

# Non-Indigenous Animals Regulation 1997

**Does not include amendments by:**

*Veterinary Practice Act 2003 No 87* (not commenced)

## Part 1 – Preliminary

### 1 Name of Regulation

This Regulation is the *Non-Indigenous Animals Regulation 1997*.

### 2 Commencement

This Regulation commences on 1 September 1997.

### 3 Definitions and terminology

(1) In this Regulation: "**classified**" means classified under this Regulation for the purposes of section 6 (d) of the Act. "**controlled category animal**" means a category 1a, category 1b, category 2, category 3a or category 3b animal. "**Director-General**" means the Director-General of the Department of Agriculture. "**drive-through area**" means an area in which animals are enclosed and which may be driven through by a motor vehicle. "**exhibit**" has the same meaning as in the *Exhibited Animals Protection Act 1986*. "**the Act**" means the *Non-Indigenous Animals Act 1987*. "**zoo**" means a zoological park within the meaning of the *Zoological Parks Board Act 1973*.

(2) In this Regulation, a reference to an animal of a particular category is a reference to an animal that is classified by Schedule 1 as an animal of that category.

### 4 Notes

The explanatory note, table of contents and notes in the text of this Regulation do not form part of this Regulation.

## Part 2 – Classification of animals

### 5 Prescribed categories

(1) The following categories of animals are prescribed for the purposes of section 6 (a) of the Act:

- (a) category 1a and category 1b (animals the entry and keeping of which are prohibited),
- (b) category 2 (animals limited to restricted collections),
- (c) category 3a and category 3b (animals permitted in other collections),
- (d) category 4 (animals the entry and keeping of which are not restricted),
- (e) category 5 (animals that are already widespread pests).

(2) Categories 1a, 1b, 2, 3a and 3b are identified as controlled categories for the purposes of section 6 (b) of the Act.

(3) Categories 1a, 1b, 2 and 3a are identified as higher risk categories for the purposes of section 6 (c) of the Act.

(4) Category 3b is identified as a lower risk category for the purposes of section 6 (c) of the Act.

### 6 Classification into categories

(1) The classification of animals for the purposes of section 6 (d) of the Act is as set out in Schedule 1.

(2) Any species of non-indigenous animal, that is not listed in Schedule 1 (other than a bird)

is classified as a category 1b animal.

(3) An animal that is classified as both a category 4 and category 5 animal:

- (a) is a category 4 animal if it is one of the domestic members of that species, and
- (b) is a category 5 animal if it is one of the wild (including feral) members of that species.

(4) The scientific names of the animals referred to in Schedule 1 are based on the following publications:

- (a) for all Orders of amphibians: Frost DR, *Amphibian species of the world: a taxonomic and geographical reference*, published in 1985 by the Association of Systematics Collections, Lawrence, Kansas, USA,
- (b) for reptiles in the Orders CROCODYLIA and SPHENODONTIDA and in the Order SQUAMATA, Sub-order LACERTILIA: Sokolov VE, *Dictionary of animal names in five languages: amphibians and reptiles*, published in 1988 by Russky Yazyk, Moscow, Russia,
- (c) for reptiles in the Order TESTUDINES: IUCN/SSC Tortoise and freshwater turtle specialist group: *Tortoises and freshwater turtles: an action plan for their conservation*, published in 1989 by the International Union for Conservation of Nature and Natural Resources, Gland, Switzerland,
- (d) for reptiles in the Order SQUAMATA, Sub-order SERPENTES: Mehrtens JM, *Living snakes of the world*, published in 1987 by the Sterling Publishing Co Inc, New York, New York, USA,
- (e) for all Orders of mammals: Wilson DE and Reeder DM, *Mammal species of the world: a taxonomic and geographic reference*, second edition, published in 1993 by the Smithsonian Institution, Washington, District of Columbia, USA.

## **7 Bodies consulted about bird classification**

The following bodies are prescribed for the purposes of section 6A (3) of the Act:

- (a) Associated Birdkeepers of Australia Incorporated,
- (b) the Canary and Cage Bird Federation of Australia,
- (c) the Royal Australian Ornithologists Union,
- (d) the Australian Avicultural Protection Association.

## **Part 3 – Non-Indigenous Animals Advisory Committee**

### **8 Qualifications of member**

The prescribed qualifications for the purposes of section 7 (4) (g) of the Act are:

- (a) that the person:
  - (i) keeps a collection of non-indigenous animals (not including any category 4 animals), being a collection that is, in the opinion of the Minister, a substantial collection, and has kept a collection of that sort for at least 5 years, or
  - (ii) is a member of an association or society that is involved in the keeping of non-indigenous animals and has been a member of such a body for at least 5 years, or
  - (iii) has a degree, conferred by a tertiary institution recognised by the Minister, in zoology or a related discipline, and
- (b) that the person is not an exhibitor within the meaning of the *Exhibited Animals Protection Act 1986*, and
- (c) that the person has no convictions for an offence under the Act or under the *Exhibited Animals Protection Act 1986*, the *National Parks and Wildlife Act 1974* or the *Prevention of Cruelty to Animals Act 1979* or any other Act relating to the keeping or welfare of animals.

### **9 Organisations whose nominee to be member**

The following organisations are prescribed for the purposes of section 7 (4) (h) of the Act:

- (a) Associated Birdkeepers of Australia Incorporated,
- (b) the Canary and Cage Bird Federation of Australia,
- (c) the Australian Avicultural Protection Association.

