



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

This document was filed electronically in the High Court of Australia on 18 Feb 2022 and has been accepted for filing under the *High Court Rules 2004*. Details of filing and important additional information are provided below.

Details of Filing

File Number: S83/2021
File Title: Farm Transparency International Ltd & Anor v. State of New S
Registry: Sydney
Document filed: Note requested by Court
Filing party: Interveners
Date filed: 18 Feb 2022

Important Information

This Notice has been inserted as the cover page of the document which has been accepted for filing electronically. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties and whenever the document is reproduced for use by the Court.

**IN THE HIGH COURT OF AUSTRALIA
SYDNEY REGISTRY**

BETWEEN: **FARM TRANSPARENCY INTERNATIONAL LTD**
(ACN 641 242 579)
First Plaintiff

CHRISTOPHER JAMES DELFORCE
Second Plaintiff

and

STATE OF NEW SOUTH WALES
Defendant

**NOTE OF THE ATTORNEY-GENERAL OF THE COMMONWEALTH
(INTERVENING)**

- 10 1. This note is in a form suitable for publication on the internet.
2. During the hearing on 11 February 2022, the Court asked whether the Commonwealth regulates the slaughter of animals for export and the live export of animals. The answer to this question is “yes”.
3. The *Export Control Act 2020* (Cth) (**the Act**) regulates the export of goods, including animals and food, from Australian territory. Sections 28, 29 and 432 of the Act provide for the making of rules that prescribe kinds of goods and prohibit the export of prescribed goods unless conditions prescribed by the rules are complied with.
4. Examples of rules that have been made under the Act include:
- 20 4.1 in relation to the slaughter of animals for export — the *Export Control (Meat and Meat Products) Rules 2021* (Cth) and the *Export Control (Poultry Meat and Poultry Meat Products) Rules 2021* (Cth); and
- 4.2 in relation to the live export of animals — the *Export Control (Animals) Rules 2021* (Cth).

Dated: 18 February 2022

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Commonwealth*
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