

DRAFT ONLY

Infringement offences and their fees as specified in the Dog Control Act 1996 are reproduced below.

Table 1: Penalties as a Result of Enforcement Action for Offences under the Dog Control Act 1996

Description of Offence (Section of Act)	Possible Penalties				
	Seizure of Dog	Destruction of Dog	Council Fee ¹	Instant Fine ²	District Court (maximum penalty)
Dog Welfare Failure to provide adequate food, water, shelter (15, 54)	✓		✓		\$5,000 or 3 months in prison
Dog Control Officers or Dog Rangers Willful obstruction of Dog Control Officer or Dog Ranger (18)				\$1,000	\$3,000
Failure or refusal to supply information or wilfully stating false particulars about owner (19)			✓	\$1,000	\$3,000
Failure or refusal to supply information or wilfully stating false particulars about dog (19A)				\$1,000	\$3,000
Registration and Microchipping False statement relating to registration (41)				\$1,000	\$3,000
Failure to register dog (42)	✓		✓	\$300	\$3,000
Fraudulent attempt to procure replacement label or disc (46)				\$1,000	\$3,000
Failure to advise Council of change of ownership or address (48, 49)				\$100	\$500
Removing, swapping or making counterfeit registration labels or discs (51)				\$1,000	\$3,000
Fraudulent sale or transfer of dangerous dog (32(4))				\$1,000	\$3,000
Failure to meet provisions relating to microchipping from 1st July 2006 (36A)				\$500	\$3,000
Uncontrolled Dog Failure to comply with any bylaw (20) <i>(copy of dog bylaw contained in Appendix 2)</i>				\$500	\$20,000
Failure to keep dog under control (53)	✓		✓	\$300	\$3,000
Failure to control or confine dog on owners property from 1st July 2004 (52A)	✓		✓	\$300	\$3,000
Failure to carry a leash (54A)				\$100	\$500
Failure to abate noise of a barking dog (55)	✓		✓		\$1,500
Dog attacking any person, stock, poultry, domestic animal, or protected wildlife (57)	✓	✓	✓		\$3,000
Dog rushing affecting any person or causing a traffic accident or property damage (57A)	✓	✓	✓		\$3,000
Dog causing serious injury to any person or protected wildlife (58)	✓	✓	✓		\$20,000 +/- 3 years in prison
Failure to keep dog under proper restraint (61)		✓			\$150 for every day of offending
Allowing dogs known to be dangerous to be at large unmuzzled (62)				\$1,000	\$500
Failure to produce certificate of dogs destruction (64)					\$3,000
Classification Failure to comply with requirements of a disqualified owner classification (28)	✓		Extended period of disqualification	\$1,000	\$3,000
Importation of banned dogs (30A)					\$3,000
Failure to comply with requirements of a dangerous dog classification (32)	✓	✓	✓		\$3,000
Failure to comply with requirements of a menacing dog classification (33E)	✓		✓		\$3,000
Failure of owner to advise requirements of dangerous or menacing dog classifications to person in charge of dog (33F)					\$500
Animal Shelter Unlawfully releasing a dog from shelter or having custody of a dog unlawfully released from shelter (72)					\$3,000

¹ Council fees for offences relate to late registration or impounding fees for seizure, custody, sustenance, transport and/or destruction of dogs as appropriate.

² An instant fine is called an Infringement Fee in the Dog Control Act 1996.

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Probationary Owners

Under Section 21 of the Dog Control Act 1996 Council has the power to classify a dog owner as a probationary owner where the person has been convicted of an offence under the Dog Control Act or under specified sections of the Animal Welfare Act, Conservation Act or National Parks Act. Likewise, where three or more infringement offences occur through the same dog owner within a period of 24 months then the Council may classify the owner as a probationary owner.

Council responds in varying degrees (under Section 21) depending on the nature of the offence, in order to achieve compliance with the law.

Classification as a probationary owner means that:

- No new dog may be registered by that owner.
- The owner may be required to undertake an approved education programme.
- Any unregistered dog(s) must be disposed of.

The rights, conditions and obligations of probationary owners are stated in sections 21 to 24 of the Act.

Disqualification

Under Section 25 of the Dog Control Act, the owner of a dog may be disqualified from being a dog owner if the owner is convicted of an offence under the Dog Control Act or specified sections of the Animal Welfare Act, Conservation Act or National Parks Act. Likewise if a dog owner commits three or more infringement offences the owner may be disqualified from owning a dog.

