



**Amendment Local Law (Effective Control of Dogs and
Other Matters) 2025**

Moreton Bay City Council

Amendment Local Law (Effective Control of Dogs and Other Matters) 2025

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Moreton Bay City Council

Amendment Local Law (Effective Control of Dogs and Other Matters) 2025

Part 1 Preliminary

1 Short title

This Amendment Local Law may be cited as the *Amendment Local Law (Effective Control of Dogs and Other Matters) 2025*.

2 Local Laws amended

This Amendment Local Law amends the following Local Laws (*relevant Local Laws*)—

- (a) *Alteration of Public Land Local Law 2023*; and
- (b) *Animal Management Local Law 2023*; and
- (c) *Commercial Use of Public Land and Roads Local Law 2023*; and
- (d) *Community Standards for Public Land and Roads Local Law 2023*; and
- (e) *Election Signs Local Law 2019*; and
- (f) *Events Local Law 2023*; and
- (g) *Parking Local Law 2023*; and
- (h) *Signs Local Law 2023*.

3 Object

The object of this Amendment Local Law is to—

- (a) for the *Animal Management Local Law 2023*—
 - (i) remove the requirements for effective control of dogs in public places to ensure consistency with the *Animal Management (Cats and Dogs) Act 2008*; and
 - (ii) allow an authorised person to seize an animal for wandering at large if another person finds the animal wandering and delivers it to a veterinary surgery; and
 - (iii) allow an authorised person to inspect an enclosure on a person's property if the person's animal has been seized for wandering at large 3 times in a 12 month period, prior to releasing the impounded animal back to the person; and
 - (iv) limit the noise nuisance defence for the keeping of a rooster to a property that is more than 20,000m²; and

- (b) allow persons who lawfully kept an animal without an approval under the *Moreton Bay Regional Council Local Law No. 2 (Animal Management) 2011* to continue to keep the animal; and
- (c) for the *Community Standards for Public Land and Roads Local Law 2023*—
 - (i) remove Council’s power to require an owner or occupier of land adjacent to an overgrown road verge to cut and remove the vegetation on the road verge; and
 - (ii) enable the local government to make the verge garden guideline other than by resolution of the local government; and
 - (iii) enable the local government to temporarily close an area of public land to public access other than by resolution of the local government; and
 - (iv) exclude from the operation of the Local Law the local government’s regulation of abandoned ships, or parts of ships, in Queensland waters; and
- (d) for the *Events Local Law 2023*—
 - (i) include additional public safety criteria for a small gathering; and
 - (ii) allow Council to immediately cancel an approval if the continued operation of the event poses certain threats, risks or obstructions arising from a disaster or weather event; and
- (e) make other minor and consequential amendments to the relevant Local Laws.

Part 2 Amendment of Alteration of Public Land Local Law 2023

4 Local Law amended

This part amends the *Alteration of Public Land Local Law 2023*.

5 Amendment of s 2 (Object)

Section 2(f), ‘infrastructure’—

omit, insert—

infrastructure or property

6 Amendment of s 5 (Alteration)

Section 5(b)—

omit, insert—

erecting, installing, damaging, removing, moving or interfering with, or interfering with the operation of, any public transport infrastructure or other infrastructure, any property, any building or structure, any sign or any equipment; and

7 Amendment of Schedule 1 (Dictionary)

Schedule 1, definition *place*, ‘and part’—

omit, insert—

any part

8 Amendment of Schedule 2 (State-controlled roads to which this Local Law applies)

Schedule 2, Table 1, rows 38 and 39 with Road ID 4032—

omit, insert—

4032	Strathpine - Samford Road	Eatons Crossing Road	Intersection of South Pine Road - Intersection of Mt Samson Road
4032	Strathpine - Samford Road	Mt Samson Road	Intersection of Mt Samson Road - Intersection of Serendipity Drive

Part 3 Amendment of Animal Management Local Law 2023

9 Local Law amended

This part amends the *Animal Management Local Law 2023*.

10 Amendment of s 10 (Effect of Local Law)

Section 10, ‘effect’—

omit, insert—

affect

11 Amendment of s 41 (Animal nuisance)

(1) Section 41(3), after paragraph (b)—

insert—

(ba) the property is more than 20,000m²; and

(2) Section 41(3)(ba) to (d)—

renumber as section 41(3)(c) to (e).

