

# **Ipswich**

City Council

Subordinate Local Law (Amending) Subordinate  
Local Law No. 6.1 (Animal Management) 2019

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## **Part 1 Preliminary**

### **1 Short title**

This subordinate local law may be cited as *Subordinate Local Law (Amending) Subordinate Local Law No. 6.1 (Animal Management) 2019*.

### **2 Commencement**

This subordinate local law commences on the date notice of the making of the subordinate local law is published in the gazette.

### **3 Subordinate local laws amended**

This subordinate local law amends *Subordinate Local Law No. 6.1 (Animal Management) 2013*.

## **Part 2 Amendment of Subordinate Local Law No. 6.1 (Animal Management) 2013**

### **4 Amendment of s 3 (Object)**

Section 3, 'of Local Law No. 6 (Animal Management) 2013' –

*omit, insert –*

*of Local Law No. 6 (Animal Management) 2013*

### **5 Amendment of s 4 (Definitions – the dictionary)**

Section 4 –

*omit, insert –*

Particular words used in this subordinate local law are defined in –

(1) Schedule 1 (Dictionary) of this subordinate local law; and

(2) *Local Law No. 6 (Animal Management) 2013.*

## **6 Amendment of s 5 (Requirement for a permit)**

(1) Section 5(1), 'Requirements' –

*omit, insert –*

Requirement

(2) Section 5(2), 'Requirements' –

*omit, insert –*

Requirement

(3) Section 5(2), after 'column 2 of schedule 3' –

*insert –*

.

## **7 Amendment of s 7 (Conditions of permit)**

Section 7, 'of licence' –

*omit, insert –*

of a permit

## **8 Amendment of s 9 (Prohibited animals)**

Section 9, 'section 9' –

*omit, insert –*

section 10

**9 Amendment of s 10 (Identification for cats and dogs)**

- (1) Section 10, heading –

*omit, insert –*

**Identification of registered animals**

- (2) Section 10(1), '(Identification of registered cats and dogs)' –

*omit, insert –*

(Identification of registered animals)

- (3) Section 10(1), 'required for a cat or dog' –

*omit, insert –*

required for a dog

- (4) Section 10(1), 'registration notice for the cat or dog' –

*omit, insert –*

registration notice for the dog

- (5) Section 10(2), 'or cat' –

*omit.*

**10 Omission of s 10A (Animal registration)**

Section 10A –

*omit.*

**11 Amendment of s 11 (Dogs prohibited in certain public places)**

- (1) Section 11(1), 'places))' –

*omit, insert –*

places)

- (2) Section 11(1), subsection (a), after 'except for if' –

*insert –*

the

- (3) Section 11(1), subsection (b), after 'upon' –

*insert –*

except where that area or apparatus is entirely enclosed

- (4) Section 11(1), subsection (d), after 'except for if' –

*insert –*

the

- (5) Section 11 (1), subsection (d), 'and' –

*omit.*

- (6) Section 11(1), subsection (e), '.' –

*omit, insert –*

;

- (7) Section 11(1), after subsection (e) –

*insert –*

- (f) Flinders – Goolman Conservation Estate;
- (g) White Rock – Spring Mountain Conservation Estate;
- (h) Mt Grandchester Conservation Estate;
- (i) Purga Nature Reserve;
- (j) Kholo Enviroplan Reserve;
- (k) Sapling Pocket;
- (l) Stirling Road Reserve; and
- (m) Kholo Gardens.

## **12 Amendment of s 12 (Off-leash areas)**

- (1) Section 12, heading –

*omit, insert –*

Dog off-leash areas

- (2) Section 12, '(Off-leash areas) –

*omit, insert –*

(Dog off-leash areas)

- (3) Section 12, before 'Off-Leash' –

*insert –*

Dog

- (4) Section 12, after 'maintained by the local government' –

*insert –*

and made available on the local government's website,

- (5) Section 12, 'are off-leash areas' –

*omit, insert –*

are dog off-leash areas

### **13 Amendment of s 13 (Enclosures for animal keeping (Dogs))**

- (1) Section 13(1), 'enclosures' –

*omit, insert –*

enclosure

- (2) Section 13(1), subsection (b), 'boundar' –

*omit, insert –*

boundary.

- (3) Section 13(1), subsection (b), Example, 'dogs' –

*omit, insert –*

dog's

- (4) Section 13(1), subsection (c), Note, after 'Act' –

*insert –*

2008



- (5) Section 13(1), subsection (c), Note, after '*Regulation*' –

*insert –*

*2009*

- (6) Section 13(1), after subsection (c) –

*insert –*

- (d) The enclosure must provide a physical barrier between the animal and any adjoining premises.