Council will use these powers where it is considered that the nature of the offending warrants disqualification of the owner.

Policy 2 Regulation

Council, for the purpose of providing disincentives for various offences will, as the offence warrants:

- Ensure dog owners register their dogs through infringements, prosecutions and debt collection activities;
Undertake prosecutions against the non-compliant owner;
- Issue infringement notices;
Classify a dog owner as a 'probationary owner' for up to twenty four months;
- Disqualify an owner from owning a dog
- Classify a dog as menacing where appropriate;
- Classify a dog as dangerous as appropriate.

PROHIBITED AREAS

Council has historically endeavoured to recognise the valid place of dogs within the community and their role as an integral part of many families, recreational pursuits, rehabilitation/therapy exercises, mental/emotional health and the work environment.

Council has also recognised that poorly managed dogs can create a physical danger to others and can have serious social and environmental impacts on the City.

In order to arrive at any decision which results in dogs being prohibited or permitted in relation to any specified area of the City, the Council must take into account a vast array of diverse opinions which range from intense anti-dog lobbyists to extremely pro-dog enthusiasts.

Through listening to the needs of the community Council endeavours to arrive at a balanced and appropriate measure of dog permitted and prohibited areas within the City. Council's policy needs to be compatible with other parties, their strategies and policies.

The Dog Control Act 1996 requires the identification of all land within the Council district which is subject to the Conservation Act 1987 or a national park constituted under the National Parks Act 1980.

The Department of Conservation - Auckland Conservancy 'Conservation Management Strategy' prohibits from land administered by the Department, all domestic pets, but allows dogs on the land for the following purposes:

- Search and rescue;
- Protected species management;
- Animal control work;
- Farm working dogs under the control of Department staff or lessees.
- Recreational hunting; and
- Assistance for the visually impaired.

The Department of Conservation prohibits dogs from the Crown foreshore adjacent to Whatipu Scientific Reserve, and the Crown foreshore adjacent to Pollen Island (eastern coastal edge of Te Atatu Peninsula).

The Royal Forest & Bird Protection Society has a ban on dogs at Matuku Reserve (near Bethells).

Within the Waitakere Ranges Regional Park, the Auckland Regional Council has prohibited dogs from:

- All campgrounds
- Designated picnic areas (but this may be relaxed during winter).
- Whatipu Scientific Reserve, including the Crown foreshore (under DoC administration).
- Grassed areas at Cornwallis
- Lake Wainamu
- Dams buffer zones and Paraha Valley

Otherwise dogs are permitted on a leash.

Policy 3 Dog Prohibited Areas

The following areas are designated as Dog Prohibited Areas:

- (a) *Piha Beach from the Piha Stream (Lion Rock) to the southern most end of South Piha Beach, as marked by appropriate marker poles, and commencing from the start of daylight saving in any one year and concluding at the end of daylight saving in the next succeeding year.
- (b) Any area marked as prohibited to dogs for the purpose of protecting wildlife.
- (c) On any area that is developed or marked out as a sports field (but not including any spectator area); outdoor court, skateboard park and cycle park.
- (d) On or within 10 metres of any area that is developed or marked out as a playground or contains children's play equipment.
- (e) Within 10 metres of any fitness apparatus.
- (f) Within 10 metres of any person picnicking on a Council reserve or beach unless that person is the owner of the dog, or unless mutual consent is reached.
- (g) In any public place, determined by the Council from time to time by resolution during any period specified in the resolution. Any such resolution is to be declared publicly by two notifications in a newspaper circulating within the Waitakere City area.

Note 1:

Where a dog is confined within a vehicle the dog owner is not in breach of this Policy 3 provided that the dog has sufficient water, shelter and ventilation and provided that there is no risk of the dog overheating or causing a nuisance to citizens.

Note 2:

Dogs are also prohibited from areas within Waitakere City which are not managed by Waitakere City Council as follows:

- Lake Wainamu Scenic Reserve.
- Whatipu Scientific Reserve and adjoining Crown foreshore and Pararaha Valley.
- Grassed area at Cornwallis.
- Water supply dam, dam buffer zones.
- Regional Park camping grounds and picnic areas.
- Matuku Reserve.
- Foreshore along the Te Atatu Peninsula adjacent to Pollen Island.

