



**Cassowary Coast Regional Council  
Subordinate Local Law No. 2 (Animal Management) 2022**

# Cassowary Coast Regional Council Subordinate Local Law No. 2 (Animal Management) 2022

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## Part 1 Preliminary

### 1 Short title

This subordinate local law may be cited as *Subordinate Local Law No.2 (Animal Management) 2022*.

### 2 Purpose and how it is to be achieved

- (1) The purpose of this subordinate local law is to supplement *Local Law No. 2 (Animal Management) 2022*, which provides for prohibitions, regulation and management of **animals** within the **Council** area.
- (2) The purpose is to be achieved by providing for schedules referred to in the local law of:
  - (a) the circumstances in which the **keeping of animals** is prohibited;
  - (b) the circumstances in which keeping of **animals** requires a **permit**;
  - (c) the circumstances in which desexing of an **animal** is required;
  - (d) specific standards for **keeping of animals** of a particular species or breed;
  - (e) breeding of **animals** that does not require a **permit**;
  - (f) the exclusion of **animals**, or **animals** of a specified species, from **public places**;
  - (g) designated **dog off-leash areas**;
  - (h) other local governments or organisations able to accept impounded **animals**;
  - (i) the conditions to be complied with by persons who offer **animals**, or a particular species of **animal**, for sale; and
  - (j) the designation of **conservation planning areas**.

### 3 Authorising local law

- (1) The making of the schedules in this Subordinate Local Law is authorised by *Local Law No. 2 (Animal Management) 2022*.
- (2) At the head of each Schedule there is a reference to the relevant authorising Local Law section.

## Part 2 Repeals

### 4 Repeal

This Subordinate Local Law repeals -

- (a) Subordinate Local Law No.2 (Animal Management) 2011.

# Schedule 1 - Prohibition on keeping animals

## Section 4 Local Law No.2 (Animal Management) 2022

	Column 1 Animal	Column 2 Circumstances in which keeping of animal or animals is prohibited
1	Dog	Keeping <del>4 or more</del> <u>than 3</u> <b>dogs</b> is prohibited on a <b>premises</b> . <u>Keeping more than two (2) dogs is prohibited on a premises any allotment located in a Conservation Planning Area.</u>
2	Cat	Keeping more than <del>3</del> <u>2</u> <b>cats</b> is prohibited on a <b>premises</b> . <u>Keeping a cat is prohibited on a premises On any allotment located in a Conservation Planning Area.</u>
3	Poultry	1 Keeping poultry is prohibited on a <b>premises</b> that is less than 300 m <sup>2</sup> 2 Keeping more than 10 <b>poultry</b> is prohibited in an <b>urban area</b> .
4	Rooster	1 Keeping a <b>rooster</b> is prohibited on a <b>premises</b> that is in an <b>urban area</b> . 2 Keeping a <b>rooster</b> closer than 50m from a neighbouring dwelling is prohibited.
5	Bird	Keeping more than 60 <b>birds</b> is prohibited on a <b>premises</b> in an <b>urban area</b> . <u>Keeping a <del>Large</del> birds is prohibited on any allotment premises less than 20,000m<sup>2</sup>.</u>
6	Stock	Keeping stock is prohibited on a <b>premises</b> less than 8,000m <sup>2</sup> .
7	Bees	1 Keeping non-native bee hives closer than 15m from a neighbouring residence or place of public access is prohibited. 2 Keeping more than 1 hive on a lot less than 800 m <sup>2</sup> is prohibited. 3 Keeping more than 2 hives on a lot less than 2,000 m <sup>2</sup> is prohibited. 4 Keeping more than 8 hives on a lot less than 10,000 m <sup>2</sup> is prohibited.

Note: The application of Schedule 1 (Prohibition on Keeping of Animals) does not apply to **premises** where a **development approval** pertains to the use of **premises** for animal husbandry.

