

**Gladstone Regional Council
Animal Management (Amendment) Subordinate Local Law
(No. 2) 2017**

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Part 1 Preliminary

1 Short title

This subordinate local law may be cited as *Animal Management (Amendment) Subordinate Local Law (No. 2) 2017*.

2 Subordinate local law amended

This subordinate local law amends *Subordinate Local Law No. 2 (Animal Management) 2011*.

Part 2 Amendments to subordinate local law

3 Amendment of s4 (Definitions)

(1) Section 4(2)—

renumber as subsection (4).

(2) After section 4(1)—

insert—

‘(2) For part 2A of the authorising local law—

(a) a person ***breeds*** a cat if the cat is born to a female cat that is usually kept by the person, including through an agent, employee or anyone else;

(b) however, if the person who usually keeps the female cat is a child, the cat born to the female cat is taken to have been bred by a parent or guardian of the child;

(c) for paragraphs (a) and (b), it is irrelevant whether the person or, if the person is a child, a parent or guardian of the person intends to keep the cat or supply it to another person.

(3) For part 2A of the authorising local law, ***cat breeder approval*** means an approval granted in respect of the prescribed activity identified in schedule 2, item 2, column 2, paragraph (b).’.

4 Insertion of new pt 2A (Regulation of the supply of cats)

After part 2—

insert—

‘Part 2A Regulation of the supply of cats

9A Prescribed persons for cat supply exception — Authorising local law, s9C(a)

For section 9C(a) of the authorising local law, a person does not commit an offence against section 9B of the authorising local law if—

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- (a) the person—
 - (i) supplies a cat to another person; and
 - (ii) is the operator of a pound or shelter which is recognised for this section by the local government; or
- (b) the person—
 - (i) supplies a cat to another person; and
 - (ii) when the cat was supplied—produced, in addition to the cat, a signed veterinary surgeon's certificate stating, or other evidence of, either of the following—
 - (A) that the cat had been desexed;
 - (B) that desexing was likely to be a serious risk to the cat's health; or
- (c) the person—
 - (i) supplies a cat to another person and the cat—
 - (A) is 6 months or older; and
 - (B) is not desexed; and
 - (ii) is the registered owner of the cat.

**9B Persons prescribed for advertising cat supply exception
—Authorising local law, s9F**

For section 9F of the authorising local law, a person does not commit an offence against section 9D or 9E of the authorising local law if—

- (a) the person—
 - (i) advertises the cat for supply; and
 - (ii) is the operator of a pound or shelter which is recognised for this section by the local government; or
- (b) the person—
 - (i) advertises the cat for supply; and
 - (ii) when the cat was supplied—produced, in addition to the cat, a signed veterinary surgeon's certificate stating, or other evidence of, either of the following—
 - (A) that the cat has been desexed;
 - (B) that desexing was likely to be a serious risk to the cat's health; or
- (c) the person—
 - (i) advertises the cat for supply and the cat—
 - (A) is 6 months or older; and
 - (B) is not desexed; and
 - (ii) is the registered owner of the cat.

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5 Amendment of sch 2 (Requirement for approval to keep animal)

- (1) Schedule 2, item 2, column 2, from ‘3 cats’— to ‘area.’—
renumber as paragraph (a).
- (2) Schedule 2, item 2, column 2, after paragraph (a)—
insert—
‘(b) in addition to the approval requirement specified in paragraph (a), the circumstance where a person keeps 1 or more cats on premises and the person breeds 1 or more of the cats.’.

6 Amendment of sch 13 (Dictionary)

Schedule 13 —

insert—

‘*breed*, for schedule 2, item 2, has the meaning given in section 4(2).’.

This and the preceding 3 pages bearing my initials is a certified copy of *Animal Management (Amendment) Subordinate Local Law (No. 2) 2017* made in accordance with the provisions of the *Local Government Act 2009* by Gladstone Regional Council by resolution dated the
7th day of June 2017.

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L. A. Dawlin
Chief Executive Officer