

QPRC



TERMS OF REFERENCE DANGEROUS DOG PANEL

1. Role

To exercise the functions of a Dangerous Dogs Panel pursuant to the Companion Animals Act to:

- To discuss dog attacks and make a decision in regard to the classification of the dog to determine the level of control in accordance with the provisions of the Companion Animals Act as per Annexure M below.

2. Membership

- One (1) Councillor
- Two staff members independent of the incident investigation appointed by the General Manager.

3. Meetings

Meetings will be on a as required basis.

Secretarial support and advice to committee will be provided by the Service Manager Customer & Communications and Animal Management Coordinator

4. Quorum

A Quorum for the meeting will be two (2)

ANNEXURE M - DOG CONTROL CATEGORIES UNDER COMPANION ANIMALS ACT 1998

Less serious level of control

More serious level of control

Nuisance Dog

Menacing Dog

Dangerous Dog

Restricted Dog

CRITERIA

Habitually at large,
Runs at or chases people or animals,
Endangers health of any person or animal
Note: A nuisance dog order may also be issued for: persistent barking, defecation on private property, causing substantial damage to private property

a) has displayed unreasonable aggression towards a person or animal (other than vermin), or
b) has, without provocation, attacked a person or animal (other than vermin) but without causing serious injury or death, or
c) is of a menacing breed (or cross) or kind of dog (**none currently prescribed**), or
d) declared menacing in other state/territory

a) has, without provocation, attacked or killed a person or animal (other than vermin) or
b) has, without provocation, repeatedly threatened to attack or repeatedly chased a person or animal (other than vermin), or
c) is kept or used for hunting, or
g) declared dangerous in other state/territory

A dog of a breed, kind or description listed in section 55:
Pitbull/American Pitbull Terriers, Japanese tosas, Argentinian and Brazilian fighting dogs, Presa Canarios (ie: dogs which are prohibited imports).

CONTROLS

Nuisance dog order requiring owner to prevent specified behaviour for 6 months
Any person may seize dog if necessary to prevent damaging property

(When at home & not under effective control of person over 18yo) enclosed sufficiently to restrain the dog and prevent access by a child
Leashed and muzzled in public
Microchipped and Registered (council may seize dog to ensure this occurs)
Desexed
Wear distinctive collar
Dangerous dog sign at property
Sale and advertising prohibited

Kept in prescribed enclosure at all times when at home
Leashed and muzzled in public
Desexed
Microchipped and Registered (council may seize dog to ensure this occurs)
Wear distinctive collar
Dangerous dog sign at property
Sale and advertising prohibited

Same controls as for dangerous dogs but breeding also prohibited

KEY PENALTIES

\$880 fine for first offence; \$1650 for subsequent offence; \$275 penalty notice.

Up to \$16,500 fine for selling/acquiring; up to \$77,000 fine and up to 5 years imprisonment if dog attacks; \$1320 penalty notice; permanent disqualification of owner; seizure

Same key penalties as for menacing dogs

Same key penalties as for menacing and dangerous dogs and \$16,500 fine for breeding