

THE TERRITORY FOR THE SEAT OF GOVERNMENT.

No. 1 of 1926.

AN ORDINANCE

Relating to Registration of Dogs.

BE it ordained by the Governor-General of the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909* and the *Seat of Government (Administration) Act 1910*, as follows:—

1. This Ordinance may be cited as the *Dogs Registration Ordinance 1926*. Short title.
2. This Ordinance shall commence on a date to be fixed by the Commission by notice in the *Gazette*. Commencement.
3. Upon the commencement of this Ordinance, the *Dog and Goat Act 1898* of the State of New South Wales shall cease to apply to the Territory. New South Wales Act to cease to apply.
4. In this Ordinance, unless the contrary intention appears—
“ Domestic animal ” includes any horse, cow, calf, steer, heifer, bull, bullock, sheep, goat or pig.
“ The Registrar ” means the Registrar of Dogs appointed under this Ordinance. Definitions.
- 5.—(1.) The Commission may for the purposes of this Ordinance appoint a person to be Registrar of Dogs. Appointment of Registrar.
(2.) Prosecutions for offences against this Ordinance may be instituted by or in the name of the Registrar.
- 6.—(1.) Any person who keeps, within the Territory, a dog not registered in accordance with this Ordinance shall be guilty of an offence. Penalty for non-registration of dogs.
Penalty: Two pounds.
(2.) Notwithstanding anything contained in this Ordinance, a person who keeps a dog shall not be required to register the dog—
(a) if it is under the age of three months;—
(b) or if it has not been kept by him for a period of fourteen days,
proof of each of which shall lie upon the keeper of the dog.

Registration of
dogs.

7.—(1.) The keeper of a dog or some person on behalf of the keeper shall, for the purpose of registration of a dog, deliver at the office of the Registrar a notice in accordance with Form A in the Schedule to this Ordinance and shall pay the prescribed fee.

(2.) Upon receipt of the notice and upon payment of the prescribed fee, the Registrar shall register the dog by entering in a register book kept by him for that purpose the particulars set forth in the notice, and shall issue to the keeper of the dog a certificate of registration in accordance with Form B in the Schedule to this Ordinance.

(3.) Where the keeper of the dog resides more than ten miles from the offices of the Commission at Canberra, delivery of the form of notice and payment of the fee may be made by registered letter addressed to the Commission.

(4.) Where the notice has been received by post the certificate of registration shall be forwarded by post to the keeper of the dog within fourteen days after the fee is received.

(5.) Any person who wilfully makes a false statement in a notice delivered in pursuance of this section shall be guilty of an offence.

Penalty: Two pounds.

Period of
registration.

8.—(1.) Registration of a dog shall expire—

(a) upon the thirtieth day of June next ensuing after the date of registration:

Provided that any registration made in the month of June in any year shall not expire until the thirtieth day of June of the following year; or

(b) upon the date upon which the person named as keeper in the form of notice referred to in section seven of this Ordinance ceases to be the keeper of the dog,

whichever is the earlier date.

(2.) After the expiration of the registration of a dog, the dog shall be deemed to be a dog not registered in accordance with this Ordinance.

Fee on
registration.

9. At the time of delivery of the form of notice referred to in section seven of this Ordinance, there shall be paid to the Commission by the person delivering the notice a fee of Ten shillings in respect of every dog mentioned in the notice:

Provided that where the form of notice is delivered after the thirty-first day of December in any year, only half fee shall be payable:

Provided further that the Registrar may remit the fee where, in his opinion, dogs are necessary for the trade or business carried on by the keeper of the dogs.

10.—(1.) In any prosecution under section six of this Ordinance the averment of the prosecutor contained in the information that the dog is not registered in accordance with this Ordinance shall be deemed to be proved in the absence of proof to the contrary. Proof of registration.

(2.) The certificate of registration given by the Registrar or a certified copy of that certificate shall be admissible in evidence for the defendant in proof of registration.

(3.) A certified copy of the certificate of registration may be obtained from the Registrar on payment of a fee of Sixpence.