## **Part 4 – Exemptions under section 5**

### **10 Import of animals**

The following persons are exempted from the operation of section 10 of the Act:

- (a) in the case of the import of a category 2 or category 3a animal, a person who holds an authority under the *Exhibited Animals Protection Act 1986* that enables the person to exhibit the animal,
- (b) in the case of the import of a category 3b animal, any person.

### **11 Keeping of animals**

The following persons are exempted from the operation of section 11 of the Act:

- (a) in the case of the keeping of a category 2 or category 3a animal (except *Funambulus pennanti*, commonly known as the Northern Palm Squirrel), a person who holds an authority under the *Exhibited Animals Protection Act 1986* that enables the person to exhibit the animal,
- (b) in the case of the keeping of *Funambulus pennanti*, a person who has an animal of that species that is numerically identified by an ear tattoo or a microchip and who holds a certificate in which a registered veterinary surgeon certifies that the animal has been sterilised.

### **12 Movement of animals**

The following persons (and persons acting on their behalf) are exempted from the operation of section 12 of the Act:

- (a) in the case of the movement or transportation of a category 2 or category 3a animal (except *Funambulus pennanti*), a person who holds an authority under the *Exhibited Animals Protection Act 1986* that enables the person to exhibit the animal,
- (b) in the case of the movement or transportation of *Funambulus pennanti*, a person who has an animal of that species that is numerically identified by an ear tattoo or a microchip and who holds a certificate in which a registered veterinary surgeon certifies that the animal has been sterilised,
- (c) in the case of the movement or transportation of a category 3b animal, a person who owns the animal.

### **13 Fees**

Any higher or tertiary educational institution is exempt from any requirement to pay a fee in relation to a permit or the grant or renewal of a licence.

## **Part 5 – Licences and permits**

### **14 Applications for licences and permits**

An application under section 14 of the Act for the grant or renewal of a licence or under section 19 for the grant of a permit must be in writing in the form approved by the Director-General for the purposes of that section and be accompanied by the supporting documentation (if any) required by the form or by the Director-General.

### **15 Fees for permits**

An application under section 19 (1) of the Act for a permit must be accompanied by a fee of \$50.

### **16 Fees for licences and renewals**

(1) An application under section 14 (1) of the Act for a licence must be accompanied by the following fee:

(a) \$250, where the application relates to category 2 or category 3a animals (whether or not it also relates to category 3b animals),

(b) \$30, where the application relates to category 3b animals only.

(2) An application under section 14 (1) of the Act for the renewal of a licence must be accompanied by the following fee:

(a) \$150, where the application relates to category 2 or category 3a animals (whether or not it also relates to category 3b animals),

(b) \$20, where the application relates to category 3b animals only.

(3) (Repealed)

### **17 Discounts and variations of licence and renewal fees**

(1) If a licence is to be granted on or after 1 January but before 1 July in any year, the prescribed application fee for the licence is to be discounted by 50 per cent.

(2) The prescribed application fee for a licence is to be calculated without regard to:

(a) any category 2 or category 3a animal that is kept on premises the subject of a licence under the *Exhibited Animals Protection Act 1986* held by the applicant, or

(b) any category 2 or category 3a animal that the Director-General, on the recommendation of the advisory committee, decides to disregard for the purposes of the calculation.

### **18 Licences and renewals: matters prescribed under section 15 (2) (g)**

In considering whether to grant a licence or renewal, the Director-General must have regard to the following matters:

(a) the security and care required for the animals that are to be kept or are kept under the licence,

(b) in the case of a licence for an agent of a zoo to keep a category 3a animal, whether there is a written agreement between the agent and the institution that transfers the animal to the agent and whether the agreement contains a requirement that the agent must transfer the animal back to the institution on demand,

(c) whether the number of licences in force that relate to certain species of animals should be restricted and, if it should be restricted, whether the grant of the licence or its renewal would violate that restriction.

### **19 Duration of licences: other period prescribed under section 16**

A licence is in force for the period that ends on 30 June immediately after the issue or renewal of the licence.

## **Part 6 – Standards for keeping animals**

### **20 Object of this Part**

The object of this Part is to prescribe requirements and standards for the purposes of section 18 (1)

(b) (Cancellation of licences) of the Act.

### **21 Security of premises**

Reasonable precautions must be taken to ensure that premises where controlled category animals are kept are secure against unauthorised entry by persons, except to the extent that the Director-General otherwise approves.

### **22 Enclosures**

(1) Controlled category animals must be kept in an enclosure that is constructed so as to minimise the risks of:

- (a) injury to the public, and
- (b) injury to animal attendants exercising due care while in the enclosure, and
- (c) injury to any animal in the enclosure, and
- (d) escape by any animal from the enclosure.

(2) Vegetation or other material in or near the enclosure must be removed or repositioned if it would otherwise assist an animal to escape.

(3) The enclosure in which a digging or burrowing animal is kept must be constructed:

- (a) with a floor consisting entirely of concrete, or
- (b) with an enclosing fence of galvanised steel mesh, stainless steel mesh, or concrete, that extends below ground level to a depth of at least 1 metre and then (at that depth) extends horizontally within the enclosure at least 1 metre, or
- (c) in such other manner as the Director-General considers offers a similar degree of resistance to escape by the animal.

