



**Tablelands Regional Council
Subordinate Local Law No. 2 (Animal Management) 2018**

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Part 1 Preliminary

1 Short title

This subordinate local law may be cited as *Subordinate Local Law No.2 (Animal Management) 2018*.

2 Purpose and how it is to be achieved

- (1) The purpose of this subordinate local law is to supplement *Local Law No. 2 (Animal Management) 2018*, which provides for regulation of the keeping of and control of animals within the local government area.
- (2) The purpose is to be achieved by providing for schedules referred to in the local law of:
 - (a) the circumstances in which the keeping of animals is prohibited;
 - (b) the circumstances in which keeping of animals requires a permit;
 - (c) the circumstances in which desexing of an animal is required;
 - (d) specific standards for keeping animals of a particular species or breed;
 - (e) breeding of animals that does not require a permit;
 - (f) the exclusion of animals, or animals of a specified species, from public places;
 - (g) designated dog off-leash areas;
 - (h) other local governments or organisations able to accept impounded animals;
 - (i) the conditions to be complied with by persons who offer animals, or a particular species of animal, for sale; and
 - (j) the designation of wildlife habitat areas.

3 Authorising local law

- (1) The making of the schedules in this subordinate local law is authorised by *Local Law No. 2 (Animal Management) 2018* (the **authorising local law**).
- (2) At the head of each Schedule there is a reference to the relevant authorizing Local Law section.

Part 2 Repeals

4 Repeal

This local law repeals -

- (a) Subordinate Local Law No.2 (Animal Management) 2011.

Schedule 1 - Prohibition on keeping animals

Section 4 Local Law No.2 (Animal Management) 2018

	Column 1 Animal	Column 2 Circumstances in which keeping of animal or animals is prohibited
1	Dog	<ol style="list-style-type: none"> 1 Keeping more than 3 dogs is prohibited on a premises in an urban area. 2 Keeping more than 1 dog is prohibited on a premises that is less than 600m². 3 Keeping more than 2 dog is prohibited on a premises that is less than 1,000m² 4 Keeping more than 5 dogs is prohibited on a premises less than 8,000m² 5 Keeping more than 6 dogs is prohibited on premises less than 16,000m². 6 Keeping more than 8 dogs on a premises 16,000m² or greater is prohibited unless the dogs are working dogs.
2	Cat	<ol style="list-style-type: none"> 1 Keeping more than 1 cat is prohibited on a premises that is less than 600m². 2 Keeping more than 2 cats is prohibited on a premises in an urban area. 3 Keeping more than 5 cats is prohibited on a premises.
3	Poultry	<ol style="list-style-type: none"> 1 Keeping poultry is prohibited on a premises that is less than 600m². 2 Keeping more than 20 poultry is prohibited in an urban area. 3 Keeping more than 100 poultry is prohibited on a premises .
4	Rooster	<ol style="list-style-type: none"> 1 Keeping a rooster is prohibited on a premises that is less than 600m². 2 Keeping a rooster closer than 50m from a neighbouring dwelling is prohibited.
5	Noisy bird	<ol style="list-style-type: none"> 1 Keeping a noisy bird is prohibited on a premises that is less than 600m². 2 Keeping more than 1 noisy bird is prohibited on a premises in an urban area. 3 Keeping a noisy bird closer than 15m from a neighbouring dwelling is prohibited.

6	Bird	<ol style="list-style-type: none"> 1 Keeping more than 10 birds is prohibited on a premises that is less than 600m². 2 Keeping more than 60 birds is prohibited on a premises in an urban area. 3 Keeping more than 100 birds is prohibited on a premises.
7	Stock	<ol style="list-style-type: none"> 1 Keeping stock is prohibited on a premises that is less than 600m². 2 Keeping more than 2 pigs is prohibited on a premises less than 8,000m².
8	Bees	<ol style="list-style-type: none"> 1 Keeping non-native bees in a hive is prohibited on a premises that is less than 600m². 2 Keeping non-native bees in a hive on a premises in an urban area is prohibited. 3 Keeping a hive within 50m of a neighbouring building or bus stop. 4 Keeping a hive within 30m of a road, a footpath, park or property entrance. 5 Keeping more than 2 hives on land with an area of less than 1000m². 6 Keeping more than 5 hives on land with an area less than 2000m². 7 Keeping more than 10 hives on land with an area at less than 4000m².

Note: The application of Schedule 1 (Prohibition on Keeping of Animals) does not apply to premises where a Development Permit pertains to the use of land for animal husbandry.