11.—(1.) There shall be kept in the office of the Registrar a correct list in alphabetical order of all persons who have registered dogs during the year then current showing the number of dogs registered by any person. List of registered dogs to be kept.

(2.) Any person applying to the Registrar for particulars of any registered dog or of the name of the keeper thereof shall be entitled to receive the information on payment of a fee of Sixpence.

12.—(1.) Any person may, at any place within the Territory, seize and detain any unregistered dog, and, upon notice thereof being given to the Registrar or to any Justice of the Peace, the Registrar or Justice shall, by notice in writing, require the keeper or reputed keeper of the detained dog to appear and claim the dog. Unregistered dogs may be seized and destroyed.

(2.) If the keeper or reputed keeper fails, within twenty-four hours after being so required or within such further time as the Registrar or a Justice of the Peace deems reasonable, to attend and claim the dog, the dog may be forthwith destroyed by any person.

13. Any dog, whether registered or not, which—

- (a) is found trespassing, or found upon any road or un-enclosed land; Dogs which may be destroyed.
- (b) is not under the control of a competent person;
- (c) has not round its neck a collar with the name and address of the keeper legibly engraved thereon; and
- (d) if a mastiff, or a bull dog, or a mongrel of either of those breeds, has not securely fixed to its mouth a muzzle sufficient to prevent it biting or injuring any person or property,

may be forthwith seized and destroyed by any person.

14.—(1.) The keeper of any dog which rushes at or attacks any person or domestic animal whereby the person is endangered Dog attacking persons or domestic animals.

or the domestic animal injured shall be guilty of an offence and shall also be liable to pay for any damage so occasioned by the dog.

Penalty: Five pounds.

(2.) This section shall not apply in any case where a person is endangered, or a domestic animal is injured, whilst without lawful excuse on land or premises belonging to or occupied by the keeper of the dog.

Destruction of dog attacking person.

15. Any dog which attacks a person or domestic animal may be forthwith destroyed by any person if the attack be not on land or premises belonging to or occupied by the keeper of the dog.

Proof of ownership.

16. In any prosecution under this Ordinance, any dog shall, unless the contrary is proved, be deemed to be kept by the person who is in the actual occupation of the house or premises where the dog is found and the person by whom any dog is ordinarily kept shall be liable to the several provisions of this Ordinance as the keeper of the dog whether it is kept for his own use or otherwise.

THE SCHEDULE.

FORM A.

The Territory for the Seat of Government.

FEDERAL CAPITAL COMMISSION.

Dogs Registration Ordinance 1926.

FORM OF NOTICE OF REGISTERING DOGS.

A description of _____ dogs intended to be kept by _____ of _____ in the Territory for the Seat of Government during the year ending on the thirtieth day of June One thousand nine hundred and _____

No.	Premises on which each dog is intended to be kept.	Sex.	Age.	Colour or peculiar marks.	Description or kind of dog.

I, _____, do hereby declare to the best of my knowledge and belief the above list and description to be true in every particular, and I hereby apply for registration of the above dogs under the *Dogs Registration Ordinance 1926.*

Dated this _____ day of _____ 19 _____

Keeper.

THE SCHEDULE—*continued.*

FORM B.

The Territory for the Seat of Government.

FEDERAL CAPITAL COMMISSION.

Dogs Registration Ordinance 1926.

CERTIFICATE OF REGISTRATION.

This is to certify that each dog described as follows:—

No.	Premises on which each dog is intended to be kept.	Sex.	Age.	Colour or peculiar marks.	Description or kind of dog.

and intended to be kept by _____ in the Territory for the Seat of Government is registered under the *Dogs Registration Ordinance 1926* until the thirtieth day of June One thousand nine hundred and _____ or until the date upon which the said _____ ceases to be the keeper of such dog whichever is the earlier date.

Dated this _____ day of _____ 19 .

Registrar.

Issued subject to the *Dogs Registration Ordinance 1926.*

Dated the twentieth day of January, One thousand nine hundred and twenty-six.

STONEHAVEN

Governor-General.

By His Excellency's Command,

G. F. PEARCE

Minister of State for Home and Territories.

By Authority: H. J. GREEN, Government Printer, Canberra.