock exporters</p>	<p>Approved export programs</p> <p>Exporters must ensure a copy of the relevant parts of the approved export program (AEP) is provided to the AAV. This would be the parts of the AEP that are relevant for the particular consignment and relating to the program of export operations to be undertaken by that AAV.</p> <p>Exporters must also record the fact that they have done so, and to retain these records for at least 2 years.</p> <p>Furthermore, AAVs are required to record that they have received this and to retain these records for at least 2 years.</p>	<ul style="list-style-type: none"> • Exporters are not required to submit a variation of their AA to the department to reflect the changes. However, exporters must ensure their AA and operational practices reflects the updated requirements. Any amendments to an AA must be recorded in the exporter's variations register, in accordance with section 1.6 of the Approved arrangement guidelines for the export of livestock. • Exporters must keep records that they have provided a copy of the relevant parts of the AEP to the AAV for each consignment. • AAVs must ensure they have a process for keeping records that they have received a copy of the relevant parts of the AEP from the exporter for each consignment.

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		<ul style="list-style-type: none"> Records must be kept for at least 2 years. This is subject to audit. Refer to the Approved arrangement guidelines for the export of livestock, Approved Export Program guidelines for the export of livestock and Roles and Responsibilities of AAVs.
Livestock exporters	<p>Conditions of livestock export licences – significant exotic diseases</p> <p>Authorised Officers may give an order to exporters requiring them to stop moving or loading livestock for export, in circumstances where the presence of a significant exotic disease, infection or infestation is suspected or confirmed in Australia.</p>	<ul style="list-style-type: none"> Exporters are not required to make any changes to their export licence or AA. Exporters should develop contingency plans to ensure that legislative and regulatory requirements (including ASEL standards 4.1.18 and 6.1.29) and animal health and welfare will continue to be upheld during these circumstances. Contingency plans should extend to animals that have already been loaded or commenced the export process. Read the Conditions on livestock export licences – Suspicions and detections of exotic animal diseases policy for further information.
Livestock exporters	<p>Revocation of an exporter supply chain assurance system (ESCAS) – period of response to show cause notice and notice of revocation</p> <p>This change allows the department to provide ESCAS holders with more time to respond to a notice of proposed revocation (show cause notice) in appropriate cases, particularly where there are more complex issues to be addressed.</p>	<ul style="list-style-type: none"> This is an administrative change - no action required.

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Third-party providers of assurance services	<p>Request for suspension of approved arrangement for exporter supply chain assurance operations (ESCAO) by holder</p> <p>Allows the holder of an AA for ESCAO to request suspend the AA or a part of the AA.</p>	<ul style="list-style-type: none"> This is an administrative change - no action required.
AAVs	<p>Period of response to show cause notice – variation, suspension and revocation of accreditation</p> <p>This change allows the department to provide AAVs with more time to respond to a notice of proposed variation, suspension or revocation (show cause notice) in appropriate cases, particularly where there are more complex issues to be addressed.</p>	<ul style="list-style-type: none"> This is an administrative change - no action required.
AAVs	<p>Records by shipboard accredited veterinarians</p> <p>Clarification that both land-based and shipboard AAVs must comply with relevant record keeping requirements.</p>	<ul style="list-style-type: none"> AAVs must ensure they have a process for keeping required records. Refer to the Approved Export Program guidelines for the export of livestock and Roles and Responsibilities of AAVs.
AAVs	<p>Records of invoices</p> <p>AAVs must keep a copy of all invoices received relating to the purchase of a drug or product for administration to export livestock.</p>	<ul style="list-style-type: none"> AAVs must ensure they have a process for keeping required records. Refer to the Approved Export Program guidelines for the export of livestock and Roles and Responsibilities of AAVs.
Livestock exporters Other live animal exporters	<p>Revocation and reissue of government certificates</p> <p>Exporters can now request the revocation of a government (health) certificate.</p> <p>Applications for a new government certificate must include details of any changes from the earlier application. The</p>	<ul style="list-style-type: none"> This only applies if you are an exporter intending to apply for a revocation and/or reissue of your government certificates. Refer to Exporting companion animals and other live animals for further information.

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Reproductive material exporters	<p>department may also accept information previously given by the exporter in relation the earlier application.</p> <p>Note: previously this provision only applied to livestock. It now also applies to animals other than livestock and reproductive material.</p>	
Livestock exporters Other live animal exporters	<p>Revocation of approval of notice of intention to export</p> <p>The department may revoke a notice of intention (NOI) to export if the exporter has not supplied true or accurate information.</p>	<ul style="list-style-type: none"> • No action required. • This does not affect the process by which NOIs are currently approved (including in relation to short haul cattle consignments to Indonesia by sea or in other instances where the commercial realities of the livestock trade mean certain details cannot sometimes be fully provided on the NOI until closer to the departure date). • Refer to Exporting a livestock consignment, Exporting live horses and Exporting companion animals and other live animals for further information.