

# House of Representatives

## Supplementary Order Paper

Wednesday, 3 May 2005

### Local Government Law Reform Bill

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#### *Proposed amendments*

Hon David Carter, in Committee, to move the following amendments:

*New clauses 9A to 9C*

To insert, after clause 9, the following clauses:

**9A Dog register**

Section 34(2) is amended by repealing paragraph (g) and substituting the following paragraph:

“(g) a description of any tattoo or other permanent identification of the dog:”.

**9B Microchip transponder must be implanted in certain dogs**

Section 36A is repealed.

**9C Impounded dog must be microchipped and registered before release**

- (1) The heading to section 69A is amended by omitting “microchipped and”.
- (2) Subsections (1), (2), (4), and (5) of section 69A are repealed.

*New clause 12A*

To insert, after clause 12, the following clause:

**12A Regulations**

Section 78(1) is amended by repealing paragraphs (ba) and (bb).

*New clauses 13A and 13B*

To insert, after clause 13, the following clauses:

**13A Schedule 1 amended**

Schedule 1 of the principal Act is amended by repealing so much of that schedule as relates to section 36A(6).

**13B Consequential repeals**

- (1) Section 2(2) of the Dog Control Amendment Act 2004 is repealed.
- (2) Section 27(2) of the Dog Control Amendment Act 2004 is repealed.

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**Explanatory note**

This Supplementary Order Paper amends Part 1 of the Local Government Law Reform Bill relating to the Dog Control Act 1996.

The amendments abolish the requirement for the microchipping of dogs first enacted by the Dog Control Amendment Act 2003 and subsequently amended by the Dog Control Amendment Act 2004.

Section 34(2)(g) of the principal Act is amended to restore the previous position. A description of any tattoo or other permanent identification on the dog is required to be included in the dogs register but not the unique identifier of a microchip transponder.

Section 36A of the principal Act, which requires a microchip transponder to be implanted in a dog classified as dangerous or menacing on or after 1 December 2003 and in any dog registered for the first time on or after 1 July 2006, is repealed.

Section 69A, and the heading to it, are amended to remove reference to the requirement for an impounded dog to be microchipped as well as registered before being released. Subsection (3), which provides that an unregistered dog that has been impounded by a territorial authority may not be released to anyone (other than to destroy it) without first being registered, is retained.

Section 78(1) of the principal Act is amended to repeal paragraphs (ba) and (bb), which authorise the making of regulations prescribing conditions, standards, or procedures for the implantation of a microchip transponder in a dog, and prescribing the types of microchip transponders that may be used.

Schedule 1 of the principal Act (as substituted by section 26 of the Dog Control Amendment Act 2004) is amended to repeal the item relating to infringement offences and fees for failure to implant a microchip transponder in a dog under section 36A(6).

Sections 2(2) and 27(2) of the Dog Control Amendment Act 2004, which relate to the commencement of provisions of section 69A of the principal Act (requiring an impounded dog to be microchipped), are consequentially repealed.

