

Notice of Meeting:

I hereby give notice that an ordinary meeting of the Consultation Hearings will be held on:

Date: Monday 21 September 2026
Time: 9:30 am
Venue: Council Chambers, Dunedin Public Art Gallery, The Octagon,
Dunedin

Sandy Graham
Chief Executive Officer

Hearings Committee – Keeping of Animals Bylaw
PUBLIC AGENDA

MEMBERSHIP

Chairperson	Cr Mandy Mayhem
Members	Cr Russell Lund Cr John Chambers
Senior Officer	Bonnie Wright (Manager Compliance Solutions)
Governance Support Officer	Roxanne Davies

Roxanne Davies
Governance Support Officer

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Note: Reports and recommendations contained in this agenda are not to be considered as Council policy until adopted.

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1 OPENING**2 APOLOGIES**

At the close of the agenda no apologies had been received.

DECLARATION OF INTEREST

EXECUTIVE SUMMARY

1. Members are reminded of the need to stand aside from decision-making when a conflict arises between their role as an elected representative and any private or other external interest they might have.
2. Elected members are reminded to update their register of interests as soon as practicable, including amending the register at this meeting if necessary.

RECOMMENDATIONS

That the Committee:

- a) **Notes/Amends** if necessary, the Elected Members' Interest Register attached as Attachment A; and
- b) **Confirms/Amends** the proposed management plan for Elected Members' Interests.

Attachments

	Title	Page
 A	Hearings Committee Interest Register	6

Hearings Committee - Keeping of Animals Bylaw Review 10 September 2026				
Name	Responsibility (i.e. Chairperson etc)	Declaration of Interests	Nature of Potential Interest	Member's Proposed Management Plan
Cr Mandy Mayhem	Chairperson	Waitati Hall Society Inc	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Chairperson	Keep Ōtepoti Dunedin Beautiful	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Co-ordinator	Emergency Response Group, Blueskin area	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Blueskin Bay Amenities Society	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Blueskin A & P Society	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Zone Representative and Board Member	Keep New Zealand Beautiful	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Coastal Community Cycleway Network	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Waitati Music Festival Committee	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Property Owner	Residential Property	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Disability Issues Advisory Group (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Dunedin Gasworks Museum Trust (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Keep Dunedin Beautiful (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Performing Arts Advisory Group (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Creative New Zealand Grants Advisory Panel (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
Cr John Chambers	Member	Social Wellbeing Advisory Group (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Blueskin Bay Watch	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Owner	Residential Property	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Owner	Rental Property	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Ōtākou Golf Club	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Opera Otago	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Hereweka Harbour Cone Trust (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Okia Reserve Management Committee (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Waikouaiti Coast Community Board (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.

Name	Responsibility (i.e. Chairperson etc)	Declaration of Interests	Nature of Potential Interest	Member's Proposed Management Plan
Cr Russell Lund	Shareholder	Loan & Mercantile Trust includes:	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Produce Place Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Dunedin Grain Store Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Loan & Mercantile 2000 Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Shareholder	Lund South Trust includes:	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Lund South Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Lund Dunedin Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Resource Values Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Sherwood Manor Properties Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Lund Central Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Lund South Administration Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Construction Operatives Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Lund South Properties Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Trustee	RV Lund Trust	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Trustee	BDCRS Trust	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Lund Frankton Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	President	Ariki Amateur Athletic & Harrier Club	Ariki is a member of Athletics Otago which receives grant funding from DCC.	Withdraw from discussion and leave the table. If in public excluded leave the room. Seek advice prior to the meeting.
	Co-Lead	Heritage Portfolio (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Heritage Advisory Group (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Otago Theatre Trust (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.

PART A REPORTS

SPEAKING SCHEDULE

Department: Civic

EXECUTIVE SUMMARY

- 1 This report provides the Hearings Committee with a proposed speaking schedule for the Keeping of Animals Bylaw Review hearing scheduled for 21 September 2026.
- 2 Eight submitters indicated that they wished to speak to their submissions; however, only seven are available to attend the hearing. One submitter will participate via audiovisual link (AVL).
- 3 As this is an administrative report, there are no options or summary of considerations.