### **23 Gates, doors and slides**

(1) A gate or door on the perimeter of an enclosure in which controlled category animals are kept must open inwards to the enclosure.

(2) A gate, door or slide on the perimeter to an enclosure in which controlled category animals are kept must be so designed that an animal in the enclosure cannot lift the gate or door off its hinges or the slide off its tracks and cannot unfasten the device that secures the gate, door or slide.

(3) Entry to an enclosure in which a category 3a animal is kept (other than an enclosure that is a reptile pit) must be by means of a safety entrance through successive gates, doors or slides. All of those gates, doors or slides must be kept locked by key or combination except when a person is in the enclosure.

(4) If an entrance to an enclosure in which controlled category animals are kept (other than an enclosure that is a drive-through area) is a safety entrance through successive gates or doors, the gates or doors must open inwards to the enclosure.

(5) A gate, door or slide referred to in this clause that is power-operated must also be capable of manual operation (both within and outside the enclosure) without risk to the operator.

(6) The location from which a gate, door or slide referred to in this clause, or any other means of access to an enclosure, is operated must be safely accessible and allow a clear view of the gate, door, slide or other means and the immediate area of the gate, door, slide or other means.

### **24 Stand-off barriers**

(1) If an enclosure where a dangerous animal is kept is so constructed that contact between the animal and the public outside the enclosure would be possible, a barrier must be provided that prevents that contact and that is as difficult as reasonably practicable for the public to evade.

(2) A pit where dangerous snakes are kept must be deep enough to prevent contact between the public and the snakes.

### **25 Warning signs**

(1) If an enclosure is dangerous because it has an electrified fence or contains an animal that is known or suspected to be dangerous, signs must be provided warning of the danger. The signs must be sufficient in size, legibility and number to give reasonable warning of the danger. They may use words, symbols or both.

(2) If, because of subclause (1), warning signs must be provided at a drive-through area, those signs must be placed at the entrance to the area and also inside the area.

### **26 Exit signs**

The exit from a drive-through area must be clearly marked. A reasonable number of signs must

also be used to indicate the route to the exit.

### **27 Safety of structures**

A structure, or part of a structure, that is dangerous to enter must be locked to prevent entry by the public and provided with signs giving reasonable warning to the public that entry is dangerous and prohibited.

### **28 Separate enclosures in drive-through areas**

If there is access from one enclosure to another within a drive-through area, the access must be so controlled as to prevent an animal in one enclosure from entering the other at will.

## **Part 7 – Miscellaneous**

### **29 Appeals under section 20**

- (1) An appeal under section 20 (1) of the Act is to be made by lodging a notice in Form 1 of Schedule 2 with the Clerk of a Local Court.
- (2) Notice to the Minister under section 20 (3) of the Act is to be in the form of a copy of the relevant notice lodged under section 20 (1) of the Act.

### **30 Licensees' returns**

- (1) The kind of information to be contained in a return furnished by a licensee under section 21 of the Act is the following:
  - (a) the numbers and species of animals kept by the licensee at the start of the period specified in the notice served on the licensee,
  - (b) the numbers and species of animals transferred by the licensee during that period,
  - (c) the names and licence numbers of the persons to whom the animals were transferred,
  - (d) the numbers and species of animals transferred to the licensee during that period,
  - (e) the names and licence numbers of the persons from whom the animals were transferred,
  - (f) the numbers and species of animals kept by the licensee that were born during that period,
  - (g) the numbers and species of animals kept by the licensee that died during that period.
- (2) A licensee must not provide information in a return under section 21 of the Act that the licensee knows is false or misleading in a material particular.

### **31 Prescribed address**

The address prescribed for the purposes of section 28 of the Act is:

The Director-General Department of Agriculture 161 Kite Street Orange NSW 2800

### **32 Repeal**

- (1) The *Non-Indigenous Animals Regulation 1988* is repealed.
- (2) Any act, matter or thing that, immediately before the repeal of the Regulation, had effect under that Regulation continues to have effect under this Regulation.

## **Schedule 1 Classification of non-indigenous animals**

(Clause 6)

### **Part 1 – Amphibians**

Column 1 Scientific name	Column 2 Common name	Column 3 Category
ORDER CAUDATA		
Family Ambystomatidae		
Ambystoma mexicanum	Axolotl	4
Family Cryptobranchidae		
Andrias japonicus	Japanese Salamander; Giant Salamander	2
Family Proteidae		
Necturus alabamensis	Alabama Waterdog	2
Necturus beyeri	Gulf Coast Waterdog	2
Necturus lewisi	Neuse River Waterdog	2
Necturus maculosus	Mudpuppy	2
Necturus punctatus	Dwarf Waterdog	2
Family Salamandridae		
Cynops pyrrhogaster	Japanese Newt; Red-bellied Newt	2
Notophthalmus meridionalis	Black-spotted Newt	2
Notophthalmus perstriatus	Striped Newt	2
Notophthalmus viridescens	Red-spotted Newt	2
Triturus cristatus	Warty Newt; Crested Newt	2
Triturus vulgaris	Common Newt; Smooth Newt	2
ORDER ANURA		
Family Bufonidae		
Bufo marinus	Cane Toad	2
Family Dendrobatidae		
Dendrobates auratus	Green Poison-arrow Frog	2
Dendrobates tinctorius	Dyeing Poison-arrow Frog	2
Family Leptodactylidae		
Ceratophrys (all species)	horned-frogs	2
Family Pipidae		
Xenopus laevis	Clawed Toad	2
Family Ranidae		
Pyxicephalus adspersus	African Bullfrog	2
Family Rhacophoridae		
Philautus romeri	Romer's Tree-frog	2