12 Amendment of s 48 (Duty to provide proper enclosure and prevent animal from wandering)

Section 48(4), ‘to a prove’—

omit, insert—

to prove

13 Amendment of s 52 (Control of animals in public places)

Section 52—

omit, insert—

52 Control of animals in public places, other than dogs

- (1) The owner or responsible person for an animal that is not a dog must ensure that the animal is not in a public place—
 - (a) unless the animal is under the effective control of a person in accordance with subsection (2); and
 - (b) if the animal is a declared dangerous animal— unless the animal is securely restrained to prevent it from—
 - (i) attacking a person or animal; or
 - (ii) acting in a way that causes fear to a person or animal; or
 - (iii) causing damage to property.

Maximum penalty— 20 penalty units.

- (2) For subsection (1), an animal that is not a dog is under ***effective control*** if—
 - (a) a person who can physically control the animal—
 - (i) is holding it by an effective leash, halter or rein; or

- (ii) has effectively tethered it to an object that cannot be moved by the animal and the animal is under the direct supervision of the person; or
 - (iii) has corralled it in a temporary enclosure adequate to contain the animal and the animal is under the direct supervision of the person; or
- (b) the animal is tethered in or on a vehicle and unable to reach beyond the vehicle extremities; or
- (c) the animal is participating in, or being exhibited or trained at, an exhibition or an obedience trial supervised by a body recognised for this section by the local government.
- (3) In determining whether a person can physically control the animal in accordance with subsections (2)(a), an authorised person may consider—
 - (a) the number of animals under that person’s supervision; and
 - (b) any other relevant matter the authorised person considers appropriate.
- (4) In this section—

direct supervision means the continuous observation of an animal by a person who is in a position to immediately respond to the animal’s behaviour, including where a person, who can physically control the animal, holds the animal by an effective leash.

14 Amendment of s 60 (Seizure of animals)

(1) Section 60(3)(a)—

omit, insert—

(a) another person has found the animal wandering at large and delivered it to—

- (i) the authorised person; or
- (ii) a veterinary surgery; or

(2) Section 60, after subsection (5)—

insert—

(6) In this section—

veterinary surgery has the same meaning as in the *Animal Management (Cats and Dogs) Act 2008*.

15 Amendment of s 65 (Requirements for reclaiming an impounded animal)

(1) Section 65(1), after paragraph (d)—

insert—

(da) if the animal has been seized under section 60(1)(b) or 60(2)(b) more than 2 times in a 12-month period— an authorised person is reasonably satisfied the enclosure in which the impounded animal is to be enclosed complies with the requirements for a proper enclosure prescribed by Subordinate Local Law under section 48(2); and

(2) Section 65(1)(da) to (f)—

renumber as section 65(1)(e) to (g).

16 Amendment of s 66 (Dealing with animal seized and impounded for wandering at large)

Section 66(2)(a), ‘of responsible’—

omit, insert—

or responsible

17 Amendment of s 75 (Sale, disposal or destruction of animals)

Section 75(6), ‘it considers’—

omit, insert—

it considers

18 Amendment of Schedule 1 (Dictionary)

(1) Schedule 1—

insert—

dog has the same meaning as in the *Animal Management (Cats and Dogs) Act 2008*.

veterinary surgery see section 60(6).

(2) Schedule 1, definition *effective control*—

omit, insert—

effective control—

- (a) of an animal other than a dog— see s 52(2); and
- (b) of a dog— has the same meaning as in the *Animal Management (Cats and Dogs) Act 2008*.

19 Amendment of Schedule 2 (State-controlled roads to which this Local Law applies)

Schedule 2, Table 1, rows 38 and 39 with Road ID 4032—

omit, insert—

4032	Strathpine - Samford Road	Eatons Crossing Road	Intersection of South Pine Road - Intersection of Mt Samson Road
4032	Strathpine - Samford Road	Mt Samson Road	Intersection of Mt Samson Road - Intersection of Serendipity Drive

Part 4 Amendment of Commercial Use of Public Land and Roads Local Law 2023

20 Local Law amended

This part amends the *Commercial Use of Public Land and Roads Local Law 2023*.

21 Amendment of s 23 (Renewal and transfer of approval)

Section 23(11), from ‘procedure’—

omit, insert—

procedure in section 25.

22 Amendment of s 55 (Transitional provisions for animal keeping under the repealed local law)

(1)Section 55(2)—

omit, insert—

(2) However, a keeping of animals approval—

(a) cannot be renewed under the *Animal Management Local Law 2023* or any other local law; and

(b) for a continuing animal—

(i) will continue in force for the life of the animal, notwithstanding that the keeping of animals approval was granted only for a specified term; and

(ii) is not transferrable to any other animal.

(2) Section 55(5)—

insert—

continuing animal means an animal the subject of a keeping of animals approval, where the keeping of the animal does not comply with section 12 of the *Animal Management Local Law 2023*.

23 Amendment of Schedule 2 (Dictionary)

Schedule 2—

insert—

continuing animal see section 55(5).