RECOMMENDATIONS

That the Committee:

- a) **Notes** the speaking schedule.

Signatories

Author:	Roxanne Davies - Governance Support Officer
Authoriser:	Paul Henderson - General Manager Corporate and Regulatory Services

Attachments

	Title	Page
	Keeping of Animals Bylaw Review - Speaking Schedule as at 10 September 2026	9

Hearings Committee - Keeping of Animals Bylaw Review Speaking Schedule

Monday, 21 September 2026		
Time	Submission No.	Submitter Name
9:40 am	1311688	Jane Dawber (Dunedin Beekeepers Club)
9:55 am	1311077	Sharon McKenzie-Lequeux
10:10 am	1312237	Rosie Olsen (Predator Free Dunedin)
10:25 am	1312242	Dr Jessica Walker on behalf of Dr Arnja Dale (RNZSPCA) via AVL
10:40 am	1312218	Chelsea McGaw (Forest and Bird Protection Society NZ)
11:10 am	1311807	Yolanda van Heezik (University of Otago, Zoology Department)
11:25 am		
11:40 am	1312221	Eleanor Linscott (Otago Federated Farmers)

Hearings Committee - Keeping of Animals Bylaw Review Speaking Schedule as at 10 September 2026

KEEPING OF ANIMALS BYLAW REVIEW - RESULTS OF CONSULTATION

Department: Corporate and Regulatory

EXECUTIVE SUMMARY

- 1 In March 2026, the Council approved commencement of the Keeping of Animals Bylaw (the Bylaw) review. In June 2026, the Council approved a draft Bylaw and statement of proposal for consultation purposes, following early engagement.
- 2 This report to the Hearings Committee (the Committee) summarises the 26 submissions received during the consultation period.
- 3 No substantive change was proposed to the Bylaw and there were mixed responses to this proposal with most feedback about roosters and cats.
- 4 See Attachment A for the proposed draft Bylaw with tracked changes.
- 5 Eight submitters wish to be heard.

RECOMMENDATIONS

That the Committee:

- a) **Considers** the submissions on the review of the Keeping of Animals Bylaw.
- b) **Makes** recommendations to the Council on the review of the Keeping of Animals Bylaw.

BACKGROUND

Local Government Act 2002

- 6 Under the Local Government Act (the Act), bylaws can be made for one or more of the following purposes: protecting the public from nuisance; protecting, promoting, and maintaining public health and safety; and minimising the potential for offensive behaviour in public places (section 145).
- 7 The Act also allows bylaws to be made specifically to regulate the keeping of animals, bees and poultry (section 146(1)(a)(v)).
- 8 The Act further requires bylaws to be reviewed five years after adoption and then at ten-year intervals (with a two-year additional period to complete a review if required).

Keeping of Animals Bylaw history and purpose

- 9 The Keeping of Animals (excluding Dogs) and Birds Bylaw was made in October 2010. It does not extend to dogs which are regulated by the Dog Control Act 1996 and Dog Control Bylaw.
- 10 The Bylaw's purpose is to protect the public from nuisance and to protect, promote and maintain public health and safety by controlling the keeping of animals. The Bylaw regulates how animals and birds must be kept. It allows the Council to impose a limit on the number and/or species of animals or birds kept at a property if non-compliant, and it covers offences and penalties according to the Act.
- 11 In practice, the Bylaw has focused primarily on controlling the nuisance effects of keeping animals rather than controlling specific actions or limiting residents to a specific number of animals per property.
- 12 The Bylaw was reviewed in 2016 with minor wording changes, then again in 2021/2022 when provision was added to ban the keeping of roosters in residential zone areas unless owners have written permission. This was in response to feedback about noise nuisance issues.
- 13 Due to the changes being significant, a new Keeping of Animals Bylaw was made in 2022, and the previous Keeping of Animals (excluding Dogs) and Birds bylaw was revoked. Therefore, the review period for the Bylaw was within five years rather than the ten-year review period specified for an existing bylaw, and the Bylaw is now being reviewed.

