LG301*

DOG ACT 1976
LOCAL GOVERNMENT ACT 1995
City of Vincent

DOGS AMENDMENT LOCAL LAW NO. 2, 2012

Under the powers conferred by the Local Government Act 1995, the Dog Act 1976 and by all other powers enabling it, the Council of the City of Vincent resolved on 28 August 2012 to make the following local law.

1. Citation

This local law may be cited as the City of Vincent Dogs Amendment Local Law No. 2, 2012.

2. Commencement

This local law comes into operation 14 days after the date of its publication in the Government Gazette.

3. Principal local law

In this local law the Town of Vincent Dogs Local Law 2007 published in the Government Gazette on 21 November 2007 and amended as published in the Government Gazette 24 February 2012, is referred to as the principal local law. The principal local law is amended.

4. Clause 1.6 amended

Clause 1.6 be amended to add the following definitions in alphabetical order—

“assistance animal” means an animal referred to in section 9 of the Disability Discrimination Act 1992 of the Commonwealth;

“companion dog” means a dog which accompanies a person as a pet;

“enclosed area” means an area that, except for doorways and passageways, is completely closed on a permanent basis, by—

(a) a ceiling or roof; and

(b) walls or windows or both walls and windows;

“food premises” shall have the same meaning referred to as a “food business” in section 8 of the Food Act 2008 and the Australian and New Zealand Food Standard Code, Standard 3.2.2;

“outdoor eating area” means an area that—

(a) is used for dining, drinking or both drinking and dining; and

(b) is not used for the preparation of food; and

(c) is not an enclosed area; and

(d) can be entered by the public without passing through an enclosed area;

5. Clause 5.1 amended

Subclause (1) (c) be deleted and substituted with the follows—

(c) (i) all premises classified as a food business, under the Food Act 2008 and the Australian and New Zealand Food Standard Code, Standard 3.2.2, except within an approved Outdoor Eating Area, where specific approval has been given for companion dogs to be allowed; and

(ii) all vehicles classified as a food business, under the Food Act 2008 and the Australian and New Zealand Food Standard Code, Standard 3.2.2.

6. Clause 5.1 amended

New subclauses (3) and (4) be inserted as follows—

(3) The Proprietor of a food premises must permit an assistance animal in areas used by customers; and

(4) The Proprietor of a food premises may permit a companion dog that is not an assistance animal to be present in an outdoor eating area.

Dated: 31 August 2012.
The Common Seal of the City of Vincent was affixed by the authority of a resolution of the Council in the presence of—

ALANNAH MACTIERNAN, Mayor.
JOHN GIORGI, JP, Chief Executive Officer.