



Australian Capital Territory

# **Domestic Animals Regulations 2001 No 17**

made under the

**Domestic Animals Act 2000**

**Republication No 5**

**Effective: 3 December 2002**

Republication date: 3 December 2002

Last amendment made by Act 2002 No 44

Authorised by the ACT Parliamentary Counsel

## About this republication

### The republished law

This is a republication of the *Domestic Animals Regulations 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 3 December 2002. It also includes any amendment, repeal or expiry affecting the republished law to 3 December 2002.

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](http://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 does not include 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.



Australian Capital Territory

# Domestic Animals Regulations 2001

made under the

**Domestic Animals Act 2000**

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Australian Capital Territory

# Domestic Animals Regulations 2001

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made under the

**Domestic Animals Act 2000**

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**1 Name of regulations**

These regulations are the *Domestic Animals Regulations 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 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.

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## Schedule 1      Offences and penalties

(see reg 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 (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	41 (4)	taking dog into prohibited area	150
11	42 (1)	taking dog into grounds of childcare centre etc	75

<b>column 1 item</b>	<b>column 2 provision of Act contravened</b>	<b>column 3 description of offence</b>	<b>column 4 on-the-spot fine \$</b>
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

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<b>column 1 item</b>	<b>column 2 provision of Act contravened</b>	<b>column 3 description of offence</b>	<b>column 4 on-the-spot fine \$</b>
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.

If the republished law includes penalties, current information about penalty unit values appears on the republication inside front cover.

### 2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	p = page
cl = clause	par = paragraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	prov = provision
exp = expires/expired	pt = part
Gaz = Gazette	r = rule/subrule
hdg = heading	reg = regulation/subregulation
IA = Interpretation Act 1967	renum = renumbered
ins = inserted/added	reloc = relocated
LA = Legislation Act 2001	R[X] = Republication No
LR = legislation register	RI = reissue
LRA = Legislation (Republication) Act 1996	s = section/subsection
mod = modified / modification	sch = schedule
No = number	sdiv = subdivision
num = numbered	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

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### 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 commenced 21 June 2001 (reg 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 (reg 1)

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

notified LR 19 June 2002  
commenced 19 June 2002 (reg 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

#### **Dog registration information—Act, s 8**

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

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

reg 3 sub Act 2002 No 30 amdt 3.241

#### **Identifying particulars—s 83**

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

#### **Identification particulars for dog or cat—Act, s 83**

reg 5 sub Act 2002 No 30 amdt 3.241

**Offences and penalties**

sch 1 sub 2001 No 30 reg 3  
 am 2002 No 15 reg 4; items renum R3 LA (see 2002 No 15  
 reg 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

Authorised when accessed at [www.legislation.act.gov.au](http://www.legislation.act.gov.au) or in authorised printed form

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