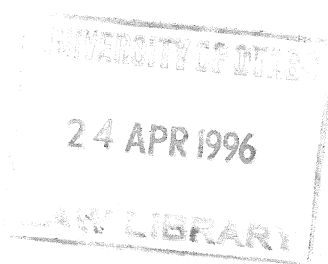


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HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Thursday, 18 April 1996

DOG CONTROL BILL

Further Proposed Amendments

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

Clause 81: To omit from line 4 on page 42 the word "proper".

Clause 104: To add, after paragraph (aa) (which appears on page 57), the following paragraph:

(ab) Subject to subsection (2) of this section, regulating or prohibiting the keeping or possession, either generally or within any specified district or within any specified part of New Zealand, of dogs of any specified type or breed or cross-breed:

To add, after paragraph (b) (which appears on page 57), as subclauses (2) to (4), the following subclauses:

(2) Regulations made under paragraph (ab) of subsection (1) of this section that relate to a particular breed or cross-breed of dog shall specify, with due particularity, the criteria that are to be used for the purpose of determining whether a dog is of a particular breed or cross-breed.

(3) Every person commits an offence and is liable on summary conviction to a fine not exceeding \$1,500 who keeps or has possession of any dog in contravention of any regulations made under paragraph (ab) of subsection (1) of this section; and the court shall, on convicting any person of that offence, make an order for the destruction of the dog unless satisfied that the circumstances of the offence were exceptional and are unlikely to be repeated.

(4) Nothing in subsection (3) of this section makes it an offence for any person—

(a) To keep a dog, or to have a dog in that person's possession,—

(i) Pursuant to a power of seizure conferred by this Act or any other Act; or

(ii) In accordance with an order made under this Act for the destruction of that dog;

(b) To impound a dog under this Act:

- (c) To confine a dog in any quarantine facility registered under section 39 of Biosecurity Act 1993:
- (d) To hold a dog in the custody of any society established to prevent cruelty to animals.

EXPLANATORY NOTE

Clause 81: The proposed amendment omits the word "proper" from *clause 81* and thus makes that clause consistent with *clause 80* in which that word does not appear.

Clause 104: The proposed amendments authorise the making of regulations regulating or prohibiting the keeping or possession, either generally or within any specified district or within any specified part of New Zealand, of dogs of any specified type or breed or cross-breed.