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# Guide, Hearing and Assistance Dogs Bill 2008

## Amendments agreed to during Consideration

### 1 **Clause 12 (Identification procedure for handlers and trainers)**

Page 13, lines 7 to 11—

*omit, insert—*

‘(a) having—

(i) his or her identity card displayed so it is clearly visible; or

(ii) the following available for inspection by a person exercising control of a public place or public passenger vehicle if asked by the person—

(A) his or her identity card;

(B) a valid application notice for the person; and’.

### 2 **Clause 12 (Identification procedure for handlers and trainers)**

Page 13, line 13—

*omit, insert—*

‘(i) for a guide dog—a harness or identifying coat; or’.

### 3 **Clause 12 (Identification procedure for handlers and trainers)**

Page 13, lines 22 and 23—

*omit, insert—*

‘(a) identifies a dog as a guide, hearing, assistance or trainee support dog; and’.

**4 Clause 12 (Identification procedure for handlers and trainers)**

At page 13, after line 30—

*insert—*

‘**valid application notice**, for a person, means a written notice issued to the person by the chief executive under section 41A that has not expired.

*Note—*

See section 41A(4) for the expiry of a written notice issued by the chief executive.’.

**5 Clause 41 (Application for handler’s identity card)**

Page 31, line 23 to page 32, line 2—

*omit.*

**6 Before clause 42 (Term of handler’s identity card)**

At page 32, before line 3—

*insert—*

**‘41A Notice of application**

- ‘(1) If the chief executive receives an application under section 41 (the **current application**), the chief executive must issue the applicant with a written notice complying with the requirements prescribed under a regulation for this section.
- ‘(2) However, if the chief executive requests other documents and information from an applicant under section 41(3), the chief executive does not have to issue a notice under subsection (1) until the applicant complies with the request.
- ‘(3) Also, the chief executive does not have to issue a notice under subsection (1) to an applicant if, during a period of 6 months before the current application—
  - (a) the chief executive decided to refuse to issue a handler’s identity card to the applicant; or

- (b) the applicant withdrew an application made under section 41.
- ‘(4) A notice issued under this section expires 28 days after it is issued by the chief executive.

#### **‘41B Decision on application**

- ‘(1) The chief executive must consider the application and, within 14 days, decide to either issue or refuse to issue a handler’s identity card to the applicant.
- ‘(2) The chief executive may only issue a handler’s identity card to the applicant if the chief executive is satisfied the applicant is eligible for the card under section 40.
- ‘(3) If the chief executive decides to issue a handler’s identity card to the applicant, the chief executive must issue the card as soon as practicable.
- ‘(4) If the chief executive decides to refuse to issue a handler’s identity card to the applicant, the chief executive must immediately give the applicant an information notice for the decision.’.

#### **7 Clause 44 (Grounds for immediate suspension or cancellation of handler’s identity card)**

At page 33, after line 4—

*insert—*

- ‘(1A) Also, it is a ground for cancelling a handler’s identity card if the handler’s dog should be retired because of age, illness or other inability to be used as a guide, hearing or assistance dog.’.

#### **8 Clause 49 (Return of handler’s identity card)**

At page 35, line 12, ‘7 days’—

*omit, insert—*

‘1 month’.

**9 Clause 66 (Reviewable decisions)**

At page 43, line 4, ‘41’—

*omit, insert—*

‘41B’.

**10 Clause 106 (Membership of advisory committee)**

Page 62, lines 1 and 2—

*omit, insert—*

‘(a) 1 person the chief executive considers has expertise in guide, hearing or assistance dog training;’.

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