

Amendment to the Buller District Council general bylaw

NZS 9201 Part 12 Control of Dogs

### **Section 206 Control of dogs**

1204.5 Dogs may be exercised free of restraining devices under the owners constant observation and voice control where there is no likelihood to contravene Section 1204.2 of these Bylaws in the following areas:

- (1) River edges, beach frontage, including dune areas (excluding conservation areas), or
- (2) The Westport domain, Brougham street domain, the southern end of the Carters beach domain or,
- (3) In Reefton, the Strand, adjacent the racecourse on the Crampton road reserve, and the old cemetery on Buller Road.

1205.3 Where a dog is not under control in terms of Section 1202 of this bylaw, the dog control officer may, where the owner is known, and has not been convicted of an offence, or been the recipient of an infringement notice and the dog has not been impounded within the preceding 12 month period, return the dog to the owner forthwith, providing,

- (a) The owner can be readily located, and
- (b) The owner is able to receive the dog, and
- (c) The owner is willing to pay a recovery fee, and
- (d) The dog if over 3 months of age is registered, and

(e) The conditions under which the dog is kept are satisfactory

1205.4 Any dog that has been impounded due to lack of control shall not be released unless the dog control officer is satisfied that the conditions and facilities under which the dog is normally kept are of a standard to prevent the dog from being able to roam at large.

1205.5 An unclaimed dog may not be released to any person unless that person;

(a) Undertakes to have the dog vaccinated and de sexed at their own cost, and

(b) Has facilities suitable to house and contain the dog, and

(c) Is considered by the officer of the Council releasing the dog to be a suitable person to own the dog

1209.1 The requirement for a permit shall not apply to any:

(a) Premises approved for the business of boarding or breeding kennels.

1212 Every person in charge of a vehicle shall ensure that any dog carried therein;

(a) Has access to water at intervals of not more than every two hours, and

(b) Has sufficient ventilation, and

(c) Does not cause, allow, permit or suffer a dog to remain in a stationary vehicle in full sun or any conditions where the internal

temperature of the vehicle may cause the dog to suffer heat induced distress

1212.1 Where any dog control officer is satisfied that an offence against section 1212 of this bylaw is being committed, the dog control officer and any person he or she calls to his or her assistance may enter the vehicle to;

- (a) Supply the dog with water or ventilation or both
- (b) Seize the dog being kept within the vehicle

1212.2 A dog may be seized and impounded under section 1212.1 of this bylaw only when the dog control officer or dog ranger

- (a) Has reasonable cause to suspect that the action of leaving the dog in the vehicle or returning the dog to the vehicle would cause the dog to remain or become distressed, or
- (b) Is unable to secure the dog without compliance with the Act or any part of these Bylaws, or
- (c) Within reason, is unable to locate the owner of either the dog or the vehicle

1212.3 Where any dog is seized under section 1212.2 of this bylaw, the dog control officer or dog ranger shall leave a written notice in some conspicuous place on the vehicle informing the owner of the vehicle of the conditions of the return of the dog in accordance with section 69 of the Dog Control Act 1996.

1213 Every person in charge of a vehicle shall ensure that any dog carried thereon;

- (a) Has a means of seeking shelter in extremes of weather regardless if the vehicle is in motion or stationary, and
- (b) Is secured by a leash or chain that is sufficiently short in length as to prevent the dog leaving the useable surface of the tray

1213.1 Notwithstanding any approved safety devices, the minimum standard of lead or chain must;

- (a) Incorporate one swivel connection, and
- (b) Be of sufficient condition to withstand the expected forces caused by movement of the vehicle, and
- (c) be of sufficient condition to ensure the behavioural restraint of the dog

### **List of Schedules**

Schedule A – Areas where dogs are prohibited (Except when in a vehicle)

- (a) The central business and commercial shopping areas of Westport during the hours of 9am to 5pm Monday to Friday, and 10am to 12 midday on Saturday, and
- (b) Childrens' playing parks, public paddling or swimming pools, hospitals, cemeteries, playing surfaces of sports grounds, and
- (c) In Westport – the public parks of Victoria square, and
- (d) In Reefton – King George VI Jubilee Park, and
- (e) Any other area where local authority signs are erected prohibiting dogs, and
- (f) Any recreational or community buildings owned or controlled by the Council

Schedule B – Areas where dogs are permitted only if on a hand held leash (Or in a vehicle)

(1) Any areas within the District that are gazetted or regulated as limited speed control areas or as areas where a speed restriction of less than 100 kilometres per hour apply within the following areas:

- (a) Westport, Carters Beach, and
- (b) Reefton, Inangahua Junction, Blacks Point, Springs Junction, Maruia, Ikamatua, and
- (c) Karamea, Little Wanganui settlement and subdivision, and
- (d) Seddonville, Mohikinui, Hector, Ngakawau, Granity, Waimangaroa, and
- (e) Charleston, Ross subdivision, Punakaiki North and South
- (f) Constant Bay (Blue Penguin Colony)

(2) All other parks not identified as prohibited areas, and

(3) All other parks not identified as exercise areas, and

(4) River edges, beach frontage, including dune areas, when there is a presence of recreational swimmers or picnickers (excluding conservation prohibited areas, and

(5) Any area that the dog, if not on a leash, may injure, intimidate or otherwise cause distress to any person, domestic animal, stock, poultry or domestic wildlife.

#### Conservation Prohibited Areas

Dogs are prohibited from the following areas without first having obtained a dog control permit from the Department of Conservation:

- Paparoa National Park
- Kahurangi National Park
- Rocky Peninsula (Tauranga Bay)
- Seal Colony (Tauranga Bay)

