

AM 1
Div. I, heading

Bill 128

**An Act to promote the protection of
persons by establishing a framework
with regard to dogs**

Division I, heading

AMENDMENT:

Strike out.

*adopted
C.P.*

Bill 128

**An Act to promote the protection of
persons by establishing a framework
with regard to dogs**

Section 1

AMENDMENT:

Add the following paragraphs at the end:

To that end, the Government may, by regulation,

- (1) establish dog supervision and ownership standards;
- (2) establish the powers a local municipality may exercise with regard to a dog or its owner or custodian, as well as the terms of exercise of such powers, including
 - (i) requiring that a dog undergo an examination by a veterinary surgeon for evaluation of its condition and dangerousness;
 - (ii) imposing measures, including euthanasia, with regard to a dog that constitutes a risk for public health and safety;
 - (iii) prohibiting the owner or custodian from owning any dog;
 - (iv) conferring powers of inspection, seizure and investigation on the local municipality; and
 - (v) imposing fees on the owner or custodian;
- (3) exempt, in the cases and on the conditions it determines, any dog from all or part of the application of the provisions of a regulation made under this section;
- (4) make veterinary surgeons, physicians or any other person subject to the obligation to report dog-inflicted injuries, and determine the information that must be included in, and specify any other terms relating to, such a report; and

(5) determine the provisions, from among those established under subparagraphs 1 and 2, with regard to which non-compliance constitutes an offence, as well as the amounts of the related fines.

The reporting obligation prescribed under subparagraph 4 of the second paragraph applies even with regard to information protected by professional secrecy and despite any other provision relating to the concerned person's duty to maintain confidentiality. No judicial proceedings may be instituted against a person who, in good faith, fulfills his or her reporting obligation.

*adapte
C.F.*

Bill 128

**An Act to promote the protection of
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Section 2

AMENDMENT:

Replace “of this Act and the regulations” by “of a regulation made under this Act”.

*Adopte
C.F.*

Bill 128

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Section 4

AMENDMENT:

1. Replace "of this Act and the regulations" in the first paragraph by "of a regulation made under this Act".
2. Replace "this Act and the regulations" in the second paragraph by "a regulation made under this Act".

*adopte
C.P.*

Bill 128

**An Act to promote the protection of
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Section 5

AMENDMENT:

Strike out.

*adopted
C.P.*

Bill 128

**An Act to promote the protection of
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Divisions II, III, IV and V

AMENDMENT:

Strike out.

*adopted
C.F.*

Bill 128

**An Act to promote the protection of
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Heading of Division VI

AMENDMENT:

Strike out.

*Adopted
C.P.*

Bill 128

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Section 44

AMENDMENT:

Replace by:

44. Every local municipality is responsible for applying, in its territory, any regulation made under this Act. To that end, each may designate one of its officers or employees to act as inspector or investigator in its territory to ensure compliance with such a regulation.

Officers and employees so designated must, on request, provide identification and produce a certificate of authority. No legal proceedings may be instituted against them for acts done in good faith in the performance of their duties.

*adopte
C.F.*

Bill 128

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Section 45

AMENDMENT:

Replace by:

45. Any local municipality may enter into an agreement with any person for the latter to ensure compliance with any regulation made under this Act. The person with whom the municipality enters into an agreement and the person's employees have the powers of an officer or employee of the municipality designated solely for the purpose of ensuring compliance with such a regulation.

*adopte
C.P.*

Bill 128

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Section 46

AMENDMENT:

Replace “this Act and the regulations, provided the former are not inconsistent with the latter” in the first paragraph by “a regulation made under this Act, provided they are not incompatible with those prescribed by such a regulation”.

*adopted
C.F.*

Bill 128

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Section 47

AMENDMENT:

Add the following paragraph at the end:

Local municipalities may communicate personal information to each other without the consent of the person concerned if doing so is necessary to exercise the powers assigned to them under a regulation made under this Act.

*adopte
C.F.*

Bill 128

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Section 48

AMENDMENT:

Replace “under this Act and the regulations” in the first paragraph by “under a regulation made under this Act”.

*adopted
C.P.*

Bill 128

**An Act to promote the protection of
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Heading of Division VII

AMENDMENT:

Strike out.

*Madhete
C.F.*

Bill 128

**An Act to promote the protection of
persons by establishing a framework
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Section 49

AMENDMENT:

Strike out.

*adopted
C.P.*

Bill 128

**An Act to promote the protection of
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Section 50

AMENDMENT:

Replace "of this Act and the regulations" by "of a regulation made under this Act".

*adopted
C.P.*

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Section 50.1

AMENDMENT:

Insert after section 50:

50.1. A working group formed by the Minister of Public Security and the Minister of Agriculture, Fisheries and Food is responsible for proposing recommendations concerning the regulation of dog breeders in order to promote the protection of persons and ensure the safety and welfare of dogs.

The working group must submit a report to the ministers within 12 months after the group is formed.

*adopte
C.F.*

Bill 128

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Section 53

AMENDMENT:

Replace “comes into force on the date of coming into force of the first regulation made under section 10” by “comes into force on (*insert the date of assent to this Act*)”.

*adopted
C.F.*

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Schedules I and II

AMENDMENT:

Strike out.

*adopte
C.P.*