## Part 2 – Reptiles

Column 1 Scientific name	Column 2 Common name	Column 3 Category
ORDER CROCODYLIA		
Family Alligatoridae		
Alligator mississippiensis	American Alligator	2
Caiman crocodilus	Brown Caiman	2
Family Crocodylidae		
Crocodylus mindorensis	Philippine Crocodile	2
ORDER TESTUDINES		
[SUB-ORDER CRYPTODIRES:		

hidden-necked turtles]		
Family Chelydridae		
Chelydra serpentina	Common Snapping-turtle; Common Snapper	2
Macrolemys temminckii	Alligator Snapping-turtle; Alligator Snapper	2
Family Emydidae		
[Sub-family Batagurinae]		
Chinemys reevesii	Chinese Three-keeled Turtle	2
Cistoclemmys flavomarginata	Yellow-margined Box-turtle	2
Cuora amboinensis	Malayan Box-turtle	2
Cuora trifasciata	Chinese Three-striped Box-turtle	2
Heosemys spinosa	Spiny Turtle; Spiny Terrapin	2
Mauremys caspica	Caspian Turtle	2
Rhinoclemmys pulcherrima	Painted Wood-turtle; Mexican Wood-turtle	2
[Sub-family Emydinae]		
Chrysemys picta	Painted Turtle	2
Clemmys guttata	Spotted Turtle	2
Clemmys insculpta	Wood Turtle	2
Clemmys marmorata	Pacific Pond-turtle; Western Pond-turtle	2
Graptemys geographica	Common Map-turtle	2
Graptemys pseudogeographica	False Map-turtle; Eastern Map-turtle	2
Graptemys versa	Texas Map-turtle	2
Pseudemys floridana	Common Cooter; Florida Slider	2
Terrapene carolina	Common Box-turtle	2
Trachemys scripta	Common Slider; Yellow-bellied Slider	2
Family Kinosternidae		
Kinosternon flavescens	Yellow Mud-turtle	2
Kinosternon subrubrum	Common Mud-turtle	2
Staurotypus triporcatus	Mexican Musk-turtle; Mexican Mud-turtle	2
Sternotherus minor	Loggerhead Musk-turtle; Musk Turtle	2
Family Testudinidae		
Aldabrachelys elephantina	Aldabra Tortoise; Aldabra Giant Tortoise	3b
Chersine angulata	Bowsprit Tortoise	3b
Geochelone chilensis	Chaco Tortoise	2
Geochelone elegans	Indian Star-tortoise	3b
Geochelone nigra	Galapagos Tortoise	3b
Geochelone pardalis	Leopard Tortoise	3b
Geochelone radiata	Radiated Tortoise	3b
Geochelone sulcata	Spurred Tortoise	3b
Gopherus agassizii	Desert Tortoise	3b
Indotestudo elongata	Elongated Tortoise	3b
Kinixys belliana	Bell's Hingeback-tortoise	3b
Manouria emys	Asian Brown-tortoise	3b



Testudo graeca	Spur-thighed Tortoise	3b
Testudo hermanni	Hermann's Tortoise; Greek Tortoise	3b
Testudo horsfieldii	Horsfield's Tortoise	2
Family Trionychidae		
Apalone ferox	Florida Softshell-turtle	2
Pelodiscus sinensis	Chinese Softshell-turtle	2
[SUB-ORDER PLEURODIRES: side-necked turtles]		
Family Chelidae		
Chelus fimbriatus	Matamata	2
Platemys platycephala	Twist-necked Turtle	2
ORDER SPHENODONTIDA		
Family Sphenodontidae		
Sphenodon punctatus	Cook Straight Tuatara; Stephen Island Tuatara	3b
ORDER SQUAMATA		
[SUB-ORDER LACERTILIA: lizards]		
Family Agamidae		
Calotes (all species)	variable-lizards	2
Hydrosaurus pustulatus	Philippine Water-lizard; Sail-fin Lizard	2
Family Anguidae		
Pseudopus apodus	Sheltopusik; Glass-lizard	2
Family Chamaeleonidae		
Chamaeleo jacksonii	Jackson's Chameleon	2
Family Cordylidae		
Cordylus giganteus	Sungazer	2
Gerrhosaurus validus	Giant Plated-lizard	2
Family Gekkonidae		
Eublepharis macularius	Leopard Gekko; Fat-tailed Gekko	2
Gekko gekko	Tokay	2
Hemidactylus frenatus	Cheechak; House Gekko	2
Lepidodactylus lugubris	Mourning Gekko; Sad Gekko	2
Phelsuma madagascariensis	Madagascar Gekko	2
Rhacodactylus auriculatus	Eared Caledonian-gekko	2
Rhacodactylus leachianus	Cuvier's Caledonian-gekko	2
Family Helodermatidae		
Heloderma suspectum	Gila Monster	2
Family Iguanidae		
Basiliscus plumifrons	Double-crested Basilisk	2
Brachylophus fasciatus	Banded Fijian-iguana	2
Brachylophus vitiensis	Crested Fijian-iguana	2
Cyclura cornuta	Rhinoceros Iguana	3a
Iguana iguana	Common Iguana; Green Iguana	2
Family Lacertidae		
Lacerta lepida	Jewelled Lizard; Ocellated Lizard	2
Lacerta viridis	Green Lizard; Emerald Lizard	2
Family Scincidae		
Tribolonotus gracilis	Crocodile Skink	2
Family Varanidae		
Varanus komodoensis	Komodo Dragon	3a