## Schedule 2 – Keeping of animals that requires a permit.

Section 6 *Local Law No.2 (Animal Management) 2022*

Column 1 Animal	Column 2 Circumstances in which keeping of animals requires a permit
Dogs	A <b>permit</b> is required to keep more than two (2) <b>dogs</b> on a <b>premises</b>

## **Schedule 3 – Animals that require desexing**

Section 10 *Local Law No.2 (Animal Management) 2022*

[This schedule has been intentionally left blank]

## Schedule 4 – Specific standards for keeping particular animals

### Section 13 Local Law No.2 (Animal Management) 2022

Column 1 Species or breed of animal	Column 2 Specific standards for keeping animal
(1) Cat	Ensure that the <b>animal</b> is adequately identified so that the <b>responsible person's</b> name, address and telephone number are readily ascertainable.
(2) Dog (other than a greyhound)	<ol style="list-style-type: none"> <li>(1) Ensure that the <b>animal</b> is adequately identified so that the <b>responsible person's</b> name, address and telephone number are readily ascertainable.</li> <li>(2) When the animal is in a public place it must be wearing the identification tag provided by <b>Council</b>.</li> <li>(3) Each <b>responsible person</b> for, 1 or more <b>dogs</b> kept on <b>premises</b> must ensure that: <ol style="list-style-type: none"> <li>(a) all <b>dog</b> accommodation and enclosure areas are thoroughly cleansed and disinfected on a regular basis to the satisfaction of an <b>authorised person</b>; and</li> <li>(b) The <b>dog</b> or <b>dogs</b> do not cause any amenity nuisance to adjoining land owners.</li> </ol> </li> </ol>
(3) Greyhound	<ol style="list-style-type: none"> <li>(1) Ensure that the <b>animal</b> is adequately identified so that a <b>responsible persons</b>, address and telephone number are readily ascertainable.</li> <li>(2) When the animal is in a public place it must be wearing the identification tag provided by <b>Council</b>.</li> <li>(3) Each <b>responsible person</b> for, a greyhound must, when the <b>dog</b> is outside the <b>premises</b> on which it is normally kept, be: <ol style="list-style-type: none"> <li>(a) under the effective control of a person aged 16 or over who has control of not more than 2 greyhounds at any 1 time; and</li> <li>(b) kept muzzled so as to prevent the dog from biting unless it is a decommissioned <b>greyhound</b>.</li> </ol> </li> <li>(4) Each <b>responsible person</b> for, a greyhound must ensure that the <b>dog</b> is kept: <ol style="list-style-type: none"> <li>(a) without nuisance; and</li> <li>(b) if a code of practice for the keeping of greyhounds has been approved by the Greyhound Racing Authority of Queensland—in accordance with the requirements of the code of practice.</li> </ol> </li> </ol>



Column 1 Species or breed of animal	Column 2 Specific standards for keeping animal
(4) Poultry	<p>(1) <b>Poultry</b> food must be stored in a sealed vermin proof receptacle.</p> <p>(2) The enclosure in which the <b>poultry</b> are kept must be constructed so as to prevent the <b>poultry</b> from wandering off, or flying away from, the <b>premises</b>.</p> <p>(3) <b>Poultry</b> houses and runs are not to be situated:</p> <p>(a) within a radius of 10 meters of a dwelling on adjoining <b>premises</b> or a place where food is kept, processed or stored; or</p> <p>(b) within 2 meters of any <b>premises</b> boundary or <b>road</b>, whichever is the greater.</p>
(5) Racing pigeons	<p>(1) Must be confined to their dwelling loft after their designated race or exercise period.</p> <p>(2) Must be kept in compliance with the Queensland Racing Pigeon Federation Incorporated or affiliate club Code of Conduct.</p> <p>(3) Each <b>responsible person</b> for, a <b>racing pigeon</b> specified in column 1, must ensure that:</p> <p>(a) the <b>racing pigeon</b> is kept without nuisance;</p> <p>(b) the <b>racing pigeon</b> is contained within an enclosed cage or aviary;</p> <p>(c) the <b>racing pigeon</b> food is kept in a properly sealed, vermin proof container;</p> <p>(d) the cage or aviary in which the <b>racing pigeon</b> is kept is thoroughly cleaned at least once each week;</p> <p>(e) the <b>racing pigeon</b> is kept in accordance with the requirements of the code of practice of FNQ bird breeders club;</p> <p>(f) the fence surrounding the <b>premises</b> on which the <b>racing pigeon</b> is kept does not form part of the cage or aviary in which the <b>racing pigeon</b> is kept; and</p> <p>(g) the enclosure in which the <b>racing pigeon</b> is kept is set back a minimum of 2m from each boundary of the <b>premises</b>.</p>

