

COUNCIL POLICY LV121

KEEPING OF MORE THAN TWO DOGS ON A PROPERTY

KEY FOCUS AREA LIVEABILITY

Purpose

The purpose of this policy is to establish the set of standard conditions that are to be met by residents residing within the Town of Claremont who apply to Council to the keep more than two dogs at their property.

Policy

The conditions and criteria as set in this policy are derived from the powers the Town has conferred upon it under the *Dog Act 1976*. Applications from residents for the keeping of more than two dogs on a premise need to meet the following conditions:

- The applicant must pay the prescribed inspection and application fee as set by Council from time to time and such fees to be submitted with the initial application;
- The lot size must be 500 square metres or greater, (although the type / breed and number of dogs will determine Council's decision in this regard);
- The rear of the premises is to have sufficient area for the dogs to use, including an adequate grassed area;
- The owner or occupier of the premises on which the dogs are to be kept shall cause the premises or portion of the premises to be fenced or enclosed in a manner capable of confining the dogs. This shall have regard to the species, age, size and physical condition of the dogs to prevent them from passing over, under or through the fence.

If an application meets the above criteria, a report is to be prepared for consideration by the Council. The report is to include the following details:

1. Comments/Objections from neighbours – to be undertaken via letters to owners /occupiers of those properties in close proximity (and at least those contiguous with the applicant's property);
2. Any previous complaints in respect to licence history, barking, dogs wandering at large, dog attacks etc. that are relevant to the property and / or dogs in question; and
3. Comments from the applicants in regards to how they will be accommodating their responsibilities to their pet's requirements for:
 - a) Training;
 - b) Regular exercise; and
 - c) Veterinary checks / health programs.

Should Council approve the application in view of the applicant meeting the required criteria, the applicant will be advised in writing detailing the following conditions:

1. The approval only applies to those dogs listed in the application;
2. The premises must be maintained so that it complies with all the *Dog Act 1976* regulations in regards to keeping, control and containment of dogs;
3. That Ranger Services monitors this approval for any breach of the *Dog Act 1976*, or for any activities relating to the keeping of the dogs in question that may warrant the withdrawal of the approval;

4. The approval will be subject to review, should complaints be received which contravene the *Dog Act 1976*; and
5. All dogs to be licensed with the Town of Claremont.

In the event that Council rejects the application due to one or more of the above conditions not being met, the applicant will be advised, in accordance with the *Dog Act 1976*, that they have the right to appeal against Council's decision to the Minister for Local Government no later than 28 days after the day on which a notice of the decision that is appealable is served on the applicant affected by the decision.

Document Control Box			
Legislation:	<i>Dog Act 1976</i>		
Organisational:	Nil		
Version #	Decision:	OCM Date:	Resolution Number:
1.	Adopted	7 July 2009	182/09
2.	Reviewed	5 October 2010	210/10
3.	Reviewed	10 December 2013	360/13
4.	Reviewed	9 December 2014	203/14
5.	Reviewed	15 December 2015	226/15
6.	Reviewed	13 December 2016	206/16
7.	Reviewed	18 December 2018	228/18