Schedule 2 – Keeping of animals that requires a permit.

Section 6 Local Law No.2 (Animal Management) 2018

Column 1 Animal	Column 2 Circumstances in which keeping of animals requires a permit
Cats	<ol style="list-style-type: none"> 1 A permit is required to keep more than 2 cats over the age of 12 weeks on a premises in an urban area. 2 A permit is required to keep more than 3 cats over the age of 12 weeks on a premises in a rural residential area.
Dogs	<ol style="list-style-type: none"> 1 A permit is required to keep more than 2 dogs over the age of 12 weeks on a premises less than 8,000m². 2 A permit is required to keep more than 3 dogs over the age of 12 weeks on a premises 8,000m² or greater.
Poultry	A permit is required to keep more than 10 poultry on a premises in an urban area.
Rooster	A permit is required to keep a rooster in an urban area.
Stock	A permit is required to keep stock in an urban area.

Schedule 3 – Animals that require desexing

Section 10 *Local Law No.2 (Animal Management) 2018*

[This schedule has been intentionally left blank]

Schedule 4 – Specific standards for keeping particular animals

Section 12 Local Law No.2 (Animal Management) 2018

<p>Column 1 Species or breed of animal</p>	<p>Column 2 Specific standards for keeping animal</p>
<p>Cat</p>	<p>Ensure that the animal is adequately identified so that the owner’s name, address and telephone number are readily ascertainable.</p>
<p>Dog (other than a greyhound)</p>	<p>(1) Ensure that the animal is adequately identified so that the owner’s name, address and telephone number are readily ascertainable.</p> <p>(2) Each owner of, and responsible person for, 1 or more dogs kept on premises must ensure that:</p> <ul style="list-style-type: none"> (a) all dog accommodation and enclosure areas are thoroughly cleansed and disinfected on a regular basis to the satisfaction of an authorised person; and (b) The dog or dogs do not cause any amenity nuisance to adjoining land owners.
<p>Greyhound</p>	<p>(1) Ensure that the animal is adequately identified so that the owner’s name, address and telephone number are readily ascertainable.</p> <p>(2) Each owner of, and responsible person for, a greyhound must, when the dog is outside the premises on which the dog is normally kept, be:</p> <ul style="list-style-type: none"> (a) under the effective control of a person aged 16 or over who has control of not more than 2 greyhounds at any 1 time; and (b) kept muzzled so as to prevent the dog from biting unless it is a decommissioned greyhound. <p>(3) Each owner of, and responsible person for, a greyhound must ensure that the dog is kept:</p> <ul style="list-style-type: none"> (a) without nuisance; and (b) if a code of practice for the keeping of greyhounds has been approved by the Greyhound Racing Authority of Queensland—in accordance with the requirements of the code of practice.

Column 1 Species or breed of animal	Column 2 Specific standards for keeping animal
Poultry	<ul style="list-style-type: none"> (1) Poultry food must be stored in a sealed vermin proof receptacle. (2) The enclosure in which the birds are kept must be constructed so as to prevent the bird from wandering off, or flying away from, the premises. (3) Poultry houses and runs are not to be situated:- <ul style="list-style-type: none"> (a) within a radius of 10 meters of a dwelling on adjoining premises or a place where food is kept, processed or stored; or (b) within 2 meters of any property boundary or road, whichever is the greater.
A Pig kept as a pet	<ul style="list-style-type: none"> (1) Ensure that the animal is adequately identified so that the owner's name, address and telephone number are readily ascertainable. (2) Each owner of, and responsible person for, a pig which is kept on premises must ensure that the enclosure in which the pig is kept is not located within: <ul style="list-style-type: none"> (a) 15 meters of a residence on adjoining premises; or (b) 15 meters of a place used for the manufacture, preparation or storage of food intended for human consumption other than a domestic kitchen used solely for domestic purposes by the owner or responsible person for the pig.
Racing pigeons	<ul style="list-style-type: none"> (1) Must be confined to their home loft after their designated race or exercise period. (2) Must be kept in compliance with the Queensland Racing Pigeon Federation Incorporated or affiliate club Code of Conduct. (3) Each owner of, and responsible person for, a bird specified in column 1, must ensure that: <ul style="list-style-type: none"> (a) the bird is kept without nuisance; (b) the bird is contained within an enclosed cage or aviary; (c) the bird's food is kept in a properly sealed, vermin proof container; (d) the cage or aviary in which the bird is kept is thoroughly cleaned at least once each week; (e) the bird is kept in accordance with the requirements of the code of practice of FNQ bird breeders club;