<b>Column 1</b> <b>Species or breed of animal</b>	<b>Column 2</b> <b>Specific standards for keeping animal</b>
<p>(6) Budgerigar, canary and other birds of a similar size and cockatiel and other birds of a similar size and cockatoo, galah and other birds of a similar size.</p>	<p>Each <b>responsible person</b> for, a <b>bird</b>, must ensure that:</p> <ul style="list-style-type: none"> <li>(a) the <b>bird</b> is kept without nuisance;</li> <li>(b) the <b>bird</b> is contained within an enclosed cage or aviary;</li> <li>(c) the <b>bird's</b> food is kept in a properly sealed, vermin proof container;</li> <li>(d) the cage or aviary in which the <b>bird</b> is kept is thoroughly cleaned at least once each week;</li> <li>(e) the <b>bird</b> is kept in accordance with the requirements of the code of practice of FNQ bird breeders club;</li> <li>(f) the fence surrounding the <b>premises</b> on which the <b>bird</b> is kept does not form part of the cage or aviary in which the <b>bird</b> is kept; and</li> <li>(g) the enclosure in which the <b>bird</b> is kept is set back a minimum of 2m from each boundary of the <b>premises</b>.</li> </ul>
<p>(7) Horse (including a racehorse), donkey, ass, mule, cow, bull, camel, buffalo and other domesticated animals of a similar size and sheep, goat, alpaca, llama and other animals of a similar size</p>	<ul style="list-style-type: none"> <li>(1) Ensure that the <b>animal</b> is adequately identified so that a <b>responsible person's</b> name, address and telephone number are readily ascertainable.</li> <li>(2) Each <b>responsible person</b> for, an <b>animal</b> which is kept at a stable on <b>premises</b> must ensure that: <ul style="list-style-type: none"> <li>(a) the stable is not located within a 10meter radius of: <ul style="list-style-type: none"> <li>(i) a dwelling on adjoining <b>premises</b>; or</li> <li>(ii) a place used for the manufacture, preparation or storage of food intended for human consumption other than a domestic kitchen used solely for domestic purposes by a <b>responsible person</b> for the <b>animal</b>;</li> </ul> </li> <li>(b) the stable is set back a minimum of 2 meters from each boundary of the <b>premises</b>;</li> <li>(c) the stable is located a minimum of 20 meters from any watercourse, well or bore;</li> <li>(d) the stable has a floor which is covered with an absorbent soft floor material which is changed at least once in every 6 week period;</li> <li>(e) the interior of the stable and any associated open yard are cleaned of manure and other unhygienic matter daily;</li> <li>(f) the construction of the stable complies with the requirements of any applicable approval or code; and</li> </ul> </li> </ul>

Column 1 Species or breed of animal	Column 2 Specific standards for keeping animal
	<p>(g) the stable is maintained in good condition and repair.</p> <p>(3) Each <b>responsible person</b> for, an <b>animal</b> which is kept free range or in a paddock on <b>premises</b> must ensure that shelter of a clean, dry and shady nature is provided together with a minimum space per <b>animal</b> as prescribed in the Model Code of Practice for the Welfare of Animals published from time to time by the Commonwealth Scientific and Industrial Research Organisation.</p>

## Schedule 5 – Breeding of animals

Section 18 Local Law No.2 (Animal Management) 2022

Column 1 Species or breed of animal	Column 2 Circumstances where a permit is not required to breed animals
Dogs	On any <b>premises</b> where they are pets of an <b>occupier</b> of a <b>premises</b> that have a litter not more than once every 3 calendar years.
Cats	On any <b>premises</b> where they are pets of an <b>occupier</b> of a <b>premises</b> that have a litter not more than once every 3 calendar years.
Birds	On any <b>premises</b> 2,000m <sup>2</sup> and above.
Large Birds	On any <b>premises</b> 20,000m <sup>2</sup> and above.
Racing pigeons	On any <b>premises</b> 800m <sup>2</sup> and above.
Donkeys, Domesticated Pigs, Horses, Cattle and animals of a similar size	On any <b>premises</b> 10,000m <sup>2</sup> and above.
Poultry	On any <b>premises</b> 2,000m <sup>2</sup> and above.
Sheep, Goats, or any animal of a similar size	On any <b>premises</b> 10,000m <sup>2</sup> and above.
Any animal	Where the <b>responsible person breeding</b> the <b>animal</b> is a licenced breeder from a recognised association for that <b>animal</b> .
Any animal	Where the person <b>breeding</b> the <b>animal</b> has a <b>development approval</b> or existing use right for the use of <b>animal</b> keeping.
Any animal	Any <b>animal</b> not dealt with in Column 1 of Schedule 4.

