



1. TITLE

1.1 This Bylaw is the Hurunui District Council Dog Control Bylaw 2018.

2. COMMENCEMENT

2.1 This Bylaw comes into force on 1 November 2018.

3. PURPOSE

3.1 The purpose of this Bylaw is –

- (a) To balance the recreational needs of dogs and their owners with the appropriate controls to minimise the potential for harm, distress or nuisance that may be caused by dogs; and
- (b) To regulate dog-related matters to enable the enforcement of the Hurunui District Council Dog Control Policy 2018.

4. INTERPRETATION

4.1 This bylaw should be read in conjunction with the Hurunui District Council Dog Control Policy 2018.

4.2 In this Bylaw, unless the context requires otherwise:

Act means the Dog Control Act 1996

Council means the Hurunui District Council.

Disability assist dog has the same meaning as section 2 of the Dog Control Act 1996.

Dog Friendly Camping Area means a Council owned campground specified in the Dog Control Policy 2018 as being where dogs are permitted.

Dog Exercise Area means an area that is recommended and known to be a good place to exercise dogs off-leash. Such areas are generally not fenced and do not have the same equipment or facilities as a Dog Park.

Dog Park means Council land set aside and designed to allow dogs a space to exercise with other dogs and their owners, in a dog-friendly environment. Such areas are generally fenced, have dog-related equipment or facilities, and display signage indicating they are a Dog Park.

Effective Control means the person in charge of the dog has the dog under continuous surveillance and is able to obtain an immediate and desired response from the dog by use of a leash, voice commands, hand signals, whistles or other effective means.

Leashed Area means any public place specified in the Dog Control Policy 2018 as requiring a dog to be under effective control and on leash.

Nuisance means anything which interferes with or threatens the health or enjoyment of people, and may include barking and howling, causing distress by barking, or howling or behaving aggressively, or attacking people, wildlife, livestock, or domestic animals.

Owner has the same meaning as in section 2 of the Dog Control Act 1996

Public place has the same meaning as in section 2 of the Dog Control Act 1996.

Prohibited Area means any public place specified in the Dog Control Policy 2018 as where dogs are prohibited.

Working dog has the same meaning as section 2 of the Dog Control Act 1996. Any term not defined in this bylaw but defined in the Act shall have the meaning given to it in the Act.

5. DOG CONTROL IN PUBLIC PLACES

5.1 When in a Public Place every dog owner or person in charge of a dog must:

- (a) keep their dog under effective control at all times;
- (b) carry a plastic bag or other effective means to remove and dispose of any dog faeces;
- (c) carry a leash regardless of whether the dog is required to be on a leash or not (one leash per dog); and
- (d) when transporting a dog on the open tray of a vehicle ensure the dog is secured by a leash or cage in such a way to prevent the dog reaching beyond the tray.

5.2 Every owner or person in charge of a dog must immediately remove of any dog faeces produced by their dog on public property or property that is not occupied by the owner.

5.3 Clause 5.1(d) does not apply to working dogs who are working whilst on the tray.

6. LEASHED AND PROHIBITED DOG CONTROL AREAS

6.1 The Dog Control Policy 2018 contains a description of general areas requiring controls and a Schedule listing specific areas where leashed and prohibited dog controls apply.

6.2 Every person in charge of a dog must ensure that their dog is kept on a leash when in a public place designated as a Leashed Area by the Dog Control Policy 2018.

6.3 Every person in charge of a dog must ensure that their dog does not enter, or remain in any public place designated as a Prohibited Area by the Dog Control Policy 2018.

6.4 Clause 6.1 and 6.2 do not apply to disability assist dogs or working dogs under the control of their handler.

7. DOG EXERCISE AREAS AND DOG PARKS

7.1 Every person in charge of a dog must ensure that their dog is kept under effective control when in a public place designated as a Dog Exercise Area or Dog Park by the Dog Control Policy 2018.

7.2 The owner of a menacing or dangerous dog may take the dog off its leash in a Dog Exercise Area or Dog Park provided the dog is muzzled and under effective control.

7.3 No dog is to be left unattended in a Dog Exercise Area or Dog Park.

7.4 Every person in charge of a dog must ensure they comply with clause 5 of this bylaw when in a Dog Exercise Area or Dog Park.

8. DOG FRIENDLY CAMPING AREAS

8.1 Every person in charge of a dog may camp with their dog in an area specified as a Dog Friendly Camping Area by the Dog Control Policy 2018 provided:

- (a) Dogs are under effective control at all times;
- (b) No more than two dogs are present at any particular campsite;
- (c) Dogs are supervised by a person over 16 years of age at all times;
- (d) Dogs are secured overnight and leashed when moving through the campsite;
- (e) The dogs do not cause a nuisance; and
- (f) The dog is not classified as dangerous or menacing.

8.2 Notwithstanding subclause 8.1 the person in charge of the campground may prevent access to a Dog Friendly Camping Area if:

- (a) they are concerned about the overall number of dogs present at the campground; or
- (b) they are concerned about the behaviour of a particular dog; or
- (c) the person in charge of the dog fails to keep the dog under effective control.

9. FEMALE DOGS IN SEASON

9.1 No person shall take any female dog in season into any public place unless that dog is completely confined in a vehicle or cage for the purpose of transportation.

10. DISEASED DOGS

10.1 No person shall take any dog that is diseased into any public place unless that dog is completely confined in a vehicle or cage for the purpose of transportation.

11. OFFENCE AND PENALTY

11.1 The Council may use its powers under the Dog Control Act 1996 and the Local Government Act 2002 to enforce this bylaw.

11.2 Every person who breaches this bylaw commits an infringement offence under Schedule 1 of the Dog Control Act 1996 and may be served with an infringement notice and be liable to pay an infringement fee.

11.3 Every person who fails to comply with this bylaw commits an offence under section 20(9) of the Act and is liable on conviction to the penalty prescribed by section 242(4) of the Local Government Act 2002.

12. REVOCATIONS

12.1 This bylaw revokes and replace the Hurunui District Council Dog Control Bylaw 2008.