

**DOG ACT—AMENDMENT.**

13° GEO. V., No. XXIV.

**No. 1 of 1923.****AN ACT to amend the Dog Act, 1903.**

[Assented to 15th February, 1923.]

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the *Dog Act Amendment Act, 1922.* Short title.

2. Section five of the principal Act is hereby amended by striking out all the words after "dog," in line one of the section, down to and inclusive of the word "days," in line two; and is further amended by adding the following:—"This section shall not apply to the Royal Society for the Prevention of Cruelty to Animals of Western Australia, as regards dogs in their custody from time to time, and held temporarily by them for the purpose of finding the dogs suitable homes."

Amendment of section 5 of Act No. 6 of 1903.

3. Section eight of the principal Act is hereby amended by the excision of the word "regulation," in the second paragraph, and the substitution of the word "registration."

Amendment of section 8.

4. Section ten of the principal Act is hereby amended by striking out the word "January," in fifth line of the section, and inserting the words "July" and is further amended by adding a subsection, as follows:—

Amendment of section 10.

(2.) Every registration after the 31st day of December, 1922, shall be in force from the day on which it is made until the 30th day of June next ensuing and no longer, and shall be again made in like manner from year to year: Provided that every registration made within twenty-one days of the first day of July in any year shall be deemed to have been made on that day: Provided also

that the fee to be paid for registration for the financial year ending the 30th day of June, 1923, shall be at one-half the rates set out in the third schedule.

The section is further amended by the excision of the proviso.

Amendment of section 11.

5. Section eleven of the principal Act is hereby amended by the addition of the following proviso:—

Provided that when any person makes use of any dog or dogs in or about the droving or tending of not less than five head of great cattle or twenty head of small cattle, he shall, on making application in the prescribed form, be entitled to register any such dog at half the prescribed rate.

Amendment of section 13.

6. Section thirteen of the principal Act is hereby amended by the insertion of the word “further,” between the word “any” and the word “fee.”

Amendment of section 15.

7. The following subsections are hereby added to section fifteen of the principal Act:—

(2.) The town clerk or secretary of every local authority shall, as soon as practicable after each such list as aforesaid has been made up, deliver a copy thereof free of charge to the officer in charge of the police station nearest to the office of the local authority. Such list shall be made up on or before the 31st of July in every year, and a revised list made up every three months thereafter and delivered in like manner to such officer.

(3.) The police shall, when it comes to their knowledge, notify the local authority of the name of any person keeping or owning an unregistered dog.

Penalty: Two pounds.

Insertion of section after section 17.

8. The following section is hereby inserted after section seventeen of the principal Act:—

17a. (1.) Every registered dog shall have a collar round its neck, and the dog's registration disc shall be and remain attached to the collar.

(2.) If any dog is found in any public place without a collar round its neck with the registration disc attached thereto, the owner of such dog (unless he shall prove that the breach of this section was not due either to his negligence or wilful act or omission) shall be liable to a penalty not exceeding five pounds.

9. Section nineteen of the principal Act is hereby amended by the addition of the following proviso:—

Amendment of  
section 19.

Provided further, that if in the opinion of an officer of police or of an officer of the local authority it shall be impracticable to capture any dog as aforesaid, and such dog is not wearing a collar round its neck with the registration disc attached thereto, such officer may shoot such dog or cause such dog to be shot without seizing or keeping the same.

10. Section twenty of the principal Act is amended by striking out the words “registered,” in line two, and inserting in lieu thereof the words “usual or last known,” and is further amended by striking out the word “registered,” in line five, and inserting the word “such.”

Amendment of  
section 20.

11. Section twenty-two of the principal Act is amended by inserting after the word “destroy,” in line five, the words “without cruelty by some speedy means.”

Amendment of  
section 22.

12. Section twenty-nine of the principal Act is hereby amended by the excision of the words “lawfully keep one unregistered male dog,” and the substitution of the words “register one male dog free of charge, the collar and disc for which shall be supplied free of charge by the registering authority,” and by the excision of the word “unregistered,” in the second paragraph, and the insertion after the word “excess,” in such paragraph, of the words “except such of the said dogs as are duly registered.”

Amendment of  
section 29.

13. Section thirty-one of the principal Act is hereby amended by the excision of the words “a period exceeding twenty-one days.”

Amendment of  
section 31.

14. Section thirty-five of the principal Act is hereby amended by the addition of the following words:—“and such regulations may impose a penalty not exceeding five pounds for any breach thereof.”

Amendment of  
section 35.

15. The Second Schedule is amended by substituting the words “thirtieth day of June” for “thirty-first day of December,” in forms A and B.

Amendment of  
Second Schedule.

Amendment of  
Third Schedule.

16. The third and fourth items in the Third Schedule to the principal Act are hereby repealed, and the schedule is further amended by inserting the words “thirty-first day of December” in lieu of the words “thirtieth day of June.”

Principal Act to  
be reprinted as  
amended.

17. All copies of the principal Act hereafter printed by the Government Printer shall be printed as amended by this Act, under the supervision of the Clerk of the Parliaments, and all necessary references to this Act shall be made in the margin.

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