Australian Capital Territory

Domestic Animals Regulations 2001

SL2001-17

made under the

Domestic Animals Act 2000

Republication No 1 (RI)

Effective: 1 July 2001 – 29 August 2001

About this republication

The republished law

This is a republication of the *Domestic Animals Regulations 2001*, made under the *Domestic Animals Act 2000*, effective from 1 July 2001 to 29 August 2001.

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 (Republication) Act 1996*, section 13 authorises the Parliamentary Counsel to make textual amendments to a republished law when preparing an authorised republication. The amendments do not effect a substantive change in the law. The changes are editorial in nature and are made if the Parliamentary Counsel considers they are desirable in accordance with current legislative drafting practice.

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1   Name of regulations

These regulations are the *Domestic Animals Regulations 2001*.

3   Information in records

For the Act, section 8 (Registration—records) 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 the effect;

(e)   if the dog is a dangerous dog—a statement to the effect.

4   Information on registration certificates

For the Act, section 11 (Registration numbers, certificates and tags) 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 name of the breed;

(c)   the colour of the dog;

(d)   if the dog is an assistance animal;

(e)   the name and address of the keeper of the dog;

(f)   the day the registration ends.

5   Identifying particulars

(1)   For the Act, section 83 (3) (a) (Identification) a dog or cat may be identified by—

(a)   a microchip implanted beneath the animal's skin; or

(b)   a tag, or for a dog, a registration tag, on the animal's collar.

(2)   For the Act, section 83 (3) (d) the particulars in relation to 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; 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 persons 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   Persons 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 persons

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 regulation 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 reg 6)

column 1	column 2	column 3	column 4
item	provision contravened	description of offence	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 (2)	taking off registration tag without keeper's permission	75
6	15 (3)	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	42 (1)	taking dog into grounds of childcare centre etc	75
11	42 (2)	taking dog into grounds of high school etc	75
12	42 (3)	taking dog onto sporting field etc	75
13	42 (4)	10 metre restrictions for dogs	75
14	44 (1)	dog not on leash in public place—carer	150

column 1	column 2	column 3	column 4
item	provision contravened	description of offence	on-the-spot fine $
15	44 (2)	dog not on a leash in public place—keeper	150
16	45 (1)	dog not on leash on private premises—carer	150
17	45 (3)	dog not on leash on private premises—keeper	150
18	46 (1)	not removing faeces	50
19	46 (2)	not carrying equipment for removal of faeces	50
20	112 (7)	contravention of nuisance notice	150

ENDNOTES

1   About this republication

This is a republication of the *Domestic Animals Regulations 2001* as in force under the *Domestic Animals Act 2000* on 1 July 2001*.* The regulations had not been amended up to that date.

Amending laws are annotated in the table of legislation and table of amendments.

The Parliamentary Counsel's Office currently prepares 2 kinds of republications of ACT laws: authorised printed republications to which the *Legislation (Republication) Act 1996* applies and unauthorised electronic republications. The status of this republication appears on the cover.

Section 13 of the *Legislation (Republication) Act 1996* authorises the Parliamentary Counsel, in preparing a law for republication, to make textual amendments of a formal nature which the Parliamentary Counsel considers desirable in accordance with current legislative drafting practice. The amendments do not effect a substantive change in the law.

In preparing this republication, amendments have been made under section 13.

Not all amendments made under section 13 are annotated in the table of amendments. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

2   Abbreviation key

am = amended	par = paragraph
amdt = amendment	pres = present
ch = chapter	prev = previous
cl = clause	(prev...) = previously
def = definition	prov = provision
div = division	pt = part
exp = expires/expired	r = rule/subrule
Gaz = Gazette	reg = regulation/subregulation
hdg = heading	renum = renumbered
ins = inserted/added	reloc = relocated
lap = lapsed	R[X] = Republication No
LRA = Legislation (Republication) Act 1996	s = section/subsection
	sch = schedule
mod = modified	sdiv = subdivision
No = number	sub = substituted
notfd = notified	SL = Subordinate Law
o = order	sp = spent
om = omitted/repealed	<u>underlining</u> = whole or part not
orig = original	commenced
p = page	

3   Legislation history

Domestic Animals Regulations 2001 SL 2001 No 17
   notified 12 June 2001 (Gaz 2001 No S32)
   reg 1 and reg 2 commenced 12 June 2001 (IA s 10B)
   remainder (regs 3-14) commenced 21 June 2001 (reg 2)

4   Amendment history

Commencement
s 2   om R1 (LRA)

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