

1992

**THE LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL
TERRITORY**

ANIMAL WELFARE BILL 1992

**SUPPLEMENTARY EXPLANATORY MEMORANDUM TO THE
FOURTH GOVERNMENT AMENDMENT**

Amendment to subclause 61(3)

**Circulated by Authority of the Minister For the Environment,
Land and Planning**

Bill Wood MLA

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GOVERNMENT AMENDMENT**

Subclause 61(3) is amended to correct an anomaly. Given that the ordinary legal meaning of "occupier" would already include married and de-facto spouses, it is unnecessary to expressly include them in the definition in subclause 61(3). Jowitt's *Dictionary of English Law* (Vol 2) defines an "occupier" as a "person residing in or upon or having a right to reside in or upon any house, land or place". Clearly, where two people co-habit in any capacity - whether as spouses or not - each would be held to be an occupier.