Guide, Hearing and Assistance Dogs Act 2009

Guide, Hearing and Assistance Dogs Regulation 2009

Current as at 27 April 2016

Reprint note
This is the last reprint before expiry. Expired on 1 September 2019. See SIA s 54.
# Guide, Hearing and Assistance Dogs Regulation 2009

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Guide, Hearing and Assistance Dogs Regulation 2009

Part 1 Preliminary

1 Short title

This regulation may be cited as the Guide, Hearing and Assistance Dogs Regulation 2009.

2 Commencement

This regulation commences on 1 July 2009.

3 Dictionary

The dictionary in the schedule defines particular words used in this regulation.

4 Certificate of disability

(1) A certificate of disability, for a person, is a document—

(a) stating that the person has a disability; and

(b) signed by a registered health practitioner.

(2) A document made by an approved training institution stating that the institution is satisfied a person has a vision or hearing impairment is also a certificate of disability for the person if—

(a) the institution was approved under section 122 of the Act; and

(b) the person relies on a guide or hearing dog certified by the institution under section 123 of the Act.
Part 2  Guide, hearing and assistance dogs in public places and public passenger vehicles

5 Requirements for identifying coats—Act, s 12(4)

(1) It is a requirement for an identifying coat that the coat has an approved badge attached to, and prominently displayed on, the coat.

(2) In this section—

approved badge means a badge, for a guide, hearing or assistance dog, issued by the chief executive.

Part 3  Trainers of guide, hearing and assistance dogs

6 Definition for pt 3

In this part—

trainer means an approved trainer or an approved training institution.

7 Records to be kept—Act, s 31(2)(b)

(1) For each dog being trained by a trainer, the trainer must keep a record of the following—

(a) the name and breed of the dog;
(b) the date of birth or the approximate age of the dog;
(c) the training history of the dog, including—

(i) whether a public access test has been conducted for the dog; and
(ii) if a public access test has been conducted—whether the dog has passed each element of the test;

(d) the veterinary history of the dog;

(e) the name, if known, of the person for whom the dog is being trained;

(f) whether the dog is being trained as a guide, hearing or assistance dog (the dog’s classification).

(2) For each dog certified by a trainer, the trainer must keep a record of the following—

(a) the name and breed of the dog;

(b) the date of birth or the approximate age of the dog;

(c) the training history of the dog, including—

(i) a record of the public access test conducted for the dog; and

(ii) whether the dog has passed each element of the test;

(d) the veterinary history of the dog;

(e) the name of the person for whom the dog was certified;

(f) the classification for which the dog was certified.

(3) A trainer must also keep a copy of the following—

(a) all documents sent to, and received from, the department by the trainer;

(b) any written complaints about the provision of a training service by the trainer;

(c) a certificate of disability for the handler of each guide, hearing or assistance dog certified by the trainer.

(4) A trainer must keep the records and copies required under this section for 7 years.
8 Requirement to prepare, maintain and implement policy—Act, s 31(2)(c)

A trainer must prepare, maintain and implement a policy about—

(a) the confidentiality of personal information held by the trainer about employee trainers and persons being provided with a training service by the trainer; and

(b) the handling of complaints about the provision of a training service by the trainer.

9 Insurance cover for trainers—Act, s 31(2)(d)

A trainer must ensure the trainer has in force public liability insurance cover of at least $10,000,000.

Part 4 Identity cards for handlers

11 Form of handler’s identity card—Act, s 45(b)

The photo on a handler’s identity card must—

(a) clearly show the face, head and top of the shoulders of the handler facing directly at the camera; and

(b) clearly show the head of the handler’s guide, hearing or assistance dog facing directly at the camera; and

(c) show skin tones and have appropriate brightness and contrast; and

(d) not contain a flash reflection or red eye effect; and

(e) have been taken no more than 6 months before the handler’s identity card is issued to the handler; and

(f) be printed in high resolution on photo paper; and

(g) be between 45mm and 55mm high and between 35mm and 40mm wide.
Part 5 Identity cards for employee trainers and puppy carers

13 Requirements for identity cards—Act, s 56(2)(b)

The requirements for an identity card issued to an employee trainer or puppy carer are that the card—

(a) include the following information—

(i) the name of the employee trainer or puppy carer;

(ii) the name of the approved training institution that employs the employee trainer or puppy carer;

(iii) whether the person is an employee trainer or a puppy carer;

(iv) the date the card was issued;

(v) the date the card expires; and

(b) include a photo of the employee trainer or puppy carer; and

(c) be approximately 60mm high and 100mm wide.
section 3

*certificate of disability* see section 4.

*classification*, of a dog, see section 7(1)(f).

*registered health practitioner* means—

(a) a person registered under the Health Practitioner Regulation National Law to practise, other than as a student, in any of the following—

(i) the medical profession;

(ii) the occupational therapy profession;

(iii) the physiotherapy profession;

(iv) the psychology profession; or

(b) a person who is eligible for practising membership of The Speech Pathology Association of Australia Limited ACN 008 393 440.

*trainer*, for part 3, see section 6.