



Queensland

Animal Management (Cats and Dogs) Amendment Regulation (No. 1) 2009

Subordinate Legislation 2009 No. 201

made under the

Animal Management (Cats and Dogs) Act 2008

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[s 1]

1 Short title

This regulation may be cited as the *Animal Management (Cats and Dogs) Amendment Regulation (No. 1) 2009*.

2 Regulation amended

This regulation amends the *Animal Management (Cats and Dogs) Regulation 2009*.

3 Amendment of s 6 (Identifying tag)

Section 6(1), note—

omit.

4 Amendment of s 28 (Notice of approval if application granted)

Section 28(1), ‘a notice, in the approved form,’—

omit, insert—

‘notice’.

5 Amendment of s 29 (Notice of refusal)

Section 29(2)—

omit, insert—

‘(2) The notice must state—

- (a) the decision and the reasons for it; and
- (b) that the applicant may apply for a review of the decision to the original decider for the decision within 14 days after the applicant receives the notice; and
- (c) how to apply for the review.’.

6 Insertion of new s 32A

Part 6—

insert—

32A Deferred dates for particular local governments

‘For schedule 2 of the Act, definition *deferred date*, paragraph (b), the prescribed earlier day for each of the following local governments is the day stated for the local government—

- (a) Banana Shire Council—1 March 2010;
- (b) Charters Towers Regional Council—1 July 2010;
- (c) Cassowary Coast Regional Council—1 December 2010;
- (d) Tablelands Regional Council—1 December 2010.’.

7 Amendment of s 39 (Public access to front entrance of house—deferred application of s 8 for keepers)

- (1) Section 39(3)—

renumber as section 39(4).

- (2) Section 39—

insert—

- ‘(3) If, from 1 October 2009, a keeper of a local law dangerous dog mentioned in subsection (1)(a) continues to comply with the local law entrance requirement, the dog’s enclosure is taken to comply with section 8 until the earlier of the following—

- (a) the keeper stops complying with the requirement;
- (b) the dog dies.’.

8 Amendment of s 40 (Minimum enclosed area—deferred application of s 9 for particular persons)

- (1) Section 40(3)—

renumber as section 40(4).

- (2) Section 40—

insert—

- ‘(3) If, from 1 October 2009, a keeper of a local law dangerous dog mentioned in subsection (1)(a) continues to comply with the local law minimum area requirement, the dog’s enclosure

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is taken to comply with section 9 until the earlier of the following—

- (a) the keeper stops complying with the requirement;
- (b) the dog dies.’.

9 Amendment of s 41 (Minimum height—deferred application of s 10 for keepers)

(1) Section 41(3)—

renumber as section 41(4).

(2) Section 41—

insert—

‘(3) If, from 1 October 2009, a keeper of a local law dangerous dog mentioned in subsection (1)(a) continues to comply with the local law minimum height requirement, the dog’s enclosure is taken to comply with section 10 until the earlier of the following—

- (a) the keeper stops complying with the requirement;
- (b) the dog dies.’.

10 Amendment of s 42 (Standard for enclosure materials—deferred application of s 11 for keepers)

(1) Section 42(3)—

renumber as section 42(4).

(2) Section 42—

insert—

‘(3) If, from 1 October 2009, a keeper of a local law dangerous dog mentioned in subsection (1)(a) continues to comply with the local law enclosure materials requirement, the dog’s enclosure is taken to comply with section 11 until the earlier of the following—

- (a) the keeper stops complying with the requirement;
- (b) the dog dies.’.

11 Amendment of s 43 (Enclosure walls—deferred application of s 12 for keepers)

- (1) Section 43(3)—
renumber as section 43(4).
- (2) Section 43—
insert—
- ‘(3) If, from 1 October 2009, a keeper of a local law dangerous dog mentioned in subsection (1)(a) continues to comply with the local law enclosure walls requirement, the dog’s enclosure is taken to comply with section 12 until the earlier of the following—
- (a) the keeper stops complying with the requirement;
 - (b) the dog dies.’.

12 Amendment of s 44 (Gate requirements—deferred application of s 13 for keepers)

- (1) Section 44(3)—
renumber as section 44(4).
- (2) Section 44—
insert—
- ‘(3) If, from 1 October 2009, a keeper of a local law dangerous dog mentioned in subsection (1)(a) continues to comply with the local law gate requirement, the dog’s enclosure is taken to comply with section 13 until the earlier of the following—
- (a) the keeper stops complying with the requirement;
 - (b) the dog dies.’.

13 Amendment of s 45 (Weatherproof area required—deferred application of s 14 for particular persons)

- (1) Section 45(3)—
renumber as section 45(4).

[s 14]

(2) Section 45—

insert—

‘(3) If, from 1 October 2009, a keeper of a local law dangerous dog mentioned in subsection (1)(a) continues to comply with the local law weatherproof area requirement, the dog’s enclosure is taken to comply with section 14 until the earlier of the following—

(a) the keeper stops complying with the requirement;

(b) the dog dies.’.

14 Amendment of sch 5 (Dictionary)

Schedule 5, definition *yellow*—

omit.

ENDNOTES

- 1 Made by the Governor in Council on 24 September 2009.
- 2 Notified in the gazette on 25 September 2009.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Infrastructure and Planning.

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