DISCUSSION

Community engagement

Early engagement

- 14 Early engagement was carried out with the community, partners and stakeholders in May 2026 to inform the review. Information and an online survey were advertised by email, through the Otago Daily Times Noticeboard, DCC website and social media. The survey asked about keeping roosters, and whether there are issues with beekeeping and keeping other domestic animals (excluding dogs). The survey noted that the Bylaw is not the best way to address most cat issues.
- 15 There were 139 responses to the web survey. Results of the early engagement were reported to the Council on 25 June 2026.

Special consultative procedure

- 16 Consultation on a proposed Bylaw was then carried out from Monday 20 July until Friday 21 August 2026, using the special consultative procedure, as required by the Act.
- 17 Engagement methods included advertising on the DCC website, social media pages, on the Otago Daily Times Noticeboard, and targeted emails to partners and key stakeholders. Partners and stakeholders include mana whenua, animal clubs and organisations, the public and Community Boards.

Results of consultation

- 18 There were 26 submissions on this bylaw review. Key findings from the consultation are as follows:

General support for Bylaw

The survey asked: *Generally, do you agree that the current Keeping of Animals Bylaw works well to address issues relating to keeping animals in Dunedin?*

Answer	Number	%
Yes	7	27%
No	11	42%
Did not answer	8	31%
TOTAL	26	100%

Responses were mixed with 42% of submitters not agreeing that the current bylaw works well, 31% not answering this question, and 27% agreeing that the bylaw works well.

Why/why not?

Responses were mixed with some wanting more restrictions for cats, as well as comments about bees, roosters and dogs. The Dunedin Beekeepers Club supported the proposal not to introduce restrictions for beekeepers.

Roosters

The survey asked: Which of the following options do you support in relation to keeping roosters?

Which option do you support?	Number	%
Option 1: Retain the ban on keeping roosters in residential areas unless with written permission from the Council (proposed).	8	31%
Option 2: Do not specifically restrict keeping of roosters in any area.	10	38%
Did not answer	8	31%
TOTAL	26	100%

Responses to this question were mixed with 38% not wanting restrictions on keeping roosters in any area, 31% wanting to retain the ban on keeping roosters in residential areas, and 31% not answering.

Why/why not?

Fifteen respondents commented on this question with mixed views ranging from the benefits of roosters to rooster noise issues.

Other comments

The survey asked: *Do you have any other comments to make about the proposed Bylaw?*

Topic	Number
Cat restrictions	10
Roosters	3
General	1

Ten respondents commented about cats with most asking for restrictions such as desexing, microchipping and limiting cat numbers in the Bylaw. Some of these were organisations such as the SPCA, Companion Animals New Zealand, Forest and Bird Dunedin, and Otago Federated Farmers.

Social media feedback

- 19 Information about the review was posted on the DCC's Facebook page on 31 July 2026. There were approximately 9,000 views and 17 comments. Comments were on the pros and cons of roosters, as well as cats.

Staff comment – cats

Cats

- 20 Cats were again commented on with some organisations asking that the Bylaw includes specific rules, for example de-sexing, microchipping and limits on numbers. No specific rules for cats were proposed in the Bylaw and there were no specific questions about cats in the statement of proposal, although context was provided. This was because the Bylaw is not considered the best way to address cat issues.
- 21 Issues such as cat fouling (and related toxoplasmosis) can be a nuisance or impact health and safety, and these can already be dealt with through nuisance provisions within this Bylaw. For example, the Bylaw provides for limiting animal numbers, removing certain animals and prohibiting owners from keeping certain animals if the Bylaw is not complied with.
- 22 Although a number of other councils have introduced microchipping and neutering requirements, discussions indicate that these are resource intensive, difficult to manage, do not fit well within the legislative framework, and are problematic to enforce. Any enforcement efforts would need to be funded through general rates as there is no legislation, such as the Dog Control Act 1996, that requires registration and fees which would fund the control.
- 23 Other issues such as cats wandering and cats attacking wildlife, do not, in themselves, pose a nuisance to the public or impact public health and safety. Therefore, this falls outside the scope of the Act which is aimed at protecting people and communities rather than wildlife.
- 24 The preferred option to address cat issues, to date, has been to work with local organisations towards responsible cat ownership through education, information, and promotion of good practice. This has included information on the DCC website and a social media campaign. The Council previously supported local Snip n Chip campaigns with promotion and funding (of \$20,000 per year) for two years in 2023/2024 and 2024/2025.

