

Legislative Council

Prevention of Cruelty to Animals Amendment Bill 2004

Schedule of amendments agreed to in committee of the whole
on Wednesday 25 May 2005.

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| Govt | No. 1 | Page 6, Schedule 1 [14], proposed section 24C (1), lines 25–28. Omit all words on those lines. Insert instead “An officer is required, in relation to the exercise of a power conferred on the officer by this Part, to provide the person who is subject to the exercise of the power with the following:”. |
| Govt | No. 2 | <p>Page 6, Schedule 1 [14], proposed section 24C. Insert after line 34:</p> <p style="padding-left: 40px;">(2) An officer is to take the action required by subsection (1) before or at the time of exercising the power concerned or, if to take the action at that time is not reasonably practicable, as soon as is reasonably practicable after exercising the power.</p> |
| Govt | No. 3 | Page 7, Schedule 1 [14], proposed section 24D (2), lines 8 and 9. Omit “an officer of the Department of Primary Industries authorised by the Minister”. Insert instead “the Director-General or a Deputy Director-General of the Department of Primary Industries”. |
| Govt | No. 4 | <p>Page 7, Schedule 1 [14], proposed section 24E (2), lines 20–24. Omit all words on those lines. Insert instead:</p> <p style="padding-left: 40px;">(2) Despite subsection (1), an inspector may exercise a power under this Division to enter a dwelling only with the consent of the occupier of the dwelling, the authority of a search warrant or if the inspector believes on reasonable grounds that:</p> |
| Govt | No. 5 | Page 12, Schedule 1. Insert after line 33: |

[16] Section 28A

Insert after section 28:

28A Offence of impersonating an authorised officer

A person must not impersonate, or falsely represent that the person is, an officer.

Maximum penalty: 100 penalty units or imprisonment for 6 months, or both.

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| Grns | No. 6 | Page 13, Schedule 1 [20], lines 29-31. Omit all words on those lines. Insert |
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instead:

(1A) A charitable organisation may sell or rehouse, either permanently or temporarily, an animal to which this section applies (other than an animal that was surrendered by its owner to the charitable organisation), or cause any such animal to be humanely killed and its body disposed of, if:

Grns No. 7 Page 14, Schedule 1 [20], lines 4-6. Omit all words on those lines. Insert instead:

(1B) A charitable organisation may at any time sell or rehouse, either permanently or temporarily, an animal to which this section applies that was surrendered by its owner to the charitable organisation, or cause any such animal to be humanely killed and its body disposed of.

Govt No. 8 Page 15, Schedule 1 [24], proposed section 34A (1), lines 26 and 27. Omit “any document (however described)”. Insert instead “a document in the nature of guidelines or a code of practice”.

Govt No. 9 Page 15, Schedule 1 [24], proposed section 34A. Insert after line 37:

(4) A document adopted as referred to in subsection (1) may be adopted wholly or in part, with or without modification and as in force at a particular time or as in force from time to time.