Varanus salvadorii	Salvadori's Monitor; Papuan Monitor	2
[SUB-ORDER SERPENTES: snakes]		
Family Acrochordidae		
Acrochordus javanicus	Javan File-snake	2
Family Boidae		
[Sub-family Boinae]		
Boa constrictor	Boa Constrictor	2
Candoia (all species)	Pacific boas	2
Corallus caninus	Emerald Tree-boa	2
Corallus enydris	Garden Tree-boa	2
Epicrates cenchria	Rainbow Boa	2
Eunectes murinus	Anaconda	2
Eunectes notaeus	Yellow Anaconda	2
[Sub-family Pythoninae]		
Bothrochilus boa	Ringed Python	2
Python curtus	Blood Python; Short Python	2
Python molurus	Indian Python	2
Python regius	Ball Python	2
Python reticulatus	Reticulated Python	2
Python sebae	African Python	2
Family Colubridae		
Boiga dendrophila	Mangrove Snake	2
Drymarchon corais	Cribos	2
Elaphe guttata	Corn Snake; Red Rat-snake	2
Elaphe obsoleta	Black Rat-snake	2
Elaphe quatorlineata	Four-lined Rat-snake	2
Elaphe schrenkii	Russian Rat-snake	2
Elaphe taeniurus	Black-tailed Rat-snake; Taiwan Rat-snake	2
Lampropeltis getulus	King Snake	2
Lampropeltis mexicana	Grey-banded Snake	2
Lampropeltis triangulum	Milk Snake	2
Pituophis melanoleucus	Bull Snake; Pine Snake	2
Family Crotalidae		
Agkistrodon bilineatus	Cantil	2
Agkistrodon contortrix	Northern Copperhead	2
Agkistrodon piscivorus	Water Moccasin	2
Bothriechis schlegeli	Eye-lash Viper	2
Bothrops alternatus	Urutu	2
Crotalus adamanteus	Eastern Diamondback	2
Crotalus atrox	Western Diamondback	2
Crotalus basiliscus	Mexican Rattlesnake	2
Crotalus lepidus	Rock Rattlesnake	2
Crotalus ruber	Red Rattlesnake	2
Crotalus viridis	Prairie Rattlesnake	2
Sistrurus catenatus	Massasauga	2
Family Elapidae		
Hemachatus haemachatus	Ringhal's Cobra	2
Naja haje	Egyptian Cobra	2
Naja melanoleuca	Forest Cobra; White-lipped Cobra	2

<i>Naja mossambica</i>	Mozambique Cobra	2
<i>Naja naja</i>	Indian Cobra	2
<i>Laticauda schistorhynchus</i>	Banded Seasnake	2
Family Viperidae		
<i>Bitis gabonica</i>	Gaboon Viper	2
<i>Bitis nasicornis</i>	Rhinoceros Viper	2
<i>Daboia russelli</i>	Russell's Viper	2
<i>Vipera ammodytes</i>	Sand Adder; Sand Viper	2

### Part 3 – Mammals

Column 1 Scientific name	Column 2 Common name	Column 3 Category
ORDER MONOTREMATA		
Family Tachyglossidae		
<i>Zaglossus bruijnii</i>	Long-beaked Echidna; Long-nosed Echidna	2
ORDER DASYUROMORPHA		
Family Dasyuridae		
<i>Dasyurus albopunctatus</i>	New Guinea Quoll	2
ORDER DIPROTODONTIA		
Family Phalangeridae		
<i>Strigocuscus gymnotis</i>	Ground Cuscus	2
Family Macropodidae		
<i>Dendrolagus dorianus</i>	Doria's Tree-kangaroo	2
<i>Dendrolagus goodfellowi</i>	Goodfellow's Tree-kangaroo	2
<i>Dendrolagus matschiei</i>	Matschie's Tree-kangaroo	2
<i>Dorcopsis luctuosa</i>	Grey Dorcopsis	2
Family Petauridae		
<i>Petaurus breviceps papuanus</i>	Sugar Glider	2
ORDER XENARTHRA		
Family Megalonychidae		
<i>Choloepus hoffmanni</i>	Two-toed Sloth; Hoffmann's Sloth	3b
Family Dasypodidae		
<i>Chaetophractus villosus</i>	Hairy Armadillo	2