<p>Column 1 Species or breed of animal</p>	<p>Column 2 Specific standards for keeping animal</p>
	<p>(f) the fence surrounding the premises on which the bird is kept does not form part of the cage or aviary in which the bird is kept; and</p> <p>(g) the enclosure in which the bird is kept is set back a minimum of 2m from each boundary of the premises.</p>
<p>Budgerigar, canary and other birds of a similar size and cockatiel and other birds of a similar size and cockatoo, galah and other birds of a similar size.</p>	<p>(1) Each owner of, and responsible person for, a bird specified in column 1, must ensure that:</p> <p>(a) the bird is kept without nuisance;</p> <p>(b) the bird is contained within an enclosed cage or aviary;</p> <p>(c) the bird's food is kept in a properly sealed, vermin proof container;</p> <p>(d) the cage or aviary in which the bird is kept is thoroughly cleaned at least once each week;</p> <p>(e) the bird is kept in accordance with the requirements of the code of practice of FNQ bird breeders club;</p> <p>(f) the fence surrounding the premises on which the bird is kept does not form part of the cage or aviary in which the bird is kept; and</p> <p>(g) the enclosure in which the bird is kept is set back a minimum of 2m from each boundary of the premises.</p>
<p>Horse (including a racehorse), donkey, ass, mule, cow, bull, camel, buffalo and other domesticated animals of a similar size and sheep, goat, alpaca, llama and other animals of a similar size</p>	<p>(1) Ensure that the animal is adequately identified so that the owner's name, address and telephone number are readily ascertainable.(2) Each owner of, and responsible person for, an animal specified in column 1 which is kept at a stable on premises must ensure that:</p> <p>(a) the stable is not located within a 10meter radius of:</p> <p>(i) a residence on adjoining premises; or</p> <p>(ii) a place used for the manufacture, preparation or storage of food intended for human consumption other than a domestic kitchen used solely for domestic purposes by the owner or responsible person for the animal;</p> <p>(b) the stable is set back a minimum of 2 meters from each boundary of the premises;</p> <p>(c) the stable is located a minimum of 20 meters from any watercourse, well or bore;</p>

<p>Column 1 Species or breed of animal</p>	<p>Column 2 Specific standards for keeping animal</p>
	<p>(d) the stable has a floor which is covered with an absorbent soft floor material which is changed at least once in every 6 week period;</p> <p>(e) the interior of the stable and any associated open yard are cleaned of manure and other unhygienic matter daily;</p> <p>(f) the construction of the stable complies with the requirements of any applicable approval or code; and</p> <p>(g) the stable is maintained in good condition and repair.</p> <p>(3) Each owner of, and responsible person for, an animal which is kept free range or in a paddock on premises must ensure that shelter of a clean, dry and shady nature is provided together with a minimum space per animal as prescribed in the Model Code of Practice for the Welfare of Animals published from time to time by the Commonwealth Scientific and Industrial Research Organisation.</p>

Schedule 5 – Prohibition on breeding animals

Section 17 Local Law No.2 (Animal Management) 2018

Column 1 Species or breed of animal	Column 2 Circumstances where it is not prohibited to breed animals
Dogs	On any premises where they are pets of an occupier of a premises that have a litter not more than once every 3 calendar years.
Cats	On any premises where they are pets of an occupier of a premises that have a litter not more than once every 3 calendar years.
Birds	On any premises 2,000m ² and above.
Special Birds	On any premises 20,000m ² and above.
Noisy Birds	On any premises 10,000m ² and above.
Racing pigeons	On any premises 800m ² and above.
Donkeys, Domesticated Pigs, Horses, Cattle and animals of a similar size	On any premises 10,000m ² and above.
Poultry	On any premises 2,000m ² and above.
Sheep, Goats, or any animal of a similar size	On any premises 10,000m ² and above.
Any animal	Where the person breeding the animal is a licenced breeder from a recognised association for that animal.
Any animal	Where the person breeding the animal has a current planning scheme approval or existing use right for the use of animal keeping.
Any animal	Any animal not dealt with in Column 1 of Schedule 4.