Cats – other mechanisms

25 Other mechanisms to address cat issues include:

- Reserves Act 1977 which allows the Council to seize and destroy, sell or otherwise dispose of an animal that is trespassing on a Council reserve and where there is no evidence of ownership.
- Health Act 1956 which can be used to address a health nuisance posed by animals, including cats.
- Otago Regional Council’ pest management strategy under the Biosecurity Act 1993.
- Wildlife Act 1953 which provides for mechanisms to protect wildlife.
- Advocacy for national cat legislation – this has not yet been a priority for central government. For example, in 2024, a proposed Domestic Cat Microchipping Bill was introduced as a cross-party member’s bill. This is currently waiting to be drawn from Parliament’s ballot to receive its first reading. In 2025, feral cats were added to the Predator Free 2050 Strategy.

Date of effect

26 Staff suggest that the Hearings Committee recommend a revised bylaw date of effect to the Council. If there is no substantive change recommended, then an immediate date of effect would be appropriate. However, if change is recommended, then a date of effect that allows time for communication on any rule changes is suggested.

OPTIONS

27 There are no options with this report as its purpose is to present a summary of submissions.

NEXT STEPS

28 Next steps are for the Committee to consider consultation results and make recommendations to the Council regarding the Bylaw review.

Signatories

Author:	Anne Gray - Business Advisor - Compliance Solutions Cazna Savell - Team Leader Animal Services Tanya Morrison - Team Leader Environmental Health and Alcohol Licensing
Authoriser:	Bonnie Wright - Manager Compliance Solutions Paul Henderson - General Manager Corporate and Regulatory Services

Attachments

	Title	Page
A	Proposed Keeping of Animals Bylaw - tracked changes	17

SUMMARY OF CONSIDERATIONS

Fit with purpose of Local Government

This decision enables democratic local decision making and action by, and on behalf of communities. This decision promotes the social and environmental well-being of communities in the present and for the future.

Fit with strategic framework

	Contributes	Detracts	Not applicable
Social Wellbeing Strategy	✓	☐	☐
Economic Development Strategy	☐	☐	✓
Environment Strategy	✓	☐	☐
Arts and Culture Strategy	☐	☐	✓
3 Waters Strategy	☐	☐	✓
Future Development Strategy	☐	☐	✓
Integrated Transport Strategy	☐	☐	✓
Parks and Recreation Strategy	☐	☐	✓
Other strategic projects/policies/plans	☐	☐	✓

This Bylaw contributes to the healthy and safe people priority of the Social Wellbeing Strategy, and healthy environment priority of the Environment Strategy.

Māori Impact Statement

No specific impacts for mana whenua have been identified. However, in recognition of the Autūroa and Autakata pou in Te Taki Haruru, our mana whenua partners were advised of the review and invited to provide feedback. This Bylaw is in line with the cultural key direction of Autikaka in Te Taki Haruru.

Sustainability

There are no specific implications for sustainability.

LTP/Annual Plan / Financial Strategy /Infrastructure Strategy

There are no implications for these documents.

Financial considerations

There are no financial implications as the review is being carried out within existing budgets.

Significance

This decision is considered low in terms of the Council's Significance and Engagement Policy.

Engagement – external

There has been initial engagement with partners and stakeholders, including mana whenua, animal organisations, and the public to inform this Bylaw review. The special consultative procedure was used to consult on proposed changes and draft Bylaw, as required by the Act. Early engagement, as well formal consultation, was carried out with partners and stakeholder, including mana whenua, animal organisations and the public to inform this review.

Engagement - internal

There has been internal engagement with Mana Ruruku, Governance, In-House Legal Counsel and Council Communications and Marketing.

SUMMARY OF CONSIDERATIONS***Risks: Legal / Health and Safety etc.***

There are no identified risks. In-House Legal Counsel has reviewed the proposed Bylaw and the current Bylaw was reviewed by external legal counsel in 2021.

Conflict of Interest

There are no known conflicts of interest.

Community Boards

There may be implications for Community Boards. They are identified as stakeholders and were engaged with during the review.