## Schedule 6 – Exclusion of animals from public places

Section 22 *Local Law No.2 (Animal Management) 2022*

Map No	Column 1 Public Place	Column 2 Species or Breed of Animals Prohibited
	Within 10 meters of a designated playground, area or equipment, which forms part, or the whole, of a local government controlled area whether enclosed or not.	Dogs, <a href="#">Cats</a> , <a href="#">Poultry and Stock</a>
	Inside all bathing reserves or pools including stinger nets within the local government area.	
	Within 5 meters of public exercise equipment provided by the local government.	
	Areas designated by an <b>official advertising device</b> as prohibited to protect wildlife in and around sensitive areas.	
	All local government cemeteries	

## Schedule 7 - Dog off-leash areas

Section 23 Local Law No.2 (Animal Management) 2022

Map Number	Column 2 Area description	Column 3 Address and Property Description
1	Boustead Park, Kurrimine Beach	Murdering Point Road, Kurrimine Part of Lot 562 on NR814104
2	Wildsoet Park, Tully	Bryant Street, Tully <b>Part of</b> Lot 21 on RP881705
3	Coral Sea Park, Cardwell	Coral Sea Drive, Cardwell Part of Lot 51 on SP320132
4	South Mission Beach Foreshore	Beach between Kennedy Esplanade boat ramp and the beach access, 100m north of Jackey Jackey Street
5	Mission Beach Foreshore	Beach between Miter Street and Pacific Parade – Esplanade access
<u>6</u>	<a href="#">Wrights Park, Innisfail</a>	<a href="#">Sherwood Street, Webb Lot 258 on NR5971</a>
<u>7</u>	<a href="#">Wongaling Beach</a>	<a href="#">Beach area between the northern end of Banfield Parade to Dickinson Street, Wongaling Beach (500m)</a>
<u>8</u>	<a href="#">Tully Heads</a>	<a href="#">Beach area between the unnamed street on Carron Esplanade and Penning Park southern boundary (460m)</a>



## Map 1

Boustead Park, Murdering Point Road, Kurrimine Beach. Part of Lot 562 on NR814104





## Map 2

Eastern portion of Wildsoet Park, Bryant Street, Tully Lot 21 on RP881705.





