



New South Wales

# Community Land Management Amendment (Pets) Regulation 2024

under the

Community Land Management Act 2021

Her Excellency the Governor, with the advice of the Executive Council, has made the following regulation under the *Community Land Management Act 2021*.

ANOULACK CHANTHIVONG, MP  
Minister for Better Regulation and Fair Trading

## **Explanatory note**

The object of this regulation is specify the circumstances in which the keeping of an animal unreasonably interferes with another occupant's use and enjoyment of the occupant's lot or association property.

## **Community Land Management Amendment (Pets) Regulation 2024**

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Community Land Management Act 2021

### **1 Name of regulation**

This regulation is the *Community Land Management Amendment (Pets) Regulation 2024*.

### **2 Commencement**

This regulation commences on 1 November 2024.

## Schedule 1      **Amendment of Community Land Management Regulation 2021**

### **Section 26A**

Insert after section 26—

#### **26A    Keeping of animals—circumstances of unreasonable interference—the Act, s 129A(3)**

The following are specified as circumstances in which the keeping of an animal unreasonably interferes with another occupant's use and enjoyment of the occupant's lot or association property—

- (a) the animal makes a noise that persistently occurs to the degree that the noise unreasonably interferes with the peace, comfort or convenience of another occupant,
- (b) the animal repeatedly runs at or chases another occupant, a visitor of another occupant or an animal kept by another occupant,
- (c) the animal attacks or otherwise menaces another occupant, a visitor of another occupant or an animal kept by another occupant,
- (d) the animal repeatedly causes damage to association property or another lot,
- (e) the animal endangers the health of another occupant through infection or infestation,
- (f) the animal causes a persistent offensive odour that penetrates association property or another lot,
- (g) for a cat kept on a lot—the owner of the animal fails to comply with an order that is in force under the *Companion Animals Act 1998*, section 31,
- (h) for a dog kept on a lot—
  - (i) the owner of the animal fails to comply with an order that is in force under the *Companion Animals Act 1998*, section 32A, or
  - (ii) the animal is declared to be a dangerous dog or a menacing dog under the *Companion Animals Act 1998*, section 34, or
  - (iii) the animal is a restricted dog within the meaning of the *Companion Animals Act 1998*, section 55(1).