KEEPING OF ANIMALS BYLAW			
 DUNEDIN kaunihera CITY COUNCIL a-rohe o Ōtepoti			
Keeping of Animals Bylaw 20262			
Approved by:	The Council		
Date approved:	22 February 2022 TBC		
Date of effect:	1 July 2022 TBC	Reviewed:	2026
Next review date:	By 22 February 2027 2036	DOC ID:	

This bylaw is made by the Dunedin City Council under sections 145 and 146 of the Local Government Act 2002 (LGA 2002).

1. SHORT TITLE

- 1.1 The bylaw shall be known as the Keeping of Animals Bylaw ~~2026~~.

2. APPLICATION

- 2.1 This bylaw applies to Dunedin City residential and rural-residential zones unless otherwise specified.

Explanatory note: Dog control in Dunedin is addressed in the Dog Control Policy and Dog Control Bylaw.

3. PURPOSE

- 3.1 The purpose of this bylaw is to protect the public from nuisance and to protect, promote and maintain public health and safety by controlling the keeping of animals.

4. INTERPRETATION

- 4.1 Explanatory notes are for information purposes, are not part of this bylaw and the Council may add, amend or delete explanatory notes at any time without amending the bylaw.

Explanatory note: Explanatory notes are used for a number of reasons, including to explain the intent of a clause in less formal language, to include additional helpful information, or because the information may be subject to change and need to be updated before the bylaw itself has to be updated.

- 4.2 The Legislation Act 2019 applies to this bylaw.

- 4.3 Where not otherwise defined in this bylaw, all words and phrases are as defined in the LGA 2002.

5. DEFINITIONS

- 5.1 In this bylaw, unless context otherwise requires:

Animal	Has the same meaning as defined in the Animal Welfare Act 1999, <u>except that it excludes dogs, and also includes insects and invertebrates but excludes dogs and humans.</u>
Council	Means the Dunedin City Council and includes any person authorised by the Council to act on its behalf.
Enclosure	Includes any coop, pen or other structure designed for the purpose of keeping an animal or animals.
Enforcement Officer	Has the same meaning as defined in the Local Government Act.
Keeping of animals	Includes owning, looking after, caring for, or being in charge of, a custodian of, or in possession of, any animal. 'Keep' has a corresponding meaning.
Noise nuisance	Means any noise emitted by an Animal that is of such a nature as to unreasonably interfere with the peace, comfort, and convenience of any person, or likely to be injurious to human health.
Nuisance	Has the same meaning as section 29 of the Health Act 1956. <i>Explanatory note:</i> <i>Without limiting the meaning of the term 'nuisance', section 29 of the Health Act 1956 states that a nuisance shall be deemed to be created in any of the following cases, that is to say:</i> <i>(a) Where any accumulation or deposit is in such a state or so situated as to be offensive or likely to be injurious to human health;</i> <i>(b) Where any premises, including any accumulation or deposit thereon, are in such a state as to harbour or likely to harbour rats or other vermin;</i> <i>(c) Where any buildings or premises used for the keeping of animals are so constructed, situated, used, or kept, or are in such a condition, as to be offensive or likely to be injurious to human health;</i> <i>(d) Where any animal, or any carcass, is so kept or allowed to remain as to be offensive or likely to be injurious to human health.</i>
Owner	In relation to any animal, means the person who owns the animal and includes the parent or guardian of a person under the age of 16 years who: (a) Owns the animal; and (b) Is a member of the parent or guardian's household living with and dependant on the parent or guardian.

Person in charge	In relation to any animal, includes a person who has the animal in that person's possession or custody, or under that person's care, control, or supervision.
Residential Land	Means any area zoned "residential" in the Council's operative District Plan.
Rural-Residential Land	Means any area zoned "rural-residential" in the Council's operative District Plan.

6. OBLIGATIONS OF ANIMAL OWNERS

- 6.1 The owner of any animal must at all times ensure that the animal is kept in a manner that:
- (a) Does not or is not likely to cause a nuisance to any person; and
 - (b) Does not or is not likely to cause a noise nuisance to any person; and
 - (c) Ensures that the animal is kept in conditions which are not offensive or injurious to human health.
- 6.2 Every person in charge of an animal shall ensure that the animal is kept in an enclosure or otherwise restrained within the boundaries of the land on which it is kept.
- 6.3 Clause 6.2 does not apply to a person in charge of cats, pigeons, doves, or bees.