24 Amendment of Schedule 3 (State-controlled roads to which this Local Law applies)

Schedule 3, Table 1, rows 38 and 39 with Road ID 4032—

omit, insert—

4032	Strathpine - Samford Road	Eatons Crossing Road	Intersection of South Pine Road - Intersection of Mt Samson Road
4032	Strathpine - Samford Road	Mt Samson Road	Intersection of Mt Samson Road - Intersection of Serendipity Drive

Part 5 Amendment of Community Standards for Public Land and Roads Local Law 2023

25 Local Law amended

This part amends the *Community Standards for Public Land and Roads Local Law 2023*.

26 Amendment of s 7 (Overview)

(1) Section 7(d)(i)—

omit.

(2) Section 7(d)(ii) to (iii)—

renumber as paragraphs (i) and (ii).

27 Amendment of 15 (Maintenance of road verges)

Section 15—

omit.

28 Amendment of s 16 (Self-assessable verge gardens)

Section 16(1), ‘, by resolution,’—

omit.

29 Amendment of s 24 (Power to close areas of public land)

(1) Section 24(1) and (2)—

omit, insert—

(1) Subject to subsection (2), the local government may temporarily close an area of public land to public access (***temporary closure decision***)—

(a) to carry out construction, maintenance, repair or restoration work; or

(b) to protect the health and safety of a person or the security of a person’s property; or

- (c) because of a fire or other natural disaster; or
- (d) to conserve or protect the cultural or natural resources of the area or native wildlife.

- (2) The local government must not make a temporary closure decision—
 - (a) under subsection (1)(a) or subsection (1)(b) that closes an area of public land for more than 6 months; and
 - (b) under subsection (1)(c) or subsection (1)(d) that closes an area of public land for more than 12 months.

- (2) Section 24, after subsection (2)—

insert—

(2A) Notwithstanding subsection (2), the local government may, by resolution, make a subsequent temporary closure decision for the same area of public land.

(2B) The local government must reopen the area of public land as soon as practicable after the local government becomes satisfied that the reason for making the temporary closure decision no longer exists.

- (3) Section 24(2A) to (6)—

renumber as section 24(3) to (8).

- (4) Section 24(6), ‘or (3)’—

omit, insert—

or (5)

- (5) Section 24(8), ‘(6)’—

omit, insert—

(8)

30 Amendment of s 55 (Abandoned items)

- (1) Section 55(3)—

omit, insert—

- (3) Subsection (2) does not apply to—

- (a) a vehicle abandoned on a road; or
- (b) a ship, or part of a ship, that—
 - (i) is abandoned property under the *Transport Operations (Marine Safety) Act 1994*, section 175A(8); or
 - (ii) has been abandoned on land that is subject to Queensland

waters (including a foreshore, for example).

Note—

- *If a vehicle is abandoned, left or found on a road in the circumstances mentioned in the TORUM Act, section 100 (12)—*
 - *This section does not apply to the removal or disposal of the vehicle; and*
 - *TORUM Act, section 100(3) to (11), applies to the removal and disposal of the vehicle (including any goods, equipment or thing contained in, on or about the vehicle pursuant to section 100(8)).*
- *If a ship, or part of a ship, is abandoned property under the Transport Operations (Marine Safety) Act 1994, section 175A(8)—*
 - *this section does not apply to the seizure, removal or disposal of the ship or part of the ship; and*
 - *the Transport Operations (Marine Safety) Act 1994, section 175A, applies to the seizure, removal and disposal of the ship or part of the ship.*

(4) In this section—

ship has the same meaning as in the *Transport Operations (Marine Safety) Act 1994*.

31 Amendment of s 69 (Subordinate Local Laws)

Section 69(d), ‘section 24(3)’—

omit, insert—

section 24(5)

32 Amendment of Schedule 1 (Dictionary)

(1) Schedule 1—

insert—

ship see section 55(4).

temporary closure decision see section 24(1).

(2) Schedule 1, definition *adjacent land*—

omit.

(3) Schedule 1, definition *road*, paragraph (d), ‘1995’—

omit, insert—

1994

(4) Schedule 1, definition *road verge*, ‘front’—

omit.

(5) Schedule 1, definition *vegetation*—

omit.

33 Amendment of Schedule 2 (State-controlled roads to which this Local Law applies)

Schedule 2, Table 1, rows 38 and 39 with Road ID 4032—

omit, insert—

4032	Strathpine - Samford Road	Eatons Crossing Road	Intersection of South Pine Road - Intersection of Mt Samson Road
4032	Strathpine - Samford Road	Mt Samson Road	Intersection of Mt Samson Road - Intersection of Serendipity Drive

Part 6 Amendment of Election Signs Local Law 2019

34 Local Law amended

This part amends the *Election Signs Local Law 2019*.