*Note – Invisible dog fences, wireless fences, electric dog collars and other similar devices are not considered suitable.*

### **13A Amendment of s 14 (Criteria for declaring dangerous animals other than a dog)**

Section 14, Note, 'Animal Management (Cats and Dogs) Act 2008' –

*omit, insert –*

*Animal Management (Cats and Dogs) Act 2008*

### **14 Amendment of s 15 (Place of care for impounded animals)**

Section 15, 'the local government or' –

*omit.*

### **15 Amendment of s 17 (Conditions for sale of animals)**

Section 17, 'section 41(2)' –

*omit, insert –*

section 38

## 16 Replacement of sch 1 (Dictionary)

Schedule 1 –

*omit, insert –*

***cattery*** has the same meaning as in *Local Law No. 3 (Commercial Licensing) 2013*.

***development approval*** see the *Planning Act 2016 (Qld)*, section 49.

***guarding and security purposes*** means a dog released on commercial premises without a handler for the purpose of acting as a deterrent to intruders.

***kennel*** has the same meaning as in *Local Law No. 3 (Commercial Licensing) 2013*.

***Planning Act*** means the *Planning Act 2016 (Qld)* and includes the predecessor legislation to that Act.

***planning scheme*** means the planning scheme made or amended from time-to-time under the Planning Act.

***residential area*** includes areas comprising predominantly residential development and land (other than roads), that is situated in one or more of the following zones or other similar designation under a Structure Plan under the planning scheme –

- (a) within the Urban Areas –
  - (i) Large Lot Residential Zone;
  - (ii) Residential Low Density Zone;
  - (iii) Residential Medium Density Zone;

- (iv) Character Areas - Housing Zone;
- (v) Character Areas - Mixed Use Zone;
- (vi) Business Incubator Zone;
- (vii) Bundamba Racecourse Stables Area Zone;
- (viii) Special Uses Zone;
- (ix) Special Opportunity Zone;
  
- (b) within the Rosewood Area –
  - (i) Character Areas - Housing Zone;
  - (ii) Residential Low Density Zone;
  - (iii) Residential Medium Density Zone;
  - (iv) Urban Investigation Zone;
  - (iv) Special Uses Zone;
  
- (c) within the City Centre –
  - (i) Residential High Density Zone;
  
- (d) within the Township Areas –
  - (i) Township Residential Zone;
  - (ii) Township Character Housing Zone;
  - (iii) Township Character Mixed Use Zone;
  - (iv) Special Uses Zone;

- (e) within the Springfield Structure Plan—
  - (i) Community Residential Designation;
- (f) within the Rural Areas—
  - (i) Rural C (Rural Living) Zone.

and includes land approved for residential development pursuant to a development approval, including a development which is recorded on the Planning Scheme pursuant to section 3.5.27 of the *Integrated Planning Act 1997*, section 391 of the *Sustainable Planning Act 2009* or section 89 of the *Planning Act 2016*.

**road** means –

- (a) a road as defined under the Act, section 59; and
- (b) a State-controlled road.

**17 Amendment of sch 5 (Minimum standards – animal keeping)**

- (1) Schedule 5, item 1, column 2, subsection (f), after 'kept;' –

*insert –*

Animal noise is a nuisance if it—

- (a) is made by a domestic animal; and
- (b) occurs more than once; and
- (c) in the opinion of an authorised person, unreasonably disrupts or inhibits an activity ordinarily carried out on a residential premises.

*Example for paragraph (c) – The barking of a dog, which disrupts a person –*

- (a) *holding a conversation; or*
- (b) *watching television; or*
- (c) *listening to a radio or recorded material; or*
- (d) *sleeping.*

(2) Schedule 5, item 1, column 2, subsection (j) –

*omit.*

(2A) Schedule 5, item 1, column 2, subsection (l) –

*omit.*

(3) Schedule 5, item 1, column 2, subsections (k) to (n) –

*renumber* as subsections (j) to (l), respectively.

**18 Amendment of sch 6 (Prohibitions on animal keeping)**

Schedule 6, item 1, column 2, subparagraph (iii), 'Filo' –

*omit, insert –*

Fila

**19 Amendment of sch 7 (Conditions for sale of animals)**

(1) Schedule 7, column 2, before 'If a law' –

*insert –*

(a)

(2) Schedule 7, column 2, before 'A person who offers' –

*insert –*

(b)

(3) Schedule 7, column 2, after 'condition.' –

*insert –*

(c) Any animals offered for sale must be vaccinated and inoculated as appropriate having regard to the age of the animal.

**20 Omission of sch 8 (Animal registration)**

Schedule 8 –

*omit.*