7. KEEPING OF ROOSTERS

- 7.1 No person shall keep or allow to be kept any rooster on any property zoned Residential, except with the written permission of the Chief Executive or an Enforcement Officer.

8. FURTHER CONTROL BY COUNCIL RESOLUTION

- 8.1 The Council may from time to time resolve to make controls for the keeping of any breed or type of animal.
- 8.2 The Council must, before making, amending or revoking a control:
- (a) Comply with the requirements under Subpart 1 of Part 6 of the Local Government Act 2002; and
 - (b) Be satisfied that the controls give effect to the purpose of this bylaw.

9. NON-COMPLIANCE

- 9.1 If the Council considers that any part of this bylaw is not being complied with, it may issue a written notice requiring the owner of the animal or occupier of the land to take such action the Council considers necessary to achieve compliance with this bylaw, specifying the time in which actions must be taken.
- 9.2 Such actions may include, but are not limited to, limiting numbers, removing certain animals, and prohibiting owners from keeping certain animals.

- 9.3 The recipient of any notice issued by the Council under clause 9.1 must comply with it by the time specified in the notice.

10. RIGHT OF REVIEW

- 10.1 Any owner affected by a decision made under this bylaw may apply in writing to the Chief Executive for a review of this decision within 14 days after receiving notification of the decision.

11. GIVING AND CONTENT OF NOTICES

- 11.1 Any notice under this bylaw that is to be given to an owner must be in writing and may be given by the following means:

- (a) By delivering it personally to the owner; or
- (b) By leaving it, or sending it by post addressed to the owner, at their usual or last known place of residence; or
- (c) By sending it in electronic form to an email address that the owner has specified as an address for service.

- 11.2 A notice will be deemed to have been received by the owner when:

- 11.2.1 In the case of personal delivery, when received by the owner;
- 11.2.2 In the case of post by mail, on the third working day following the date of posting to the owner's last known address;
- 11.2.3 In the case of email, on the day following the day it was sent.

- 11.3 Every notice shall specify:

- (a) The purpose of the notice; and
- (b) The name and address of the Authorised Officer to whom inquiries in respect of the notice may be made; and
- (c) If entry on land or premises is intended, the statutory authority for the entry.

12. BREACH OF BYLAW

- 12.1 A person breaches this bylaw when they:

- (a) Breach a provision in this bylaw; and
- (b) Fail to carry out any action required by an Authorised Officer; or
- (c) Fail to comply with a notice issued under clause 11.

13. PENALTIES

- 13.1 Any person who breaches this bylaw commits an offence and is liable on conviction to a fine not exceeding \$20,000 as set out in the Local Government Act 2002.
- 13.2 Any property involved in the commission of an offence against the Local Government Act 2002 which includes a breach of this bylaw, may be seized and impounded by the Council in accordance with that Act.

Explanatory note: Sections 165-168 of the Local Government Act 2002 sets out Council powers, conditions of entry onto land involved in the commission of an offence, and the seizure and return of property.

14. ADDITIONAL INFORMATION TO THE KEEPING OF ANIMALS BYLAW

- 14.1 This additional information does not form part of the bylaw. It contains information to help users understand, use and maintain the bylaw. This information may be updated at any time.

Relevant Legislation:	Includes: Animal Welfare Act 1999 Health Act 1956 Legislation Act 2019 Local Government Act 2002 Resource Management Act 1991
Associated Documents:	Operative Dunedin City Council District Plan
History of bylaw (and related bylaws):	Keeping of Animals Bylaw reviewed in 2026 Keeping of Animals Bylaw made in 2022 Keeping of Animals (excluding Dogs) and Birds Bylaw revoked in 2022 Keeping of Animals (excluding Dogs) and Birds Bylaw made in 2016 Keeping of Animals (excluding Dogs) and Birds Bylaw revoked in 2016 Keeping of Animals (excluding Dogs) and Birds Bylaw made in 2010