

Regulations 1976 No. 32

Regulations under the *Dog Control Ordinance 1975*.*

I, ANTHONY ALLAN STALEY, the Minister of State for the Capital Territory, hereby make the following Regulations under the *Dog Control Ordinance 1975*.

Dated this sixteenth day of December, 1976.

A. A. STALEY

Minister of State for the Capital Territory.

DOG CONTROL REGULATIONS

1. These Regulations may be cited as the Dog Control Regulations. Citation.
2. In these Regulations, "Ordinance" means the *Dog Control Ordinance 1975*. Definition.
3. (1) Prior to completing the sale of a dog under section 32 of the Ordinance, the Registrar shall require the purchaser— Conditions of sale.
 - (a) to lodge an application, in the prescribed form, for registration of the dog; and
 - (b) to pay the estimated purchase price calculated in accordance with sub-regulation (2).
- (2) The purchase price shall be the sum of the following charges in respect of the dog—
 - (a) for upkeep, \$18;
 - (b) for transportation, \$5;
 - (c) for registration, the fee payable under the Ordinance; and
 - (d) the fees charged by the veterinary surgeon for any work done under regulation 4.
- (3) The estimated purchase price shall not be refunded unless the dog, before completion of the sale—
 - (a) is found to be diseased;
 - (b) dies;
 - (c) is returned to its keeper; or
 - (d) is delivered to some other person.
4. (1) Upon receiving from the purchaser the application for registration of the dog and the estimated purchase price, the Registrar shall cause the dog to be examined by a registered veterinary surgeon. Examination by veterinary surgeon.

* Notified in the *Australian Government Gazette* on 22 December 1976.

(2) The veterinary surgeon shall—

- (a) examine the dog to ascertain whether it is suffering from a disease;
- (b) in respect of a dog which is not suffering from a disease which has reached such a stage or is of such a nature that, in his opinion, it should be destroyed, immunize it against any disease against which he considers immunization necessary;
- (c) in respect of a dog to which paragraph (b) applies and which is not sterilized, sterilize it; and
- (d) forward to the Registrar a certificate stating that the dog—
 - (i) has been sterilized and immunized against the disease specified in the certificate; or
 - (ii) is suffering from the disease specified in the certificate which has reached such a stage or is of such a nature that, in the opinion of the veterinary surgeon, its destruction is necessary.

Duties of Registrar after examination.

5. (1) Upon receiving a certificate forwarded in compliance with paragraph 4 (2) (d) which states that the dog has been sterilized and immunized, the Registrar shall—

- (a) register the dog; and
- (b) arrange for its delivery to the purchaser with—
 - (i) the certificate received from the veterinary surgeon;
 - (ii) its certificate of registration; and
 - (iii) its registration tag.

(2) Upon receiving a certificate forwarded in compliance with paragraph 4 (2) (d) which states that the dog should be destroyed, the Registrar shall—

- (a) notify the purchaser forthwith; and
- (b) cause the dog to be destroyed.

Final adjustment of purchase price.

6. (1) Upon receiving particulars of the veterinary surgeon's fees, the Registrar shall—

- (a) if the amount paid under paragraph 3 (1) (b) exceeds the purchase price as calculated upon receipt of the particulars of the fees, refund the excess to the purchaser; or
- (b) if the purchase price, as calculated upon receipt of the particulars of the fees, exceeds the amount paid under paragraph 3 (1) (b), inform the purchaser of the amount due from him.

(2) An amount due from the purchaser shall be a debt payable to the Commonwealth and may be sued for and recovered by action in a court of competent jurisdiction.