

# AUSTRALIAN CAPITAL TERRITORY

No. 22 of 1980

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## An Ordinance to amend the *Prevention of Cruelty to Animals Ordinance 1959*

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910*.

Dated this eighth day of July 1980.

ZELMAN COWEN  
Governor-General

By His Excellency's Command,

R. ELLICOTT  
Minister of State for the Capital Territory

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## PREVENTION OF CRUELTY TO ANIMALS (AMENDMENT) ORDINANCE 1980

### Short title

1. This Ordinance may be cited as the *Prevention of Cruelty to Animals (Amendment) Ordinance 1980*.<sup>1</sup>

### Principal Ordinance

2. In this Ordinance, "Principal Ordinance" means the *Prevention of Cruelty to Animals Ordinance 1959*.<sup>2</sup>

### Commencement

3. This Ordinance shall come into operation on such date as is fixed by the Minister of State for the Capital Territory by notice in the *Gazette*.

### Repeal of sections 2 and 3

4. Sections 2 and 3 of the Principal Ordinance are repealed.

### Interpretation

5. Section 4 of the Principal Ordinance is amended by inserting after the definition of "animal" the following definition:

"'Department' means the Department of State administered by the Minister of State for the time being administering this Ordinance;".

**Exceptions**

6. Section 7 of the Principal Ordinance is amended by omitting paragraphs (a) and (b) and substituting the following paragraphs:

- “(a) in killing an animal in accordance with the provisions of the *Nature Conservation Ordinance* 1980;
- (b) in killing an animal specified in the Schedule;
- (ba) in killing a rabbit or an animal that is a noxious animal within the meaning of the *Rabbit Destruction Ordinance* 1919;
- (bb) in hunting, snaring, trapping, shooting or taking a rabbit or an animal that is a noxious animal within the meaning of the *Rabbit Destruction Ordinance* 1919; or”.

**Trapping of animals by mechanical means**

7. Section 12 of the Principal Ordinance is amended by omitting from subsection (1) “Department of the Interior” and substituting “Department”.

**Schedule**

8. The Principal Ordinance is amended by adding at the end thereof the following Schedule:

**SCHEDULE**

Section 7

**UNPROTECTED ANIMALS**

Common name	Zoological name
Black rat	<i>Rattus rattus</i>
Brown rat	<i>Rattus norvegicus</i>
House mouse	<i>Mus musculus</i>

**NOTES**

1. Notified in the *Commonwealth of Australia Gazette* on 15 July 1980.
2. Ordinance No. 16, 1959 as amended by No. 19, 1966; No. 46, 1978.