

HURUNUI DISTRICT COUNCIL
KEEPING OF ANIMALS IN URBAN AREAS BYLAW 2010

1 SHORT TITLE AND COMMENCEMENT

- 1.1 This bylaw is made pursuant to sections 145 and 146(a)(v) of the Local Government Act 2002, and section 64 of the Health Act 1956.
- 1.2 This bylaw is the Hurunui District Council Keeping of Animals in Urban Areas Bylaw.
- 1.3 This bylaw comes into force on 1 March 2010.

2 OBJECTIVES

- 2.1 The objectives of this bylaw are:
- to enable Council to control and set standards for the keeping of animals in urban areas;
 - to protect the public from nuisance; and
 - to protect, promote, and maintain public health and safety.

3 DEFINITIONS AND INTERPRETATION

- 3.1 In this bylaw, except where inconsistent with the context:

Animal has the meaning given to it by section 2 of the Animal Welfare Act 1999.

Authorised Officer means any person appointed by the Council to carry out duties and exercise powers under this bylaw.

Council means the Hurunui District Council.

Nuisance means an animal causing unreasonable trouble or annoyance, or unreasonable interference with the peace, comfort or convenience of any person or persons (including but not limited to the effects of noise, odour, browsing, pests and vermin), or statutory nuisance as defined in Section 29 of the Health Act 1956.

Urban Areas has the meaning given to it by the Hurunui District Plan.

4 FEES

- 4.1 Actual and reasonable fees for inspections will be charged and included in Council's Fees and Charges manual.

5 PENALTIES AND OFFENCES

- 5.1 Every person commits a breach of this bylaw who:
- (a) Commits, or causes to be committed, any act contrary to this bylaw, or
 - (b) Omits, or knowingly permits to remain undone, any act required by this bylaw, or
 - (c) Refuses or neglects to comply with any notice, or any condition in any such notice, whether public or private, given pursuant to this bylaw, or

- (d) Obstructs or hinders any officer of the Council in the performance of any power, or duty conferred upon him or her by this bylaw.

5.2 The maximum penalty on summary conviction is \$20,000.

6 KEEPING OF ANIMALS NOT TO CAUSE NUISANCE

6.1 No person shall within an urban area:

- (a) Keep on any property owned or occupied by that person any animal that is or is likely to be a nuisance or a threat to public health or safety;
- (b) Keep on any property owned or occupied by that person any animal in conditions that are or are likely to be a nuisance or a threat to public health or safety; or
- (c) Keep or allow in a public place any animal in a manner that is or is likely to be a nuisance or a threat to public health or safety.
- (d) An Authorised Officer has power to determine for the purposes of this Bylaw whether there is a threat to public health or safety or a nuisance is being caused by any situation.

THE COMMON SEAL of the
HURUNUI DISTRICT COUNCIL
Was hereto affixed in the presence of:



.....
MAYOR



.....
CHIEF EXECUTIVE