Dasyus novemcinctus	Long-nosed Armadillo	2
Family Myrmecophagidae		
Myrmecophaga tridactyla	Giant Anteater	3b
ORDER INSECTIVORA		
Family Erinaceidae		
Erinaceus europaeus	European Hedgehog	2
ORDER SCANDENTIA		
Family Tupaiidae		
Tupaia glis	Common Tree-shrew	2
ORDER PRIMATES		
Family Lemuridae		
Eulemur fulvus	Brown Lemur	2
Eulemur macaco	Black Lemur	2
Eulemur mongoz	Mongoose Lemur	2
Lemur catta	Ring-tailed Lemur	2
Varecia variegata	Ruffed Lemur	2
Family Loridae		
Loris tardigradus	Slender Loris	2
Nycticebus coucang	Slow Loris	2
Family Galagonidae		
Galago senegalensis	Northern Lesser Bushbaby	2
Otolemur crassicaudatus	Thick-tailed Greater Bushbaby	2
Family Callitrichidae		
Callithrix jacchus	Common Marmoset	2
Callithrix pygmaea	Pygmy Marmoset	2
Leontopithecus rosalia	Golden Lion-tamarin	2
Saguinus fuscicollis	Saddle-backed Tamarin; Weddell's Tamarin	2
Saguinus imperator	Emperor Tamarin	2
Saguinus labiatus	Red-bellied Tamarin; White-lipped Tamarin	2
Saguinus midas	Red-handed Tamarin; Golden-handed Tamarin	2
Saguinus mystax	Moustached Tamarin	2
Saguinus oedipus	Cotton-top Tamarin	2
Family Cebidae		
Aotus trivirgatus	Northern Night-monkey; Northern Grey-necked Owl-monkey	2
Ateles belzebuth	Long-haired Spider-monkey; White-bellied Spider-monkey	3a
Ateles fusciceps	Brown-headed Spider-monkey	3a
Ateles geoffroyi	Black-handed Spider-monkey	3a
Ateles paniscus	Black Spider-monkey	3a
Cebus albifrons	Brown Pale-fronted Capuchin; White-fronted Capuchin	2
Cebus apella	Black-capped Capuchin; Tufted Capuchin	2
Saimiri boliviensis	Bolivian Squirrel-monkey	2
Saimiri sciureus	Common Squirrel-monkey	2

Family		
Cercopithecidae		
[Sub-family		
Cercopithecinae]		
Cercopithecus diana	Diana Monkey	2
Cercopithecus mitis	Blue Monkey	2
Cercopithecus neglectus	De Brazza's Monkey	2
Cercopithecus petaurista	Lesser Spot-nosed Guenon	2
Chlorocebus aethiops	Savannah Monkey Vervet; Green Monkey; Grivet	2
Erythrocebus patas	Patas Monkey	2
Lophocebus albigena	Black Mangabey; Crested Mangabey; White-cheeked Mangabey	2
Macaca arctoides	Bear Macaque; Stump-tailed Macaque	3a
Macaca fascicularis	Crab-eating Macaque; Long-tailed Macaque	3a
Macaca fuscata	Japanese Macaque	3a
Macaca maura	Moor Macaque; Celebes Moor-macaque	3a
Macaca mulatta	Rhesus Macaque	3a
Macaca nemestrina	Pig-tailed Macaque; Pigtail Macaque	3a
Macaca nigra	Celebes Ape; Celebes Black Macaque; Crested Macaque	3a
Macaca radiata	Bonnet Macaque	3a
Macaca silenus	Liontail Macaque; Lion-tailed Macaque	3a
Mandrillus sphinx	Mandrill	2
Miopithecus talapoin	Talapoin	2
Papio hamadryas	Baboon; Hamadryas Baboon; Olive Baboon; Yellow Baboon; Guinea Baboon; Chacma Baboon	2
Theropithecus gelada	Gelada; Gelada Baboon	2
[Sub-family		
Colobinae]		
Colobus guereza	Eastern Black-and-white Colobus; Abyssinian Guereza; Guereza	2
Semnopithecus entellus	Entellus Langur; Hanuman Langur	2
Trachypithecus cristatus	Silvered Leaf-monkey; Silvered Langur	2
Trachypithecus obscurus	Dusky Leaf-monkey	2
Trachypithecus vetulus	Purple-faced Leaf-monkey	2
Family Hylobatidae		
Hylobates agilis	Dark-handed Gibbon; Agile Gibbon	2
Hylobates concolor	Black Gibbon; Crested Gibbon	2
Hylobates hoolock	Hoolock Gibbon; White-browed Gibbon	2
Hylobates klossi	Kloss's Gibbon	2
Hylobates lar	White-handed Gibbon; Common Gibbon	2
Hylobates leucogenys	White-cheeked Gibbon	2

Hylobates moloch	Javan Gibbon; Silvery Gibbon	2
Hylobates muelleri	Bornean Gibbon; Muller's Gibbon	2
Hylobates syndactylus	Siamang	2
Family Hominidae		
Gorilla gorilla	Gorilla	3a
Pan troglodytes	Chimpanzee	3a
Pongo pygmaeus	Orang-hutan; Orang-utan	3a
ORDER		
CARNIVORA		
Family Canidae		
Canis latrans	Coyote	2
Canis lupus	Wolf	2
Canis â€™familiaris'	Domestic Dog	4 & 5
Canis mesomelas	Black-backed Jackal	2
Chrysocyon brachyurus	Maned Wolf	2
Cuon alpinus	Dhole; Red Dog	2
Lycaon pictus	Hunting Dog; African Hunting Dog	2
Nyctereutes procyonoides	Raccoon Dog; Raccoon-dog	2
Vulpes vulpes	Red Fox; European Red Fox	5
Vulpes zerda	Fennec Fox	2
Family Felidae		
[Sub-family Acinonychinae]		
Acinonyx jubatus	Cheetah	3a
[Sub-family Felinae]		
Caracal caracal	Caracal	2
Catopuma temminckii	Asian Golden Cat	2
Felis chaus	Jungle Cat	2
Felis â€™catus'	Domestic Cat	4 & 5
Felis concolor	Puma	3a
Herpailurus yaguarondi	Jaguarundi	2
Leopardus pardalis	Ocelot	2
Leopardus wiedii	Margay	2
Leptailurus serval	Serval	2
Lynx lynx	Eurasian Lynx	2
Lynx rufus	Bobcat	2
Oncifelis geoffroyi	Geoffroy's Cat	2
Otocolobus manul	Pallas's Cat	2
Prionailurus bengalensis	Leopard Cat	2
Prionailurus viverrinus	Fishing Cat	3a
[Sub-family Pantherinae]		
Neofelis nebulosa	Clouded Leopard	3a
Panthera leo	Lion	3a

