

Working dog exemption Self-assessment checklist



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The following details are provided to assist dog owners in establishing if their dog/s qualify as a working dog in accordance with the *Animal Management (Cats & Dogs) Act 2008* and the *Animal Management (Cats & Dogs) Regulation 2009*

Applicant details

Name:

Address:

Postal address:

Email address: ABN:

Home number: Mobile phone: Work phone:

Name of dog: Animal reference number:

Subject property information:

Street address:

Real property description: Lot: Plan:

Are you a primary producer? Yes No

A 'Primary Producer' is a person who's main occupation is a farmer (dairy, grain, cane, fruit, grazier, etc.) If you ticked yes, please provide further details or attach documents to support that you qualify as a 'Primary Producer'.

Do you live on rural land? Yes No

Being zoned rural land does not automatically qualify you under the *Animal Management (Cats & Dogs) Act 2008* and the *Animal Management (Cats & Dogs) Regulation 2009*. Rural land for the purpose of the legislation means your land is used for grazing stock or cultivating crops on a **commercial basis**. If you ticked yes, please provide further details or attach documents to support that you qualify.

Is your dog a working dog? Yes No

This means your dog/s is usually kept on rural land (as outlined above) and is kept/owned by a primary producer (as outlined above), or a person engaged or employed by a primary producer, **and** is used primarily for the purpose of droving, *protecting (livestock guardian dog), tending or working stock **and** has not been declared a dangerous or menacing dog (prescribed under Animal Management (Cats & Dogs) Regulation 2009). If you ticked yes, please provide further details or attach documents to support that you qualify.

***Note:** For the purposes of this definition a dog that is used for the protection of livestock is a livestock guardian dog that lives with the flock/herd e.g. a maramma sheepdog that lives with a herd of goats

If you ticked 'no' to any of the above questions, your dog/s do **not** qualify as a 'working dog'

Signature: Date:

Privacy statement: Moreton Bay City Council is collecting your personal information for the purpose of assessing your application for working dog registration fee exemption. Council will use your personal information to update Council's customer information records and to contact you about other functions and services of Council.

Extract - *Animal Management (Cats and Dogs) Act 2008 Working dog*

Chapter 3 Registration: Part 1 Particular person's obligations

Section 44 (Registration obligation)

- (1) This section does not apply to
- a. the operator of a pound or shelter; or
 - b. the owner of a cat or dog less than 12 weeks old.
- (2) An owner of a cat or dog must comply with section 46 to register the cat or dog in the relevant local government's area within 14 days after starting to keep the cat or dog in the area unless the person has a reasonable excuse.

Maximum penalty - 20 penalty units.

- (3) A person who becomes an owner of a cat or dog must comply with section 46 to register the cat or dog in the relevant local government's area within 14 days unless the person has a reasonable excuse.

Maximum penalty - 20 penalty units.

- (4) It is a defence to a prosecution for an offence against subsection (2) or (3) for the defendant to prove the cat or dog is
- a. a government entity dog; or
 - b. a working dog; or
 - c. another class of cat or dog prescribed under a regulation.

Schedule 2 Dictionary

'primary producer' means a person primarily engaged in the occupation of a

- (i) dairy farmer; or
 - (ii) wheat, maize, or cereal grower; or
 - (iii) cane grower; or
 - (iv) fruit grower; or
 - (v) grazier; or
 - (vi) farmer, whether engaged in general or mixed farming, cotton, potato, or vegetable growing, or poultry or pig raising;
- and** includes a person engaged in primary production.

'rural land' means land used for grazing stock or cultivating crops on a commercial basis.

'working dog' means a dog usually kept or proposed to be kept

- (i) on rural land; and
 - (ii) by an owner who is a primary producer, or a person engaged or employed by a primary producer; and
 - (iii) primarily for the purpose of—
 - a. droving, protecting, tending, or working, stock; or
 - b. being trained in droving, protecting, tending, or working, stock;
- and** does not include a class of dog prescribed under a regulation.