Schedule 6 – Exclusion of animals from public places

Section 21 *Local Law No.2 (Animal Management) 2018*

Map No	Column 1 Public Place	Column 2 Species or Breed of Animals Prohibited
-	Within 10 metres of all local government playgrounds.	Dogs
	All local government public cemeteries.	Dogs
	CBD areas.	Dogs

Schedule 7 - Dog off-leash areas

Section 22 Local Law No.2 (Animal Management) 2018

Map Number	Column 2 Area description	Column 3 Address and Property Description
1	Tinaburra	Tinaburra Drive, Yungaburra Lot 2 RP747291
2	Platypus Park	94-98 Herberton Road, Atherton. Lot 3 RP912545
3	Tinaroo	Part Lot 11 SP105227 as per Dry Concession Deed.

Map 1

[maps of public places to be inserted later, if required]

Schedule 8 – Organisations to receive impounded animals

Section 34 *Local Law No.2 (Animal Management) 2018*

Organisations Able to Accept Impounded Animals
Veterinarian contracted by Council to supply veterinary services.
Approved Animal Refuge Shelters:- <ul style="list-style-type: none">• To the discretion of Council's Authorised Officer.

Schedule 9 - Conditions for sale of animals

Section 53 Local Law No.2 (Animal Management) 2018

Column 1 Species or breed of animal	Column 2 Circumstances of seller	Column 3 Conditions that must be complied with when offering animal for sale
All Animals	Sale as part of a commercial venture	<p>(a) A person must not sell an animal unless there is a current planning scheme approval or existing use right for the use of animal keeping; and</p> <p>(b) The person selling animals must ensure that any animals offered for sale are:</p> <ul style="list-style-type: none"> (i) in good health and free from disease; (ii) vaccinated and have received worm treatment; (iii) held in an area that is clean and sanitary and free of vermin harbourage to the satisfaction of an authorised person; (iv) not held for sale on a road or land under the control of local government; (v) restrained by enclosures, fences or be tendered so as to effectively prevent the animal from straying off the premises; and (vi) not kept in display cases or in a confined area overnight, except for an enclosure approved by an authorised person.
Dog, Cat	Licensed breeder	<p>(a) A person must be a breeder licensed under any relevant state legislation applying to the breeding of dogs or cats;</p> <p>(b) be a breeder licensed with a relevant breeding association;</p> <p>(c) the breeding is not prohibited under section 16 of <i>Local Law No. 2 (Animal Management) 2018</i> and Schedule 4 of this Subordinate Local Law; and</p> <p>(d) The person selling animals must ensure that any animals offered for sale are;</p> <ul style="list-style-type: none"> (i) in good health and free from disease;

Column 1 Species or breed of animal	Column 2 Circumstances of seller	Column 3 Conditions that must be complied with when offering animal for sale
		<ul style="list-style-type: none"> (ii) vaccinated and have received worm treatment; (iii) held in an area that is clean and sanitary and free of vermin harbourage to the satisfaction of an authorised person; (iv) not held for sale on a road or land under the control of local government; (v) restrained by enclosures, fences or be tendered so as to effectively prevent the animal from straying off the premises; and (vi) not kept in display cases or in a confined area overnight, except for an enclosure approved by an authorised person.
All animals	by an owner of an animal who is not a licenced breeder or selling as part of a commercial venture and where the animal is being kept in accordance with these local laws and any applicable state legislation	<ul style="list-style-type: none"> (a) The animal for sale must not have been bred in contravention of section 16 of <i>Local Law No. 2 (Animal Management) 2018</i> and Schedule 4 of this Subordinate Local Law; and (b) The person selling animals must ensure that any animals offered for sale are; <ul style="list-style-type: none"> (i) in good health and free from disease; (ii) vaccinated and have received worm treatment; (iii) held in an area that is clean and sanitary and free of vermin harbourage to the satisfaction of an authorised person; (iv) not held for sale on a road or land under the control of local government; (v) restrained by enclosures, fences or be tendered so as to effectively prevent the animal from straying off the premises; and (vi) not kept in display cases or in a confined area overnight, except for an enclosure approved by an authorised person.

Schedule 10 – Wildlife habitat areas

Section 23 and 25 of *Local Law No.2 (Animal Management) 2018*

Maps 1 to * indicate the wildlife habitat areas for the purposes of section 23 and 25 of *Local Law No.2 (Animal Management) 2018*

CERTIFICATION

This and the preceding xx pages bearing my initials is a certified copy of Tablelands Regional Council *Subordinate Local Law No. 2 (Animal Management) 2018* made in accordance with the provisions of the *Local Government Act 2009*, by Tablelands Regional Council by resolution dated 2018.

Justin Commons
Chief Executive Officer
Tablelands Regional Council