

## 5. ADOPTION OF REPORT ON DOG CONTROL POLICY AND PRACTICES 2009/10

<b>General Manager responsible:</b>	General Manager Regulatory & Democracy Group, DDI-941 8462
<b>Officer responsible:</b>	Inspections & Enforcement Unit Manager
<b>Author:</b>	Mark Vincent, Animal Control Team Leader

### PURPOSE OF REPORT

1. The Dog Control Act 1996 (“the Act”) requires the Council to report annually on the administration of its dog control policy and dog control practices. Once the Council has adopted the report, public notice must be given of the report and a copy sent to the Secretary for Local Government. This provision in the Act was introduced by the Dog Control Amendment Act 2003. The Act lists the information required in the report.

### EXECUTIVE SUMMARY

2. The Dog Control Act 1996 was amended by the Dog Control Amendment Act 2003 with a focus on increasing public safety. As part of the amendments Central Government has introduced the requirement for Territorial Authorities to report annually with certain information.
3. The annual report includes details in relation to such matters as: dog exercise and leash control; dog prohibited areas; impounded animals; education programmes and initiatives and a range of specific annual statistics including aggressive/dangerous dogs, number of dogs classified as dangerous or menacing dog, the number of registered dogs, number of infringement notices issued, and the number of prosecutions etc.
4. The Inspections and Enforcement Unit Annual Performance Report 2009/10 will be brought to the Regulatory and Planning Committee which will detail the Inspections and Enforcement Unit's approach, outputs and trend data across the full range of enforcement activities. This additional report will expand on the information provided in the attached report (**Attachment 1**) on the Administration of the Council's Policy and Practices in relation to the Control of Dogs, and will provide additional information in regards to such matters as complaint trends, dog owner numbers, micro chipping, impounding of dogs etc.

### FINANCIAL IMPLICATIONS

5. There are no direct financial implications in relation to the preparation of the annual report nor any financial implications should Council adopt the recommendation contained in the report.

### Do the Recommendations of this Report Align with 2009-19 LTCCP budgets?

6. Yes, covered by existing unit budgets.

### LEGAL CONSIDERATIONS

7. Section 10A Dog Control Act 1996 requires that a Territorial Authority must report on the administration of its Dog Control Policy and Practices. The section requires a territorial authority to:
  - (a) In respect of each financial year, report on the administration of –
    - (i) Its Dog Control Policy adopted under section 10; and
    - (ii) Its Dog Control Practices
  - (b) In respect of each financial year, provide information relating to –
    - (i) The number of registered dogs
    - (ii) The number of probationary and disqualified owners
    - (iii) The number of dogs classified as dangerous and the relevant provision under which the classification was made.
    - (iv) The number of dogs classified as menacing under section 33A
    - (v) The number of dogs classified as menacing under section 33C
    - (vi) The number of infringement notices issued

- (vii) The number of dog related complaints received
  - (viii) The number of prosecutions taken
- (c) The Territorial Authority must give public notice of the report –
- (i) by publishing the report in –
    - (1) One or more daily newspapers circulating in the district, or
    - (2) One or more other newspapers that have at least an equivalent circulation in the district to the daily newspapers circulating in that district, and
  - (ii) by any means that the territorial authority thinks desirable in the circumstances.
- (d) The territorial authority must also, within one month after adopting the report, send a copy of it to the Secretary for Local Government.

**Have you considered the legal implications of the issue under consideration?**

8. As per above.

**ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS**

9. The annual report and recommendation contained in this report aligns with the LTCCP level of services for Animal Control as the levels of service detailed in the LTCCP require complaints in regards to aggressive behaviour by dogs to be responded to within stipulated timeframes (page 90 of the 2009-19 LTCCP, under “Regulatory Services”.

**ALIGNMENT WITH STRATEGIES**

**Do the recommendations align with the Council’s strategies?**

10. Not applicable.

**CONSULTATION FULFILMENT**

11. There is no requirement for consultation in relation to the preparation of the annual report. There is a statutory requirement (section 10A of the Dog Control Act 1996) for the report to be publicly notified once adopted by Council.

**STAFF RECOMMENDATION**

That the Council adopt the attached Christchurch City Council Report on Dog Control Policy and Practice for 2009/10, pursuant to Section 10A of the Dog Control Act 1996.

**COMMITTEE RECOMMENDATION**

That the Council:

- (a) Adopt the attached Christchurch City Council Report on Dog Control Policy and Practice for 2009/10, pursuant to Section 10A of the Dog Control Act 1996.
- (b) Note that the Committee asked staff to provide information on:
  - How dog parks are administered in Europe.
  - Where dogs can be walked and let off leads in the District.