

DELEGATION OF AUTHORITY

DOG ACT 1976

Function to be performed:

To carry out the powers or discharge of any of the duties of the Dog Act 1976 including but not limited to:

1. Making payments to registered veterinary surgeons towards the cost of sterilisation of a dog owned by an eligible person where the eligible person is the registered owner of the dog and is suffering financial hardship.
2. Establishing and maintaining a dog management facility and appointing suitable persons to operate the facility.
3. Directing registration officers to refuse or cancel the registration of a dog for one or any of the following reasons;
 - The owner has been convicted, or has paid a modified penalty, within the previous 3 years in respect of 2 or more offences against the Dog Act, the Cat Act 2011 or the Animal Welfare Act 2002; or
 - The dog in question has been shown to the satisfaction of the local government to be destructive, unduly mischievous, or to be suffering from a contagious or infectious disease; or
 - The local government is not satisfied that the dog is, or will be, effectively confined in or at premises where the dog is, or will be, ordinarily kept; or
 - The dog is required to be micro-chipped but is not micro-chipped; or
 - The dog is a dangerous dog.
4. Discounting or waiving the registration fees for any individual dog or any class of dogs within the district under prescribed conditions. This option does not apply to dangerous dogs.
5. Refunding proportionate registration fees of a dog that has had its registration cancelled.

	<ol style="list-style-type: none"> 6. Making application to a Justice of the Peace for an order to seize a dog that has had its registration refused or cancelled. 7. Determining an application to keep more than the prescribed 2 dogs over 3 months of age. 8. Grant, refuse to grant, or cancel a licence to operate an approved kennel establishment. 9. Declaring a dog dangerous as a result of its aggressive behaviour. 10. Receiving a request from an owner to review a seizure and destruction notice of a dangerous dog. 11. Revoking a declaration of a dangerous dog or proposal to destroy a dangerous dog. 12. Appointing officers to be authorised for the purpose of performing statutory functions under the Dog Act 1976.
Delegator:	Council of the City of Mandurah
Delegate:	Chief Executive Officer
Sub-delegation to:	Director Sustainable Communities Executive Manager Development and Compliance Coordinator Ranger Services
Express Power to Delegate/Sub-Delegate:	<i>Dog Act 1976:</i> s.10AA Delegation of local government powers and duties
Express Power or Duty Delegated:	<i>Dog Act 1976:</i> s.10A Payments to veterinary surgeon - cost of sterilisation s.11(1) Staff and services – appoint fit and proper persons s.15(4A) and (4B) Registration periods and fees s.16(3) Refuse to effect or renew registration of dog s.17(4) Registration and identification s.19 Refund fee on cancellation s.26 Keeping of dogs - Limitation as to numbers s.27 Licensing of approved kennel establishments s.29(1) Power to seize dogs – appoint authorised persons s.33E Individual dog may be declares a dangerous dog s.33G(4) Seizure and destruction s.33H Local government may revoke declaration to destroy
Conditions and Exceptions:	<ol style="list-style-type: none"> 1) The delegation does not permit delegate to designate dog prohibited areas, dog exercise area,

	<p>dog on leash area (s31).</p> <p>2) The delegation does not permit delegate to perform the function of making of Local Laws (s49).</p> <p>3) Sub-delegates are not permitted to undertake the function of appointing authorised officers under sections 2 and 12 above [s11(1) & 29(1)].</p>
Duration of delegation:	Until next annual review
Origin of Delegation:	Minute G.31/10/14, 28 October 2014
Delegation last reviewed:	Minute G.18/6/19, 25 June 2019
Sub-delegation last amended	25 June 2019