



Australian Capital Territory

Domestic Animals Regulation 2001

SL2001-17

made under the

Domestic Animals Act 2000

Republication No 6

Effective: 2 November 2004 – 11 November 2005

Republication date: 2 November 2004

Last amendment made by A2002-44
(republishing includes editorial amendments
under Legislation Act)

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Domestic Animals Regulation 2001*, made under the *Domestic Animals Act 2000* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 2 November 2004. It also includes any amendment, repeal or expiry affecting the republished law to 2 November 2004.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication includes amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.



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R6
02/11/04

Domestic Animals Regulation 2001
Effective: 02/11/04-11/11/05

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Australian Capital Territory

Domestic Animals Regulation 2001

made under the

Domestic Animals Act 2000

1 Name of regulation

This regulation is the *Domestic Animals Regulation 2001*.

2 Dog registration information—Act, s 8

The following information must be recorded in the register:

- (a) the name and address of the applicant (who must be stated in the register as the keeper of the dog);
- (b) if the dog is kept at another address—the address;
- (c) the registration number allotted to the dog;
- (d) if the dog is an assistance animal—a statement to that effect;
- (e) if the dog is a dangerous dog—a statement to that effect.

3 Information on dog registration certificates—Act, s 11 (2)

The following information must be stated on a registration certificate:

- (a) the registration number allotted to the dog;
- (b) if the dog is a recognisable breed—the breed;
- (c) the colour of the dog;
- (d) whether the dog is an assistance animal;
- (e) the name and address of the keeper of the dog;
- (f) the day the registration ends.

4 Identifying particulars—s 83

(1) A cat is to be identified by—

- (a) a microchip implanted beneath the cat's skin containing a number by which the name and address of the cat's owner can be worked out; or

- (b) a tag on the cat's collar.
- (2) A dog is to be identified by a registration tag.
- (3) The particulars making up the identification of a cat are—
 - (a) the name and address of the cat's keeper or carer; or
 - (b) a contact telephone number for the cat's keeper or carer.
- (4) The particular making up the identification of a dog is its registration number.

5 Identification particulars for dog or cat—Act, s 83

The identification particulars for a dog or cat are—

- (a) the name and address of the keeper or carer of the dog or cat;
or
- (b) a contact telephone number for the keeper or carer of the dog or cat; or
- (c) for a dog—its registration number.

6 Infringement notice offences and penalties

- (1) An offence against the Act that is described in an item of schedule 1 and is a contravention of a provision of the Act mentioned in the item is an offence (an ***infringement notice offence***) to which the Act, part 4 (Infringement notices for certain offences) applies.
- (2) The penalty payable by an individual under an infringement notice for an infringement notice offence is the amount mentioned in the item of the schedule applying to the offence.
- (3) The penalty payable by a corporation under an infringement notice for an infringement notice offence is 5 times the amount mentioned in the item of the schedule applying to the offence.
- (4) The cost of serving a reminder notice for an infringement notice offence is \$34.

7 Administering authority

The administering authority for every infringement notice offence is the registrar.

8 Authorised people for infringement notices

An authorised officer may serve an infringement notice for any infringement notice offence.

9 Authorised person for reminder notices

An authorised officer may serve a reminder notice for any infringement notice offence.

10 People authorised for infringement notices etc to have unique number

The administering authority for an infringement notice offence must give a unique number to each person who is authorised by the administering authority to serve infringement or reminder notices for the offence.

11 Identifying particulars—dogs and cats

For the Act, section 88 (1) (c) (ii) (Contents of infringement notices) the identifying particulars for a dog or cat are as follows:

- (a) breed;
- (b) colour;
- (c) sex;
- (d) age;
- (e) any identification or, for a dog, registration tags;
- (f) any collars;
- (g) any brands or tattoo;

- (h) any electronically coded implant;
- (i) any marks or scars;
- (j) any other noticeable distinguishing marks or features.

12 Identifying particulars—authorised people

For the Act, section 88 (1) (g) (Contents of infringement notices) an infringement notice must identify the authorised person using the number given to the person by the administering authority under section 10.

13 Cost of beginning proceedings

For the Act, section 101 (3) (b) (Procedure if liability disputed) the cost of beginning proceedings is \$50.

14 Dishonoured cheques

- (1) If a person pays a fee under the Act by cheque and the cheque is not met on presentation—
 - (a) the person is liable for any charge imposed by a bank because the cheque is not met as well as the amount of the cheque; and
 - (b) the registrar may suspend the benefit paid for by that cheque until it is met.
- (2) The registrar may waive liability under subsection (1) (a) for payment of the bank charge in cases of hardship.
- (3) In this section:
benefit means any service under the Act for which a fee is payable, and includes a registration, renewal, licence or permit.

