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**D O G S ( A M E N D M E N T ) O R D I N A N C E 2 0 1 4**

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An Ordinance to amend the Dogs Ordinance 2006

**R.J. CRIPWELL**  
**ADMINISTRATOR**

*28 October 2014*

BE it enacted by the Administrator of the Sovereign Base Areas of Akrotiri and Dhekelia as follows:—

**Short title**

1. This Ordinance may be cited as the Dogs (Amendment) Ordinance 2014.

**Commencement**

2. This Ordinance comes into force on 1 November 2014.

**Dogs Ordinance 2006 amended**

3. The Dogs Ordinance 2006(a) is amended in accordance with sections 4 to 8.

**Section 2 amended (interpretation)**

- 4.—(1) Section 2 is amended in accordance with this section.

(2) The definition of “competent authority” is repealed and the following definition substituted—

““competent authority” means—

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(a) Ordinance 9/2006, amended by Ordinances 23/2007 and 25/2010.

- (a) in relation to land occupied, or to which access is controlled or restricted, by the Crown and premises on such land, the Chief Officer;
  - (b) in relation to any other place—
    - (i) for the purposes of sections 8 and 28, the Director of Veterinary Services of the Republic;
    - (ii) for the purposes of section 12, the Head of the Game Fund Service of the Republic;
    - (iii) except as otherwise provided in sub-paragraphs (i) and (ii), the community or municipal council for the place in question;”.
- (3) The following definition is inserted after the definition of “competent authority”—
- “corresponding Republican law” means Law 184(I)/2002 (the Dogs Law 2002)(a) and includes—
- (a) amendments to the law, whether made before or after the coming into force of this Ordinance; and
  - (b) relevant public instruments of the Republic made under that law;
- “Crown” means Her Majesty in right of Her Government in the United Kingdom and in right of Her Administration of the Areas;
- (4) The definition of “dog” is omitted.
- (5) The definition of “dog tagging certificate” is amended by omitting “section” and substituting “section 9;”.

### **Section 3 amended (dog licence)**

5. Section 3(1) is amended by omitting “owner of a dog” and substituting “owner of a dog over the age of 6 months”.

### **Section 8 amended (dogs register)**

6. Section 8(1)(a) is amended by omitting “each dog” and substituting with “each dog over the age of 6 months”.

### **Section 18 amended (offences and penalties)**

- 7.—(1) Section 18 is amended by renumbering the existing provision as subsection (1).
- (2) Section 18(1)(a) is repealed and the following new paragraph substituted—
- “owns a dog over the age of 6 months but does not have a dog licence for it or have it registered or tagged under this Ordinance or the corresponding Republican law(b).”.
- (3) Section 18(1)(c) is amended by omitting “, the Chief Officer or the Area Officer” and substituting “or the Chief Officer”.
- (4) Section 18(1)(e) is amended by adding the following sub-paragraph—
- “(v) to injure any person in a public place; or”.
- (5) Section 18(1) is amended by—
- (a) omitting “£1,000” in both places and substituting in each case “€1,708”;
  - (b) omitting “£2,000” and substituting “€3,416”.
- (6) Section 18 is amended by adding the following subsection—
- “(2) In this section—

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(a) Amended by Law 137(I)/2005. For “corresponding”, see section 40 of the Interpretation Ordinance 2012 (8/2012).

“Crown land” means land occupied, or to which access is controlled or restricted, by the Crown and premises on such land;

“public” includes any person on Crown land (whether or not the public has access to the land);

“public place” includes—

- (a) any place on Crown land other than a place within the curtilage of a dwelling; and
- (b) the common parts of a building (whether or not on Crown land) containing 2 or more separate dwellings.”.

**Schedule 3 amended (fees for a dog licence)**

**8.** Schedule 3 is amended by—

- (a) omitting “£12” wherever that expression appears and substituting in each case “€20.50”;
- (b) omitting “£100” and substituting “€170.86”.

## **EXPLANATORY NOTE**

*(This note is not part of the Ordinance)*

1. This explanatory note relates to the Dogs (Amendment) Ordinance 2014 (the “Ordinance”). It has been prepared by the Office of the Attorney-General and Legal Adviser in order to assist the reader of the Ordinance.
2. The Ordinance amends the Dogs Ordinance 2006 (the “principal Ordinance”) in a number of respects.
3. Various statutory functions under the principal Ordinance in relation to places occupied by the Crown, land to which access is controlled or restricted by the Crown and premises situated on this land are transferred from the Area Officers to the Chief Officer (see new definition of “competent authority” in section 2 of the principal Ordinance). These include the functions of issuing dog licences (see section 3), inspecting premises where dogs are kept (see section 4), maintaining facilities for the accommodation of dogs (see section 7), keeping the dogs register (see section 8), capturing strays (see section 10) and licensing gun dogs (see section 12). The Chief Officer may authorise others to perform the functions (see section 31 of the principal Ordinance).
4. Section 18 of the principal Ordinance contains a number of offences. The provision is amended to make it an offence to allow a dog to injure a person in a public place. It is also made clear that “public” includes any person on land which is occupied by or access is controlled or restricted by the Crown (“Crown land”), even though the public may not have access to the land; and that “public place” includes any place on Crown land (other than land within the curtilage of a dwelling) and the common parts of a building (whether or not on Crown land) containing 2 or more separate dwellings.
5. Minor amendments are also made to correct a typographical error in the principal Ordinance and to reflect the change from the pound to the euro.