## Dogs and the Law

Presented by Malcolm McDonald 05/03/2014

#### 1 Contract Law

- 1.1 Rules of Dogs NSW
- 1.2 Ethics and minimum standards

#### 2 Statute Law and Regulations

- 2.1 Companion Animals Act 1998
- 2.2 Prevention of Cruelty to Animals
  Act 1979

#### Points of contacts with law:

- 1 Local Council a noise complaint can move through a number of council departments:
  - 1.1 Ranger;
  - 1.2 Health & Building
  - 1.3 Planning
- 2 Police
- 3 R.S.P.C.A
- 4 Courts and Consumer, Trader and Tenancy Tribunals

# The degree of regulation increases from (1) through to (4):

- (1) Working dogs
- (2) Ordinary dogs
- (3) Dangerous dogs including Greyhounds
- (4) Restricted dogs

# Level of regulation depends on activities which increases from (1) through to (6):

- (1) Simple pet
- (2) Exhibition and sport
- (3) Breeding
- (4) Boarding
- (5) Grooming
- (6) Security

### **Dealing in Dogs**

- (1) Codes of Practice there being seven
   (7) including NSW Animal Welfare
   Code of Practice No 2 Breeding Dogs
   and Cats
- (2) Trade Practices (Australian Consumer Law)

#### **Cruelty (Crime)**

Prevention of Cruelty to Animals Act 1979

Liability for injuries and damage regulated by Companion Animals Act 1998

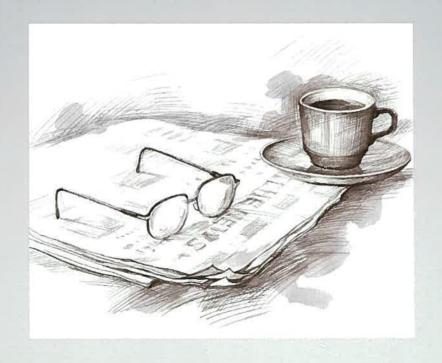
Strict Liability - against owner

IMPORTANT: you should have insurance for your dogs under your contents/public liability.

## Power of entry and seizure

- 1 RSPCA limited unless with search warrant
- 2 Police under Prevention of Cruelty to Animals Act and general police powers
- 3 Local council authorised officers can seize within 72 hours of an attack. Ranger etc is an Authorised Officer.

## Time for a Break



## Closer look at Animal Code of Practice - Breeding of Dogs and Cats

#### Important Sections:

- 6.1 Accommodation
- 7.1 Animal Care
- 7.2 Food and Water
- 7.3 Cleaning and disinfection
- 7.4 Transport
- 8.2 Veterinary care
- 8.3 Humane destruction
- 9 Transfer of Ownership
- 10 Breeding and Rearing