Schedule 1 Offences and penalties

(see s 6)

column 1 item	column 2 provision of Act contravened	column 3 description of offence	column 4 on-the-spot fine \$
1	12 (1)	change of ownership of dog	50
2	12 (2)	becoming keeper for longer than 28 days	50
3	14 (1)	keeping unregistered dog	150
4	15 (1)	dog not wearing registration tag	75
5	15 (3)	taking off registration tag without keeper's permission	75
6	15 (4)	use of registration tag not issued for dog	75
7	16 (1)	change of address of registered keeper	50
8	16 (2)	change of address where registered dog kept	50
9	18 (1)	keeping 4 or more dogs	50
10	41 (4)	taking dog into prohibited area	150
11	42 (1)	taking dog into grounds of childcare centre etc	75

column 1 item	column 2 provision of Act contravened	column 3 description of offence	column 4 on-the-spot fine \$
12	42 (2)	taking dog into grounds of high school etc	75
13	42 (3)	taking dog onto sporting field etc	75
14	42 (4)	10 m restrictions for dogs	75
15	44 (1)	dog not on leash in public place—carer	150
16	44 (2)	dog not on a leash in public place—keeper	150
17	44 (3)	dog without carer in public place—keeper	150
18	45 (1)	dog not on leash on private premises— carer	150
19	45 (3)	dog not on leash on private premises— keeper	150
20	46 (1)	not removing faeces	50
21	46 (2)	not carrying equipment for removal of faeces	50
22	47 (1)	female dog on heat in public place— keeper/carers	150
23	48 (1)	unmuzzled greyhound in public place—carer	150
24	48 (2)	unmuzzled greyhound without carer in public place—keeper	150

Schedule 1 Offences and penalties

column 1 item	column 2 provision of Act contravened	column 3 description of offence	column 4 on-the-spot fine \$
25	48 (3)	4 or more leashed greyhounds in public place—carer	150
26	48 (4)	4 or more leashed greyhounds in public place—keeper	150
27	83 (1)	keeping dog or cat without prescribed form of identification	150
28	112 (7)	contravention of nuisance notice	150

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	par = paragraph/subparagraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	pt = part
exp = expires/expired	r = rule/subrule
Gaz = gazette	renum = renumbered
hdg = heading	reloc = relocated
IA = Interpretation Act 1967	R[X] = Republication No
ins = inserted/added	RI = reissue
LA = Legislation Act 2001	s = section/subsection
LR = legislation register	sch = schedule
LRA = Legislation (Republication) Act 1996	sdiv = subdivision
mod = modified/modification	sub = substituted
o = order	SL = Subordinate Law
om = omitted/repealed	<u>underlining</u> = whole or part not commenced or to be expired

Endnotes

3 Legislation history

3 Legislation history

This regulation was originally the *Domestic Animals Regulations 2001*. It was renamed under the *Legislation Act 2001*.

Domestic Animals Regulation 2001 SL 2001 No 17

notified 12 June 2001 (Gaz 2001 No S32)
s 1 and s 2 commenced 12 June 2001 (IA s 10B)
remainder commenced 21 June 2001 (s 2)

as amended by

Domestic Animals Amendment Regulations 2001 SL 2001 No 30

notified 30 August 2001 (Gaz 2001 No 35)
commenced 30 August 2001 (s 1)

Domestic Animals Amendment Regulations 2002 (No 1) SL 2002 No 15

notified LR 19 June 2002
commenced 19 June 2002 (s 2)

Statute Law Amendment Act 2002 No 30 pt 3.19

notified LR 16 September 2002
s 1, s 2 taken to have commenced 19 May 1997 (LA s 75 (2))
pt 3.19 commenced 17 September 2002 (s 2 (1))

Domestic Animals Amendment Act 2002 No 44 pt 3

notified LR 2 December 2002
s 1, s 2 commenced 2 December 2002 (LA s 75)
pt 3 commenced 3 December 2002 (s 2)

4 Amendment history

Name of regulation

s 1 am R6 LA

Dog registration information—Act, s 8

s 2 om R1 (IA s 43 (4))
ins Act 2002 No 30 amdt 3.241

Information on dog registration certificates—Act, s 11 (2)

s 3 sub Act 2002 No 30 amdt 3.241

Identifying particulars—s 83

s 4 sub Act 2002 No 30 amdt 3.241; Act 2002 No 44 s 23

Identification particulars for dog or cat—Act, s 83

s 5 sub Act 2002 No 30 amdt 3.241

Offences and penaltiessch 1 sub 2001 No 30 s 3
am 2002 No 15 s 4; items renum R3 LA (see 2002 No 15 s 5)**5 Earlier republications**

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (*) in column 1. Except for the footer, electronic and printed versions of an authorised republication are identical.

Republication No	Amendments to	Republication date
1	not amended	1 July 2001
2	SL 2001 No 30	30 August 2001
3	SL 2002 No 15	19 June 2002
4	Act 2002 No 30	17 September 2002
5	A2002-44	3 December 2002