

Queensland



Subordinate Legislation 2002 No. 6

Local Government Act 1993

LOCAL GOVERNMENT AMENDMENT REGULATION (No. 1) 2002

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1 Short title

This regulation may be cited as the *Local Government Amendment Regulation (No. 1) 2002*.

2 Commencement

This regulation commences on 1 June 2002.

3 Regulation amended

This regulation amends the *Local Government Regulation 1994*.

4 Insertion of new pt 17A

After part 17—

insert—

‘PART 17A—ENCLOSURES FOR RESTRICTED DOGS

‘Division 1—Preliminary

‘81A Operation of pt 17A

‘This part prescribes, under section 1193ZC of the Act, requirements for the enclosure for a restricted dog.

‘81B Definition for pt 17A

‘In this part—

“**permitted place**” means a place for which a restricted dog permit for a restricted dog has been given.

‘Division 2—Requirements

‘81C Public access to front entrance of house

‘The enclosure must not be built or situated in a way that requires a member of the public seeking access to the front entrance of a dwelling house on the permitted place to go into the enclosed area.

‘81D Minimum enclosed area

‘The area enclosed must be at least 10 m².

‘81E Minimum height

‘The walls of the enclosure must be at least 1.8 m high above ground level.

‘81F Standard for enclosure materials

‘The enclosure must consist of firm and strong materials.

‘81G Enclosure walls

‘(1) The exterior of the walls of the enclosure must be designed to prevent children from climbing into the enclosure.

‘(2) The walls may include a perimeter fence for the permitted place or an exterior wall of a structure if it complies with the requirements for the enclosure under section 1193ZC of the Act and this division.

‘81H Gate requirements

‘(1) The enclosure must include a gate (the “**enclosure gate**”).

‘(2) The enclosure must not have a driveway gate or other vehicle entry gate (a “**vehicle gate**”).

‘(3) The enclosure gate must—

- (a) be childproof, self-closing and self-latching; and

(b) comply with the requirements for the enclosure under section 1193ZC of the Act and this division.

‘(4) However, the enclosure may have another gate that is not self-closing and self-latching if it—

- (a) is not a vehicle gate; and
- (b) complies with section 81E; and
- (c) is kept securely locked whenever it is not in immediate use.

‘81I Weatherproof sleeping area required

‘The enclosure must include a weatherproof sleeping area appropriate for the dog.

Examples of an appropriate weatherproof sleeping area—

1. A kennel.
2. An area of an appropriate size, covered by an appropriate verandah or other roof.’.

5 Amendment of sch 2 (Dictionary)

Schedule 2—

insert—

‘**“permitted place”**, for part 17A, see section 81B.’.

ENDNOTES

1. Made by the Governor in Council on 31 January 2002.
2. Notified in the gazette on 1 February 2002.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Local Government and Planning.