

**NORTHERN TERRITORY OF AUSTRALIA**

**JABIRU TOWN DEVELOPMENT (CONTROL OF ANIMALS) BY-LAWS**

As in force at 11 July 1984

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## JABIRU TOWN DEVELOPMENT (CONTROL OF ANIMALS) BY-LAWS

### By-laws under the *Jabiru Town Development Act*

#### Part I Preliminary

##### 1 Citation

These By-laws may be cited as the *Jabiru Town Development (Control of Animals) By-laws*.

##### 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 *Jabiru Town Development (Control of Dogs) By-laws*.

***land*** includes buildings.

***veterinarian*** means a veterinary surgeon within the meaning of the *Veterinary Surgeons Act*.

#### 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 veterinary surgeon 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

app = appendix

bl = by-law

ch = Chapter

cl = clause

div = Division

exp = expires/expired

f = forms

*Gaz* = *Gazette*

hdg = heading

ins = inserted

lt = long title

nc = not commenced

od = order

om = omitted

pt = Part

r = regulation/rule

rem = remainder

renum = renumbered

rep = repealed

s = section

sch = Schedule

sdiv = Subdivision

SL = Subordinate Legislation

sub = substituted

### 2

### LIST OF LEGISLATION

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

Notified 11 July 1984

Commenced 11 July 1984