

2022

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Minister for Transport and City Services)

Animal Management and Welfare Legislation Amendment Bill 2022

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Animal Management and Welfare Legislation Amendment Bill 2022

A Bill for

An Act to amend legislation about animal management and welfare

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1 **Part 1 Preliminary**

2 **1 Name of Act**

3 This Act is the *Animal Management and Welfare Legislation*
4 *Amendment Act 2022*.

5 **2 Commencement**

6 This Act commences on the 7th day after its notification day.

7 *Note* The naming and commencement provisions automatically commence on
8 the notification day (see [Legislation Act](#), s 75 (1)).

9 **3 Legislation amended**

10 This Act amends the following legislation:

- 11 • [Animal Welfare Act 1992](#)
12 • [Animal Welfare Regulation 2001](#)
13 • [Domestic Animals Act 2000](#).

1 **Part 2** **Animal Welfare Act 1992**

2 **4** **Part 4 heading**

3 *substitute*

4 **Part 4** **Using or breeding animals for**
5 **research or teaching**

6 **5** **Section 25 heading**

7 *substitute*

8 **25** **Using or breeding animals without licence**

9 **6** **Dictionary, notes 1 and 2**

10 *substitute*

11 *Note* The [Legislation Act](#) contains definitions relevant to this Act.
12 For example:

- 13 • ACAT
- 14 • chief police officer
- 15 • contravene
- 16 • Corporations Act
- 17 • director-general (see s 163)
- 18 • entity
- 19 • fail
- 20 • found guilty
- 21 • function
- 22 • maximum penalty
- 23 • may (see s 146)
- 24 • Minister (see s 162)
- 25 • must (see s 146)
- 26 • person (see s 160)

Part 2 Animal Welfare Act 1992

Section 6

- 1 • police officer
- 2 • public servant
- 3 • reviewable decision notice
- 4 • the Territory
- 5 • veterinary practitioner.

1 **Part 3** **Animal Welfare Regulation 2001**

2 **7** **Part 3 heading**

3 *substitute*

4 **Part 3** **Using or breeding animals for**
5 **research or teaching**

6 **8** **Dictionary, notes 1 to 3**

7 *substitute*

8 *Note 1* The [Legislation Act](#) contains definitions relevant to this regulation.
9 For example:

- 10 • maximum penalty
11 • must (see s 146)
12 • person (see s 160).

13 *Note 2* Terms used in this regulation have the same meaning that they have in
14 the [Animal Welfare Act 1992](#).

1 **Part 4** **Domestic Animals Act 2000**

2 **9** **Division 2.4 heading**

3 *substitute*

4 **Division 2.4** **Special licences for dogs**

5 **10** **Form of special licences**
6 **New section 30 (2)**

7 *insert*

8 (2) However, a multiple dog licence need not include the registration
9 number of a dog kept on residential premises by the person who holds
10 the licence if the dog is being kept temporarily on the premises on
11 behalf of an entity that rehomes dogs.

12 **11** **Section 31**

13 *substitute*

14 **31** **Special licences—duration**

15 A special licence remains in force until the earliest of the following:

- 16 (a) for a multiple dog licence—2 years after the day the licence
17 commences;
- 18 (b) for a racing greyhound controller licence and a dangerous dog
19 licence—12 months after the day the licence commences;
- 20 (c) the day the licence is surrendered;
- 21 (d) the day the licence is cancelled.

1 **12 Offence—breeding dogs or cats without licence**
2 **Section 72 (1) (a)**

3 *omit*

4 female

5 **13 Offence—breeding, selling and advertising requirements**
6 **Section 72K (3) (b) (ii)**

7 *substitute*

8 (ii) in any other case—either the person’s rehoming identifier
9 or the unique identifier from the dog or cat’s microchip.

10 **14 Meaning of *de-sex* and *permit* for pt 3**
11 **Section 73, definition of *de-sex***

12 *substitute*

13 *de-sex*, in relation to a dog or cat, includes any surgical procedure
14 performed to sterilise the dog or cat.

15 **15 New sections 84DA and 84DB**

16 *in division 4.1, insert*

17 **84DA Multiple cat licences—form**

18 (1) A multiple cat licence must state—

19 (a) the name of the licensee; and

20 (b) the registration number of each cat to which the licence relates;
21 and

22 (c) the address of the premises to which the licence relates; and

23 (d) any other condition of the licence.

- 1 (2) However, a multiple cat licence need not include the registration
2 number of a cat kept on residential premises by the person who holds
3 the licence if the cat is being kept temporarily on the premises on
4 behalf of an entity that rehomes cats.

5 **84DB Multiple cat licences—duration**

6 A multiple cat licence remains in force until the earliest of the
7 following:

- 8 (a) 2 years after the day the licence commences;
9 (b) the day the licence is surrendered;
10 (c) the day the licence is cancelled.

11 **16 Section 96**

12 *substitute*

13 **96 Accreditation of assistance animals**

14 The registrar or an assistance animal assessor may accredit an animal
15 as an assistance animal if the registrar or assistance animal assessor
16 is satisfied that the animal has the training, hygiene and behaviour
17 that meets the assistance animal standard.

18 **17 Dictionary, notes 1 and 2**

19 *substitute*

20 Note The [Legislation Act](#) contains definitions relevant to this Act.
21 For example:

- 22 • ACAT
23 • contravene
24 • director-general (see s 163)
25 • entity
26 • fail
27 • found guilty

- 1 • function
- 2 • maximum penalty
- 3 • may (see s 146)
- 4 • Minister (see s 162)
- 5 • must (see s 146)
- 6 • person (see s 160)
- 7 • police officer
- 8 • reviewable decision notice
- 9 • the Territory
- 10 • veterinary practitioner.

11 **18 Dictionary, definition of *special licence***

12 *omit*

13 (Special dog licences)

14 *substitute*

15 (Special licences for dogs)

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 11 October 2022.

2 Notification

Notified under the [Legislation Act](#) on 2022.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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