



Queensland

# **Animal Management (Cats and Dogs) Amendment Regulation (No. 1) 2011**

## **Explanatory Notes for SL 2011 No. 89**

made under the

*Animal Management (Cats and Dogs) Act 2008*

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## **General Outline**

### **Short title**

*Animal Management (Cats and Dogs) Amendment Regulation (No. 1) 2011*

### **Authorising law**

Section 210 of the *Animal Management (Cats and Dogs) Act 2008*

### **Policy objectives and the reasons for them**

In accordance with Government policy, all fees and charges are to be indexed annually by the full movement in the actual Brisbane All-Groups Consumer Price Index (CPI).

Sections 143(2)(b) and 155(2)(c) of the *Animal Management (Cats and Dogs) Act 2008* (the AMCDA) provide for a regulation to prescribe the fees payable under the AMCDA for the application for, or renewal of, a permanent identification device (PID) registry licence.

The objective of the amendment regulation is to increase these fees which are prescribed in schedule 3 of the *Animal Management (Cats and Dogs) Regulation 2009* (the AMCD Regulation) in line with the movement in the

CPI of 3.6 per cent for the 2011-12 financial year, to take effect from 1 July 2011.

### **Achievement of policy objectives**

To achieve its objectives, the amendment regulation will increase the fees payable under schedule 3 of the AMCD Regulation by 3.6 per cent, the movement in the CPI from March 2010 to March 2011.

The fees currently prescribed for the application for, or renewal of, a one year PID registry licence will increase from \$772.50 to \$800.00 from 1 July 2011. Likewise, the current fee of \$772.50 for each subsequent year of the duration of the licence will increase to \$800.00 from 1 July 2011.

Schedule 3 of the AMCD Regulation currently prescribes a nil fee for the amendment or replacement of a licence and this will not change.

### **Consistency with policy objectives of authorising law**

Section 210 of the AMCDA is the general regulation-making power which provides for a regulation about fees to be paid under the AMCDA.

Section 143 of the AMCDA provides that when applying to the chief executive for a licence the application must be accompanied by the fee prescribed under a regulation. Similarly, section 155 provides that when applying to the chief executive for the renewal of a licence that the application must be accompanied by the fee prescribed under a regulation.

Section 32 of the AMCD Regulation provides that the fees payable under the AMCDA are stated in schedule 3.

The amendment regulation is consistent with the objectives of the AMCDA which provides for the identification and registration of cats and dogs and the promotion of responsible ownership of cats and dogs. In part this is achieved by requiring those who may provide PID registry services to be licensed and imposing obligations on licensees.

### **Inconsistency with policy objectives of other legislation**

The amendment regulation is consistent with the policy objectives of other legislation.

## **Benefits and costs of implementation**

The cost impact on PID registry licence holders and applicants is minimal and the fee increases of 3.6 per cent are in line with the CPI.

## **Consistency with fundamental legislative principles**

The proposed amendments are considered to be consistent with the fundamental legislative principles.

## **Consultation**

Queensland Treasury confirmed the movement in the CPI from March 2010 to March 2011 is 3.6 per cent.

The Queensland Office for Regulatory Efficiency was consulted in relation to the proposed amendments and confirmed that a Regulatory Assessment Statement is not required.

Due to the administrative nature of the amendments no further consultation was undertaken.

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### ENDNOTES

- 1 Laid before the Legislative Assembly on . . .
- 2 The administering agency is the Department of Local Government and Planning.

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