<i>Panthera onca</i>	Jaguar	3a
<i>Panthera pardus</i>	Leopard	3a
<i>Panthera tigris</i>	Tiger	3a
<i>Uncia uncia</i>	Snow Leopard	3a
Family Herpestidae		
<i>Helogale parvula</i>	Dwarf Mongoose	2
<i>Suricata suricata</i>	Slender-tailed Meerkat	2
Family Hyaenidae		
<i>Crocuta crocuta</i>	Spotted Hyaena	2
<i>Hyaena hyaena</i>	Striped Hyaena	2
Family Mustelidae		
[Sub-family Lutrinae]		
<i>Amblonyx cinereus</i>	Small-clawed Otter	2
<i>Lontra canadensis</i>	North American Otter	2
<i>Lutrogale perspicillata</i>	Smooth-coated Otter	2
[Sub-family Melinae]		
<i>Meles meles</i>	Eurasian Badger; Old World Badger	2
[Sub-family Mephitinae]		
<i>Mephitis mephitis</i>	Striped Skunk	2
[Sub-family Mustelinae]		
<i>Eira barbara</i>	Tayra	2
<i>Mustela putorius</i>	Ferret	4
Family Otariidae		
<i>Zalophus californianus</i>	Californian Sea-lion	3b
Family Phocidae		
<i>Phoca vitulina</i>	Harbour Seal	3b
Family Procyonidae		
[Sub-family Potosinae]		
<i>Potos flavus</i>	Kinkajou	2
[Sub-family Procyoninae]		
<i>Nasua nasua</i>	Coati	2
<i>Procyon lotor</i>	Common Raccoon	2
Family Ursidae		
<i>Ailurus fulgens</i>	Red Panda; Lesser Panda	2
<i>Helarctos malayanus</i>	Sun Bear	3a
<i>Ursus americanus</i>	American Black Bear	3a
<i>Ursus arctos</i>	Brown Bear	3a
<i>Ursus maritimus</i>	Polar Bear	3a
<i>Ursus thibetanus</i>	Asiatic Black Bear	3a
Family Viverridae		
[Sub-family Paradoxurinae]		
<i>Arctictis binturong</i>	Binturong	2

Arctogalidia trivirgata	Three-striped Palm-civet; Small-toothed Palm-civet	2
[Sub-family Viverrinae]		
Genetta maculata	Rusty-spotted Genet	2
ORDER PROBOSCIDEA		
Family Elephantidae		
Elephas maximus	Asian Elephant; Asiatic Elephant	3a
Loxodonta africana	African Elephant	3a
ORDER PERISSODACTYLA		
Family Equidae		
Equus â€™asinus'	Donkey	4
Equus burchellii	Common Zebra; Burchell's Zebra	2
Equus â€™caballus'	Domestic Horse	4
Equus ferus przewalskii	Przewalski's Horse	2
Equus grevyi	Grevy's Zebra	2
Equus onager	Onager	2
Family Tapiridae		
Tapirus indicus	Malayan Tapir	2
Tapirus terrestris	Brazilian Tapir	2
Family Rhinocerotidae		
Ceratotherium simum	White Rhinoceros	3a
Diceros bicornis	Black Rhinoceros	3a
ORDER TUBULIDENTATA		
Family Orycteropodidae		
Orycteropus afer	Aardvark	2
ORDER ARTIODACTYLA		
Family Suidae		
Sus scrofa	Wild Boar	5
Sus â€™domesticus'	Domestic Pig	4 & 5
Family Tayassuidae		
Pecari tajacu	Collared Pecari	2
Family Hippopotamidae		
Hexaprotodon liberiensis	Pygmy Hippopotamus	3a
Hippopotamus amphibius	Common Hippopotamus	3a
Family Camelidae		
Camelus dromedarius	Dromedary; Arabian Camel	3b
Lama â€™glama'	Domestic Llama	4