*Refer to Maps in Schedule 2.

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LEASHED AREAS

Every dog owner must ensure that his or her dog does not enter or remain in any public place or private way designated as a leashed area unless the dog is led by a chain, strap or other sufficient contrivance by the person for the time being in charge of the dog.

Policy 4 Leashed Areas

The following areas are designated as Leashed Areas:

- (a) *Bethells Beach at any time of day with exemption within the marked Off Leash Area specified in Policy 5.
- (b) *Piha Beach on any part of the beach not marked as Dog Prohibited Area specified in Policy 3, and with exemption within the marked Off Leash Area specified in Policy 5.
- (c) All other beaches within Waitakere City at all times.
- (d) All other public places and private ways not included under Policy 5 Off Leash Areas.
- (e) Waikumete Cemetery.

*Refer to Maps in Schedule 2.

OFF LEASH AREAS

Off leash areas are where the dog owner may exercise the dog and the dog may be released from any physical restraint but must be under continuous strict supervision through verbal and/or body language, signals or any other stimulus which causes the dog to behave in a socially acceptable fashion and in accordance with the Dog Control Bylaws and Dog Control Act 1996.

Council, through its bylaws will identify appropriate areas in which dogs can be exercised off the leash. In doing so, it will take account of public safety, any wildlife in the area, and any sensitive ecological areas.

Note:

Council may consider developing fully fenced Designated Dog Exercise Areas where menacing and dangerous dogs can be exercised off the leash but muzzled.

Policy 5 Off Leash Areas

The following areas are designated as Off Leash Areas:

- (a) *Bethells Beach within the area allowed by marked poles between sunrise and sunset on each day.
- (b) *Piha Beach within the area allowed by marker poles generally located north of Lion Rock and the northern end of the beach between sunrise and sunset on each day.
- (c) Cornwallis Beach sand area only from sunrise to 9 am daily.
- (d) All Council reserves (excluding beaches) within Waitakere City (refer to Schedule 1) provided that:
 - The dog owner complies with the appropriate sections of Policy 3 - 'Dog Prohibited Areas', and
 - The dog does not enter any area being within ten metres of any other person or that person's pet using the reserve, unless by mutual agreement.Note: The intention is to ensure that enjoyment of using the reserve is not compromised by unwelcome intrusion.

*Refer to Maps in Schedule 2.

BYLAWS

The dog control bylaws form an integral part of the policy on dogs and are readily available along with the policy. From time to time and in response to community needs the dog control bylaws may be reviewed.

Policy 6 Bylaws

Council will make bylaws as deemed necessary for all, or any of the following purposes, in respect of public places:

Prohibiting dogs

Requiring dogs to be on a leash

The removal of dog faeces from public places by the owner.

Regulating and controlling dogs.

Prescribing minimum standards for the accommodation of dogs.

Providing for well being of dogs.

Limiting the number of dogs that may be kept on any land or premises to 2 dogs for properties under 2000m² down to 1 dog for properties less than 600m² but providing for an application and consent process to allow exceptions.

The confining of dogs during specified periods, and bitches while in season.

The de-sexing of dogs where they have not been kept under control.

The impounding of dogs found at large in breach of any bylaw.

Any other purpose which Council deems necessary or desirable for the control of dogs.

Note:

Waitakere City Council promotes de-sexing of dogs. In the circumstance of a bitch being entire, it is recommended that the owner obtains veterinary medication to prevent the bitch "coming into season."

FEES

In setting the dog fees Council takes into account the user pays principle, penalty based fees, legislative requirements, Policy 44 of Council's Funding and Rating Policy, recognition of responsible dog ownership, and community responsibilities. Registration and dog control will be mainly funded by dog owners. However, where costs cannot be recovered from the owner, they will be rates funded.

Policy 7 Fees

Registration and dog control will be mainly funded by dog owners. However, Council recognises that dog control is a community issue and is therefore partly rates funded. Council shall set fees for the registration and control of dogs. In setting the fees Council will, where it deems appropriate, use different scales of fees for de-sexed dogs, working dogs, dogs not exceeding 12 months of age, dogs registered by any person who has met a specified level of competency in terms of responsible dog ownership, and fees for the replacement of registration labels or discs.

The penalties for successive impounding of the same dog will be set on a graduated scale.