35 Amendment of Schedule 2 (State-controlled roads to which this Local Law applies)

Schedule 2, Table 1, rows 38 and 39 with Road ID 4032—

omit, insert—

4032	Strathpine - Samford Road	Eatons Crossing Road	Intersection of South Pine Road - Intersection of Mt Samson Road
4032	Strathpine - Samford Road	Mt Samson Road	Intersection of Mt Samson Road - Intersection of Serendipity Drive

Part 7 Amendment of Events Local Law 2023

36 Local Law amended

This part amends the *Events Local Law 2023*.

37 Amendment of s 6 (Small gathering)

(1)Section 6(1)(b)—

omit, insert—

(b) if the gathering is on public land or road—

(i) only permitted structures are used; and

(ii) is not within 20m of a roundabout, cross intersection, school zone, level crossing, T-intersection, pedestrian crossing, official traffic sign and bus stop; and

(2)Section 6(2)—

insert—

cross intersection means an intersection, other than a roundabout, where 2 roads meet (whether or not at right angles) and neither of the roads end.

level crossing has the same meaning as in the Road Rules.

official traffic sign has the same meaning as in the *Transport Operations (Road Use Management) Act 1995*.

pedestrian crossing has the same meaning as in the Road Rules.

roundabout has the same meaning as in the Road Rules.

school zone has the same meaning as in the Road Rules.

T-intersection has the same meaning as in the Road Rules.

38 Amendment of s 26 (Procedure for immediate suspension of approval)

(1)Section 26, heading, after ‘suspension’—

omit, insert—

or cancellation of approval

(2) Section 26, after subsection (4)—

insert—

(5) Despite section 25 and subsections (1) to (4), the local government may immediately cancel an approval if the local government believes that the continued operation of an event by the approval holder poses a threat, risk or obstruction described in subsection (1)(a) to (f) and the threat, risk or obstruction arises from a disaster or weather event.

(6) The local government must give a decision notice to the approval holder about the decision to immediately cancel the approval.

(7) The cancellation operates immediately upon the decision notice being given to the approval holder.

(8) In this section—

disaster has the same meaning as in the *Disaster Management Act 2003*.

weather event means a cyclone, flood, storm, storm tide, significant rainfall or other natural happening.

39 Amendment of s 38 (Compliance notice for contravention of Local Law)

(1) Section 38(4)(c), ‘date time’—

omit, insert—

date and time

(2) Section 38(5), ‘(5)’—

omit, insert—

(4)

40 Amendment of Schedule (Dictionary)

(1) Schedule—

insert—

cross intersection see section 6(2).

disaster see section 26(8).

level crossing see section 6(2).

official traffic sign see section 6(2).

pedestrian crossing see section 6(2).

Road Rules means the *Transport Operations (Road Use Management—Road Rules) Regulation 2009*.

roundabout see section 6(2).

school zone see section 6(2).

T-intersection see section 6(2).

weather event see section 26(8).

(2) Schedule, definition *decision*, paragraph (a), ‘24 or 25’—

omit, insert—

24, 25 or 26(5)

Part 8 **Amendment of Parking Local Law 2023**

41 Local Law amended

This part amends the *Parking Local Law 2023*.

42 Amendment of Schedule 2 (State-controlled roads to which this Local Law applies)

Schedule 2, Table 1, rows 38 and 39 with Road ID 4032—

omit, insert—

4032	Strathpine - Samford Road	Eatons Crossing Road	Intersection of South Pine Road - Intersection of Mt Samson Road
4032	Strathpine - Samford Road	Mt Samson Road	Intersection of Mt Samson Road - Intersection of Serendipity Drive

Part 9 Amendment of Signs Local Law 2023

43 Local Law amended

This part amends the *Signs Local Law 2023*.

44 Amendment of Schedule 1 (Self-assessable signs)

(1) Schedule 1, Table 1, Column 3, *A-frame business sign*, paragraph (d)(i), ‘1m’—

omit, insert—

1.0m

(2) Schedule 1, Table 1, Column 3, *Private land sign*, paragraph (k), ‘not electronic’—

omit, insert—

not be electronic

45 Amendment of Schedule 3 (State-controlled roads to which this Local Law applies)

Schedule 3, Table 1, rows 38 and 39 with Road ID 4032—

omit, insert—

4032	Strathpine - Samford Road	Eatons Crossing Road	Intersection of South Pine Road - Intersection of Mt Samson Road
4032	Strathpine - Samford Road	Mt Samson Road	Intersection of Mt Samson Road - Intersection of Serendipity Drive