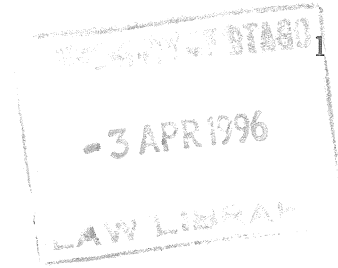


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No. 172



HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Thursday, 28 March 1996

DOG CONTROL BILL

Proposed Amendments

Hon. JOHN BANKS, in Committee, to move the following amendments:

Clause 1 (2): To insert in line 1 on page 4, before the expression "65 (9)", the expression "40 (9)".

Clause 40: To add on page 13, after subclause (8), the following subclause:

(9) This section shall come into force on the day on which this Act receives the Royal assent.

New clause 53A: To insert on page 22, after *clause 53*, the following clause:

53A. Obligation of probationary owners to dispose of unregistered dogs—(1) Where any person is classified as a probationary owner, that person shall, within 14 days after the date on which the notice of classification is, under **section 51 (4)** of this Act, given to that person, dispose of every unregistered dog owned by that person.

(2) Every dog disposed of under this Act shall be disposed of in a manner that does not constitute an offence against this or any other Act.

(3) Where any person lodges, within 14 days after the date on which the notice under **section 51 (4)** of this Act is given to that person, an objection under **section 52** of this Act, **subsection (1)** of this section applies in relation to that person as if the period within which that person is required by that subsection to dispose of every unregistered dog owned by that person ends on the 14th day after the date on which the notice under **section 52 (4)** of this Act is given to that person.

(4) Where any person is given a notice under **section 51 (4)** of this Act at a time at which that person is keeping an unregistered dog in contravention of **section 70 (1)** of this Act,—

(a) It shall not be an offence against **section 70 (1)** of this Act for that person to keep that unregistered dog until the expiration of any period allowed by this section for the disposal by that person of that unregistered dog; and

(b) Nothing in section 70 (2) of this Act authorises the seizure and impounding of that unregistered dog at any time while that dog is still being kept by that person and any period allowed by this section for the disposal by that person of that unregistered dog has not expired.

Clause 65: To omit subclause (9) (which appears on page 34), and substitute the following subclause:

(9) This section shall come into force on the day on which this Act receives the Royal assent.

Clause 70: To insert in subclause (1) on page 35, after the words "provided in", the expression "section 53A or".

Clause 115: To insert in the new section 56B (2) (b) (iv) of the National Parks Act 1980 (which appears on page 94), after the expression "section 26zzp", the expression "or section 26zza".

To omit from the new section 56B (2) (b) (iv) of the National Parks Act 1980 (which appears on page 94) the expression "section 56i", and substitute the expression "section 56H".

EXPLANATORY NOTE

Clauses 1 and 40: The proposed amendments provide that *clause 40*, which requires territorial authorities to adopt a policy on dogs, will come into force on the passing of the Act and not on 1 July 1996.

New clause 53A: The new clause requires every person who is classified as a probationary owner to dispose of any unregistered dogs owned by that person at the date on which that person is notified of that person's classification as such an owner.

Clause 65: The proposed amendment provides that *clause 65*, which authorises territorial authorities to prescribe dog control fees, will come into force on the passing of the Act and not on 1 June 1996.

Clause 115: The proposed amendments correct 2 cross-references.