Schedule 1 Council Reserves

Bethells

Tasman View
Esplanade
Tasman View Road

Te Henga Park
Bethells Road

Waitakere Quarry
Te Henga Road

Waitoru Reserve
83 Bethells Road

French Bay

French Bay Esplanade
The Parade - Paper
Road

French Bay Reserve
45a Valley Road

Okewa Reserve
20 Okewa Road

Opoi Reserve
42 Opoi Road

Otitori Reserve
65a Otitori Bay Road

Otitori Scenic Reserve
56 Otitori Bay Road

Tanekaha Reserve
79 Otitori Bay Road

Glen Eden

542 West Coast Road
Esplanade
542 West Coast Road

Brandon Walk
Brandon Road

Ceramco Park
Glendale Road

Claridge Street
Common
14b Claridge Street

Clayburn Reserve
53 Clayburn Road

Duck Park
23 Captain Scott Road

Foothills Lane Reserve
9 Phillip Ave

George Herring
Common
92 Woodglen Road

Glen Close Reserve
34 Glen Close

Glen Eden Green
7 Glendale Road

Glen Eden Picnic
Ground
29a Glendale Road

Glucina Reserve
17 Palm Court Drive

Handley Plantation
Reserve
726 West Coast Road

Harold Moody
Reserve
40 Glendale Road

Hibernia Stream
Esplanade
Glendale Road

John Webster Reserve
6a John Webster Place

Kamara Road
Common
56 Kamara Road

Kamara Walk
Kamara Road

Kotinga Reserve
12 Kotinga Avenue

Library Lane / Glen
Eden Walkway
250 West Coast Road

Maywood Reserve
24 Maywood Crescent

Milan Reserve
Milan Road

Osman Street
Common
4 Osman Street

Prospect Park
Pisces Road

Rua Reserve
Rua Road

Ruru Reserve
760 West Coast Road

Shah Park
Shah Place

Singer Park
West Coast Road

Sunvue Park
94 Sunvue Road

Virgo Common
Virgo Place

Waiatarua Reserve
726 West Coast Road

Westview Reserve
Janet Clews Place

Woodbank Reserve
Opposite 6-18
Woodbank Road

Woodglen Road
Reserve
79 Woodglen Road

Glendene

Bancroft Park
40 Bancroft Crescent

Glendene Reserve
34 Glendene Avenue

Harbour Reserve
Avenger Place

Harmel Reserve
Harmel Road

Hepburn Esplanade
Reserve
Hepburn Road

Heversham Green
Rose Warner Crescent

Laurieston Park
92 Glen Marine Parade

Lydford Green
15 Lydford Place

Meadow Glade
10 Meadow Crescent

Patts Reserve
7 Patts Avenue

Span Farm Esplanade
36 Bancroft Crescent

Tirimoana Reserve
88 Glendene Avenue

Valron Esplanade
14 Valron Road

Green Bay

Barron Green
1c Barron Drive

Cutlers Walk
15 Cutler Street

Godley Green
100c Godley Road

Golf Road Domain
Corner Ara Avenue /
Golf Road

Green Bay Beach
235 Portage Road

Green Bay Community
Corner
50a Godley Road

Green Bay Domain
23 Cliff View Drive

La Rosa Garden
Reserve
La Rosa Street

Maui Reserve
16 Maui Street

Rahui Kahika Reserve
28 Pendlebury Street

Taupiko Reserve
5 Taupiko Place

Schedule 1 Council Reserves

<hr/> Henderson Catherine Esplanade Catherine Street Civic Centre & Japanese Gardens 6 Waipareira Ave Corban Estate Esplanade Next to Vintage Reserve at back of Corban Esta Corban Green Corban Road Cranwell Esplanade Sel Peacock Avenue Cranwell Park Alderman Drive Daytona Strand 2/28 Daytona Road Epping Esplanade Epping Street Epping Plant Reserve 8 Epping Road Falls Park Alderman Drive Forest Hill Park 182 Henderson Valley Road Hart Domain Vitasovich Avenue Harvest Reserve Harvest Drive Henderson Creek Esplanade Central Park Drive Henderson Park 41 Wilshire Crescent Howard Reserve 46 South Kensington Way Lavelle Reserve 57 Lavelle Road	Lincoln Road Plant Reserve Lincoln Road Lloyd Morgan Lions Clubs Park 214 Edmonton Road Millbrook Esplanade