

NORTHERN TERRITORY OF AUSTRALIA

WEST ARNHEM REGIONAL COUNCIL (JABIRU TOWN) (CONTROL OF ANIMALS) BY-LAWS 1984

As in force at 16 December 2021

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By-laws under the *Local Government Act 2019*

Part I Preliminary

1 Citation

These By-laws may be cited as the *West Arnhem Regional Council (Jabiru Town) (Control of Animals) By-laws 1984*.

2 Definitions

In these By-laws, unless the contrary intention appears:

animal means a member of the animal kingdom, other than man.

controlled dog means a controlled dog within the meaning of the *West Arnhem Regional Council (Jabiru Town) (Control of Dogs) By-laws 1992*.

land includes buildings.

veterinarian means a registered veterinarian within the meaning of the *Veterinarians Act 1994*.

Part II Animals generally

3 Prohibition on keeping animals

(1) A person shall not keep within the town of Jabiru an animal other than:

(a) a fish indigenous to the Territory; or

(b) a controlled dog.

Penalty: \$200.

- (2) For the purposes of these By-laws, a person keeps an animal if he has custody or possession of the animal or if the animal, as a result of action taken by him, is ordinarily kept on his land.

4 Entry and removal

The Authority may, upon giving not less than 24 hours notice of its intention to do so to the occupier thereof, enter land on which it has reason to believe there is or may be an animal other than an animal referred to in by-law 3(1) and take all necessary steps to remove the animal from the land.

5 Destruction of animals

- (1) An animal which has under by-law 4 been removed from land may be:
- (a) removed from the town area of Jabiru in accordance with the directions of the Authority; or
 - (b) destroyed:
 - (i) by a veterinarian or an officer of the Authority authorized in writing in that behalf; and
 - (ii) in a manner approved by the Australian Veterinary Association.
- (2) By-law 45 shall apply in respect of the destruction of an animal under this by-law as if that animal were a dog.

6 Protection of persons destroying animals

- (1) A person who destroys an animal:
- (a) in accordance with these By-laws; or
 - (b) where the animal is so diseased or injured that it is humane to do so,
- is not liable in respect of that destruction.
- (2) A person who destroys an animal on the request of another person shall not be liable in respect of that destruction if he believed on reasonable grounds that the person who made the request was the owner of the animal.

7 Abandonment of animals

A person shall not abandon or set at large an animal.

Penalty: \$500.

ENDNOTES

1 KEY

Key to abbreviations

amd = amended	od = order
app = appendix	om = omitted
bl = by-law	pt = Part
ch = Chapter	r = regulation/rule
cl = clause	rem = remainder
div = Division	renum = renumbered
exp = expires/expired	rep = repealed
f = forms	s = section
Gaz = Gazette	sch = Schedule
hdg = heading	sdiv = Subdivision
ins = inserted	SL = Subordinate Legislation
lt = long title	sub = substituted
nc = not commenced	

2 LIST OF LEGISLATION

Jabiru Town Development (Control of Animals) By-laws (SL No. 40, 1984)

Notified	11 July 1984
Commenced	11 July 1984

Statute Law Revision Act 2005 (Act No. 44, 2005)

Assent date	14 December 2005
Commenced	14 December 2005

Jabiru Town Development Repeal Act 2021 (Act No. 29, 2021)

Assent date	15 December 2021
Commenced	16 December 2021 (s 2)

3 GENERAL AMENDMENTS

General amendments of a formal nature (which are not referred to in the table of amendments to this reprint) are made by the *Interpretation Legislation Amendment Act 2018* (Act No. 22, 2018) to: rr 1 and 2.

4 LIST OF AMENDMENTS

bl 1	amd Act No. 29, 2021, s 10
bl 2	amd Act No. 44, 2005, s 23; Act No. 29, 2021, s 10
bl 5	amd Act No. 44, 2005, s 23