Agriculture and Fisheries and Other Legislation Amendment Bill 2023

Submission No: 19

Submitted by: Queensland American Pit Bull Terrier Rescue Association Inc

Publication:

Attachments:

Submitter Comments:

Dear Mr Hart,

My name is Andrew Richards. I am the President of the Queensland American Pit Bull Terrier Rescue Association Inc, founded 5 December 2001. The first pit bull laws commenced 11 December 2001.

Regarding Mr Furner's proposed amendments to ban five breeds of dogs, we seek to give a deputation to the State Development and Regional Industries Committee in regards to our legal status and the flawed legislation that they are seeking to apply to us.

Queensland government's application of the Customs Act regarding prohibited imports was proved invalid in the High Court matter of South Australia v Totani HCA 39 (11/11/2010), in particular paragraphs 1, 466, 332—338 inclusive, just for starters.

The other issues that I seek to raise to the Committee are:

1. The official method for breed identification of the five breeds.
2. Building and Other Legislation Amendment Bill (No. 2) 2010 Explanatory Note Austlii.
3. Issues that have affected not only myself but our members, and the loss of our dogs.

I would take this opportunity to remind the Committee that our stock of APBTs are of the absolutely unprohibited stock of APBTs born and bred from the licenced imports prior to the commencement of the prohibition of new imports that commenced on 1 July 1992.

The responsible Minister, Hon Allan Griffiths, clearly stated that the Federal government was not going to take our dogs off us as they were imported lawfully, and the compensation and damages would be unspecifiable for loss.

Mr Hart, I look forward to hearing back from you on this matter. I seek to speak before the Committee by telephone conference. I can be reached on ██████ to discuss this further.

It was also proved Chivers v GCCC QSC 98 6 April 2010 that an American Pit Bull Terrier and an American Staffordshire Terrier are exactly the same breed of dog.

Yours very sincerely,
Andrew Richards
President, QABTRA