Lama guanicoe	Guanicoe	3b
Lama â€˜pacos'	Alpaca	4
Vicugna vicugna	Vicugna	3b
Family Giraffidae		
Giraffa camelopardalis	Giraffe	3a
Family Cervidae		
[Sub-family Cervinae]		
Axis axis	Spotted Deer; Chital	4
Axis porcinus	Hog Deer	4
Cervus elaphus	Red Deer; Wapiti; Elk	4
Cervus timorensis	Rusa Deer; Timor Deer	4
Cervus unicolor	Sambar	4
Dama dama	Fallow Deer	4
[Sub-family Muntiacinae]		
Muntiacus muntjak	Indian Muntjak	3b
[Sub-family Odocoileinae]		
Odocoileus virginianus	White-tailed Deer	2
Family Bovidae		
[Sub-family Antilopinae]		
Antilope cervicapra	Blackbuck	3b
Gazella dama	Addra Gazelle	2
Gazella granti	Grant's Gazelle	2
[Sub-family Bovinae]		
Bison bison	American Bison; Buffalo	3b
Bos "grunniens"	Domestic Yak	2
Bos javanicus	Banteng	3b
Bos â€˜taurus'	Domestic Cattle	4
Boselaphus tragocamelus	Nilgai	3a
Bubalus â€˜bubalis'	Domestic Water Buffalo	3b
Syncerus caffer	Congo Buffalo	2
Taurotragus oryx	Common Eland	3a
Tragelaphus angasii	Lowland Nyala	2
Tragelaphus eurycerus	Bongo	2
Tragelaphus spekii	Sitatunga	2
Tragelaphus strepsiceros	Greater Kudu	2
[Sub-family Caprinae]		
Ammotragus lervia	Barbary Sheep	2
Capra â€˜hircus'	Domestic Goat	4 & 5
Hemitragus jemlahicus	Himalayan Tahr	2

Ovis aries'	Domestic Sheep	4
Rupicapra rupicapra	Chamois	2
[Sub-family Hippotraginae]		
Addax nasomaculatus	Addax	2
Hippotragus niger	Sable Antelope	2
Oryx dammah	Scimitar Oryx	3a
Oryx gazella	Gemsbok	2
Oryx leucoryx	Arabian Oryx	3a
[Sub-family Reduncinae]		
Kobus ellipsiprymnus	Waterbuck	2
Kobus leche	Kafue Lechwe	2
ORDER RODENTIA		
Family Sciuridae		
Callosciurus (all species)	giant squirrels	2
Cynomys ludovicianus	Black-tailed Prairie-dog	2
Funambulus pennantii	Northern Palm-squirrel	2
Tamias (all species)	chipmunks	2
Family Castoridae		
Castor canadensis	American Beaver	2
Family Muridae		
Mus musculus	House Mouse	4 & 5
Rattus norvegicus	Brown Rat	4 & 5
Rattus rattus	Black Rat	4 & 5
Family Pedetidae		
Pedetes capensis	Spring Hare	2
Family Hystricidae		
Hystrix cristata	African Porcupine	2
Hystrix indica	Indian Crested Porcupine	2
Family Caviidae		
Cavia aëporcellus'	Domestic Guinea-pig	4
Dolichotis patagonum	Patagonian Cavy	2
Family Hydrochaeridae		
Hydrochaeris hydrochaeris	Capybara	2
Family Dasyproctidae		
Dasyprocta azarae	Green Agouti	2
Dasyprocta leporina	Brazilian Agouti	2
ORDER LAGOMORPHA		
Family Leporidae		

Lepus europaeus	European Hare	5
Oryctolagus cuniculus	European Rabbit	4 & 5

## Schedule 2 Forms

(Clause 29)

### Form 1

Non-Indigenous Animals Act 1987

Notice of appeal under section 20

To the Clerk of the Local Court at

Name of appellant

of [state business address]

Premises [if licence is the subject of appeal, state name of premises where animals to be kept]  
situated at [state address]

The Director-General of the Department of Agriculture gave me notice on [state date notice given] that the Director-General had decided under Part 4 of the *Non-Indigenous Animals Act 1987* [cross out what does not apply in the following]:

â€¢ not to grant a licence/permit to [state nature of licence/permit]

â€¢ not to renew a licence to [state nature of licence]

â€¢ to impose conditions [state nature of conditions] on a licence/permit to [state nature of licence/permit]

â€¢ to cancel a licence/permit to [state nature of licence/permit]

I hereby give notice that I wish to appeal from the decision of the Director-General to the Local Court on the following grounds:

I seek the following orders or directions from the Local Court:

Date:

Signature:

Full postal address for the service of notices:

### Historical notes

The following abbreviations are used in the Historical notes:

Am	amended	No	number	Schs	Schedules
Cl	clause	p	page	Sec	section
Cll	clauses	pp	pages	Secs	sections
Div	Division	Reg	Regulation	Subdiv	Subdivision
Divs	Divisions	Regs	Regulation	Subdivs	Subdivision

			s		s
GG	Government Gazette	Rep	repealed	Subst	substituted
Ins	inserted	Sch	Schedule		

Table of amending instruments *Non-Indigenous Animals Regulation 1997* published in Gazette No 95 of 29.8.1997, p 7085 (see also Gazette No 99 of 12.9.1997, p 7890) and amended as follows: *Non-Indigenous Animals Amendment (Domestic Yaks) Regulation 1998* (GG No 62 of 27.3.1998, p 1893) *Non-Indigenous Animals Amendment (Miscellaneous) Regulation 2000* (GG No 55 of 5.5.2000, p 3727) *Non-Indigenous Animals Amendment (Category 2 Animals) Regulation 2001* (GG No 73 of 27.4.2001, p 2049)

Table of amendments

Cll 12, 16	Am 5.5.2000.
Sch 1	Am 27.3.1998; 5.5.2000; 27.4.2001.