

Dog Act 1976

SHIRE OF PERENJORI

Dogs Amendment Local Law 2024

Under the powers conferred by the *Dog Act 1976* and under all other powers enabling it, the Council of the Shire of Perenjori resolved on (date month year) to make the following local law.

Part 1 - Preliminary

1.1 Citation

This local law may be cited as the *Shire of Perenjori Dogs Amendment Local Law 2024*

1.2 Commencement

This local law will come into operation on the fourteenth day after the day on which it is published in the *Government Gazette*.

1.3 Principal local law amended

This local law amends the *Shire of Perenjori Dogs Local Law 2005* as published in the *Government Gazette* on 24 January 2006.

Part 2 - Amendments

2.1 Clause 1.2 amended

(1) Clause 1.2 is amended as follows –

- (a) delete the definition of “**town planning scheme**”;
- (b) amend the definition of “**Regulations**” by deleting “*Dog Regulations 1976*” and inserting “*Dog Regulations 2013*”;
- (c) insert the following definitions in alphabetical order –
 - (i) “**dangerous dog** means a dog which is the subject of a declaration under section 33E of the Act declaring it to be a dangerous dog”;
 - (ii) “**district** means the district of the local government”;
 - (iii) “**local planning scheme** means a local planning scheme made by the local government under the *Planning and Development Act 2005* which applies throughout the whole or a part of the district”;
 - (iv) “**Schedule** means a schedule in this local law”;
 - (v) “**townsite** means the townsites of Perenjori and Latham which are:
 - (a) constituted under section 26(2) of the *Land Administration Act 1997*; or
 - (b) referred to in clause 37 of Schedule 9.3 of the Act”;

2.2 Clause 2.4 deleted

Clause 2.4 is deleted.

2.3 Clause 3.1 amended

(1) Clause 3.1 is amended as follows –

- (a) in sub-clause (1)(c) insert the words “(unless the gate is temporarily opened in a manner that ensures that the dog remains confined)” after the word “premises”;
- (b) in sub-clause (2) –
 - (i) delete “\$2,000; otherwise \$1,000”;
 - (ii) insert “\$4,000; otherwise \$2,000”.

2.4 Clause 4.4 amended

Clause 4.4 is amended by deleting the word “town” and inserting the word “local”.

2.5 Clause 4.7 amended

Clause 4.7 is amended by deleting the word “town” and inserting the word “local”.

2.6 Clause 4.9 amended

(1) Clause 4.9 is amended as follows –

- (a) delete “\$2,000 and a daily penalty of \$200; otherwise \$1,000 and a daily penalty of \$100”;
- (b) insert “\$4,000 and a daily penalty of \$400; otherwise \$2,000 and a daily penalty of \$200”.

2.7 Part 5 deleted

Part 5 is deleted.

2.8 Part 6 amended

(1) Part 6 is amended as follows –

- (a) renumber Part “6” to “5”;
- (b) renumber clause “6.1” to “5.1”;
- (c) in clause 5.1(2) (formerly sub-clause 6.1(2)) delete the words “Penalty: \$200”;

2.9 Part 7 amended

(1) Part 7 is amended as follows –

- (a) renumber Part “7” to “6”;
- (b) clauses 7.1 – 7.7 are renumbered to clauses 6.1 – 6.7 respectively;
- (c) in clause 6.1 (formerly clause 7.1) –

- (i) delete the words “clause 7.3” and insert “clause 6.3”;
- (ii) delete the words “clause 7.6(1)” and insert “clause 6.6(1)”;
- (d) in clause 6.3 (formerly clause 7.3) delete the words “Form 7” and insert “Form 8”;
- (e) in clause 6.6(1) (formerly clause 7.6(1)) delete the words “Form 8” and insert “Form 9”;
- (f) in clause 6.6(2) (formerly clause 7.6(2)) delete the words “clause 7.3” and insert “clause 6.3”.

2.10 Schedule 3 amended

(1) Schedule 3 is amended as follows –

- (a) delete the reference in parentheses to “clause 7.2” and insert “clause 6.2”;
- (b) delete the table and insert –

Offence	Nature of offence	Modified penalty \$	Dangerous Dog Modified Penalty \$
3.1	Failing to provide means for effectively confining a dog	50	200
4.9	Failing to comply with the conditions of a licence	200	400
5.1(2)	Dog excreting in prohibited place	100	100

Dated: 2024

The Common Seal of the Shire of Perenjori was affixed by authority of the resolution of the Council in the presence of-

JUDE SUTHERLAND, SHIRE PRESIDENT

PAUL ANDERSON, CHIEF EXECUTIVE OFFICER