### Map 3

#### Coral Sea Drive, Cardwell, Part of Lot 51 on SP320132





## Map 4

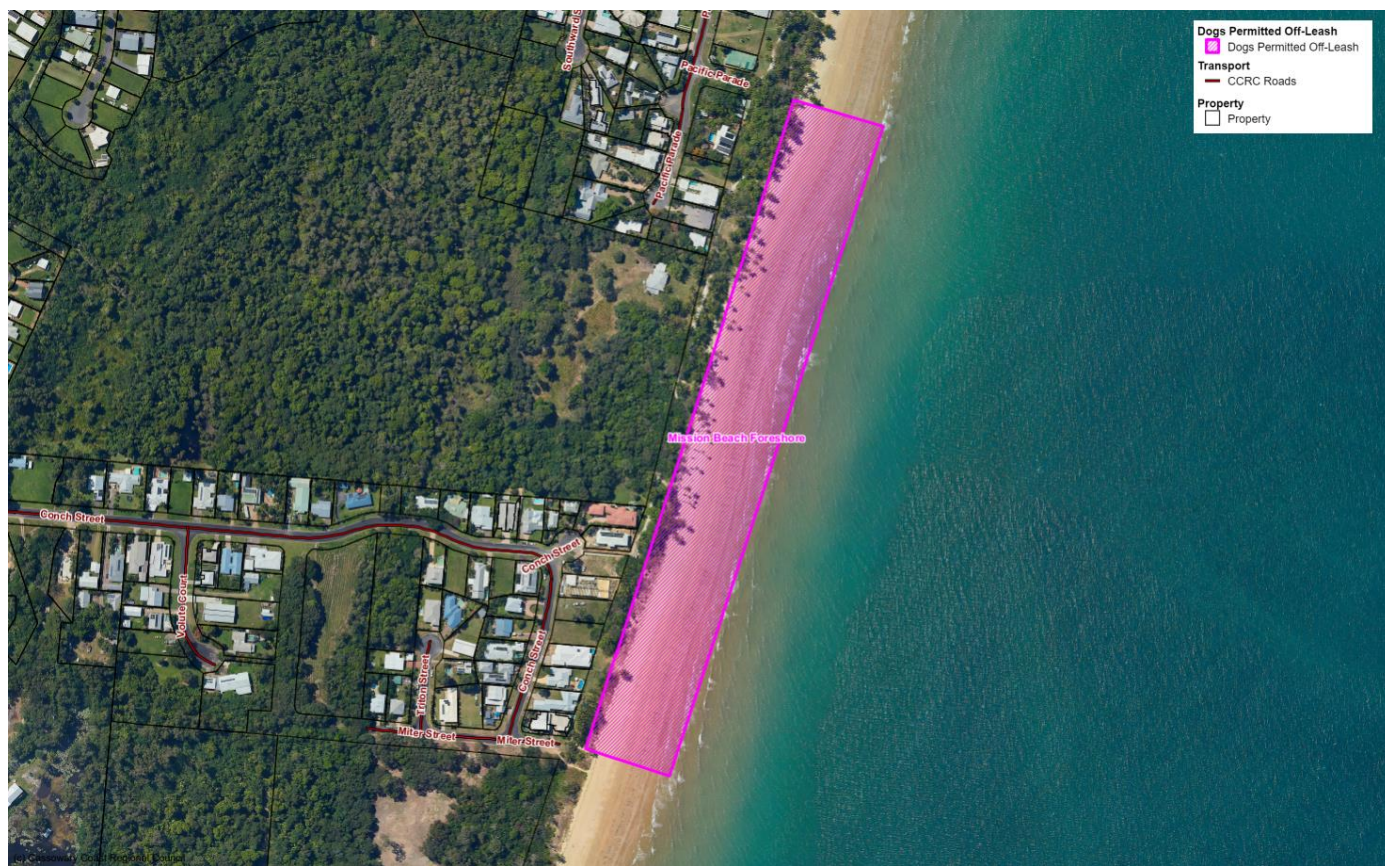
South Mission Beach Foreshore, Beach between Kennedy Esplanade boat ramp and the beach access, 100m north of Jackey Jackey Street.





## Map 5

Mission Beach Foreshore, between Miter Street and Pacific Parade – Esplanade access.





## Map 6

Wrights Park, Sherwood Street, Innisfail. Lot 258 on NR5971.





## Map 7

Beach area between the northern end of Banfield Parade to Dickinson Street, Wongaling Beach (500m)





## Map 8

Tully Heads, Beach area between the unnamed street on Carron Esplanade and Penning Park southern boundary (460m).



## Schedule 8 – Organisations to receive impounded animals

Section 35 *Local Law No.2 (Animal Management) 2022*

Organisations Able to Accept Impounded Animals
Veterinarian contracted by Council to supply veterinary services.
Approved <b>animal refuge shelters</b> :- <ul style="list-style-type: none"> <li>• “paws and claws” refuge in Innisfail</li> <li>• <u>Any other <b>animal refuge shelter</b> authorised in writing by the chief executive officer or delegate.</u></li> </ul>

## Schedule 9 - Conditions for sale of animals

Section 53 *Local Law No.2 (Animal Management) 2022*

Column 1 Species or breed of animal	Column 2 Circumstances of seller	Column 3 Conditions that must be complied with when offering animal for sale
(1) All Animals	Sale as part of a commercial venture	<p>(1) A person must not sell an <b>animal</b> unless there is a current planning scheme approval or existing use right for the use of <b>animal</b> keeping; and</p> <p>(2) The person selling <b>animals</b> must ensure that any animals offered for sale are:</p> <ul style="list-style-type: none"> <li>(a) in good health and free from disease;</li> <li>(b) vaccinated and have received worm treatment;</li> <li>(c) held in an area that is clean and sanitary and free of vermin harbourage to the satisfaction of an <b>authorised person</b>;</li> <li>(d) not held for sale on a <b>road</b> or <b>premises</b> under the control of <b>Council</b>;</li> <li>(e) restrained by enclosures, fences or be tendered so as to effectively prevent the <b>animal</b> from straying off the <b>premises</b>; and</li> <li>(f) not kept in display cases or in a confined area overnight, except for an enclosure approved by an <b>authorised person</b>.</li> </ul>
(2) Dog, Cat	Licensed breeder	<p>(1) A person must be a breeder licensed under any relevant state legislation applying to the breeding of <b>dogs</b> or <b>cats</b>;</p> <p>(2) be a breeder licensed with a relevant breeding association;</p> <p>(3) the breeding is not prohibited under section 16 of <i>Local Law No. 2 (Animal Management) 2022</i> and Schedule 4 of this Subordinate Local Law; and</p> <p>(4) The person selling <b>animals</b> must ensure that any <b>animals</b> offered for sale are;</p> <ul style="list-style-type: none"> <li>(a) in good health and free from disease;</li> <li>(b) vaccinated and have received worm treatment;</li> <li>(c) held in an area that is clean and sanitary and free of vermin harbourage to the satisfaction of an <b>authorised person</b>;</li> <li>(d) not held for sale on a <b>road</b> or <b>premises</b> under the control of <b>Council</b>;</li> </ul>



Column 1 Species or breed of animal	Column 2 Circumstances of seller	Column 3 Conditions that must be complied with when offering animal for sale
		<ul style="list-style-type: none"> <li>(e) restrained by enclosures, fences or be tendered so as to effectively prevent the <b>animal</b> from straying off the <b>premises</b>; and</li> <li>(f) not kept in display cases or in a confined area overnight, except for an enclosure approved by an <b>authorised person</b>.</li> </ul>
(3) All animals	By an <b>owner</b> of an animal who is not a licenced breeder or selling as part of a commercial venture and where the animal is being kept in accordance with these local laws and any applicable state legislation	<ul style="list-style-type: none"> <li>(a) The animal for sale must not have been bred in contravention of section 16 of <i>Local Law No. 2 (Animal Management) 2022</i> and Schedule 4 of this Subordinate Local Law; and</li> <li>(b) The person selling <b>animals</b> must ensure that any <b>animals</b> offered for sale are; <ul style="list-style-type: none"> <li>(a) in good health and free from disease;</li> <li>(b) vaccinated and have received worm treatment;</li> <li>(c) held in an area that is clean and sanitary and free of vermin harbourage to the satisfaction of an <b>authorised person</b>;</li> <li>(d) not held for sale on a <b>road</b> or <b>premises</b> under the control of <b>Council</b>;</li> <li>(e) restrained by enclosures, fences or be tendered so as to effectively prevent the <b>animal</b> from straying off the <b>premises</b>; and</li> <li>(f) not kept in display cases or in a confined area overnight, except for an enclosure approved by an <b>authorised person</b>.</li> </ul> </li> </ul>

## Schedule 10 – Conservation Planning Areas

Section 4 of *Local Law No.2 (Animal Management) 2022*

~~[This page is intentionally left blank (or do you want to include “Environmental management and conservation zone as per Council’s Planning Scheme”)]~~  
**All premises in the Environmental management and conservation zone in the planning scheme.**

## CERTIFICATION

This and the preceding 15 pages bearing my initials is a certified copy of Cassowary Coast Regional Council *Subordinate Local Law No. 2 (Animal Management) 2022* made in accordance with the provisions of the *Local Government Act 2009*, by Cassowary Coast Regional Council by resolution dated 28 July 2022.

A handwritten signature in black ink, appearing to read 'Andrew Graffen', with a stylized, cursive script.

Andrew Graffen  
Chief Executive Officer  
Cassowary Coast Regional Council