Millbrook Road Murillo Reserve 17 Murillo Place Newcys Corner Edmonton Road / Great North Road Opanuku Esplanade Henderson Valley Road Opanuku Marginal Strip Reserve Henderson Valley Reserve Opanuku Reserve 1 Henderson Valley Road Pioneer Park Corner Alderman Drive & Ratanui Street Plummer Domain Keeling Road Railside Esplanade Reserve Behind 120 Railside Ave Rotary Park Swanson Road Seibel Park Seibel Road Seibel Scenic Reserve 6 Seibel Road Sun Place Esplanade Reserve 17 Sun Place Swan Arch Reserve Central Park Drive	Trading Esplanade Next to 333 Great North Road Tui Glen Esplanade Glen Brooks Avenue Tui Glen Reserve Claude Brooks Avenue Vintage Reserve Vintage Drive Vitasovich Esplanade Vitasovich Avenue Vodanovich Reserve 46 Vodanovich Road Woodside Reserve 28 Woodside Road <hr/> Henderson Valley Border Road Esplanade 20 Taranui Street Corban Reserve Henderson Valley Road Foster Ave Walkway 46 Foster Avenue Grassmere Reserve Grassmere Road Henderson Valley Green 309 Henderson Valley Road Henderson Valley Park 201 Henderson Valley Road Henderson Valley Scenic 180 Candia Road Marian Roberts Reserve 312 Forest Hill Road Mountain Reserve 48 Mountain Road	Mountain Road Esplanade Reserve 23 Mountain Road Napuka Road Plantation 27 Napuka Road Opanuku Stream Reserve 359 Henderson Valley Road Pareira Esplanade Mountain Road Pareira Reserve 4 Mountain Road Vale Park 56 Grassmere Road <hr/> Herald Island Christmas Beach 86 The Terrace Ferry Parade Plt Reserve Ferry Parade Herald Island Domain 44 Ferry Parade Herald Island Domain - Access Strip Ferry Parade Kingsway Reserve Kingsway Road Kowhai Beach Reserve Ferry Parade Landing Reserve The Terrace Pahiki Reserve 3 Twin Wharf Road Wharf Road Esplanade 2 Twin Wharf Road
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Schedule 1 Council Reserves

Hobsonville	Little Huia Beach Huia Road	Copley Reserve 36 Copley Street	Fawcett Esplanade Fawcett Road
Bannings Way Reserve 40 Bannings Way	Sylvan Reserve 247 Huia Road	Durrant Place Reserve 10b Durrant Place	Fawcett Scenic Reserve Fawcett Road
Berneckers Landing Marguerita Place	Upland Glade Upland Road	Kelman Park 38 Kelman Road	Laingholm Drive Esplanade 76 Laingholm Drive
Connemara Reserve Connemara Court	<hr/> Karekare	Kieman Esplanade 14 Kieman Place	Laingholm Hall Reserve Victory Road
Da Vinci Park 14 Da Vinci Avenue	Karekare Plant Reserve 41 Karekare Road	Lynwood Esplanade Reserve 125 Lynwood Road	Laingholm Reserve 2 Western Road
Duke Park Buckley Avenue	Karekare Reserve Karekare Road	Nile Reserve 34 Nile Road	Laingholm Scenic Reserve Sandys Parade
Hilda Griffin Reserve 89 Hobsonville Road	Karekare Scenic Reserve Karekare Road	Rerewai Reserve 97 Sabulite Road	Laings Esplanade Next to 180 Laingholm Drive
Hobsonville Esplanade Hobsonville Air Base	Karekare Valley Scenic Karekare Road	Waikumete Cemetery Great North Road	Little Muddy Creek Laingholm Drive
Hobsonville War Memorial Hobsonville Road	Odlin Corner 56 Lone Kauri Road	<hr/> Konini	Lookout Reserve 19 Lookout Drive
Oak Park 21 Oak Park Place	<hr/> Kaurilands	Annison Green 5 Annison Avenue	Maher Park 11 Tane Road
Scott Esplanade Scott Road	Kaurilands Domain 55 Atkinson Road	Kaurimu Park 39 Wirihana Road	Owen Green 13 Laingfield Terrace
Starlight Park Starlight Cove	<hr/> Kelston	Onedin Green 11 Onedin Place	Sandys Parade Sandys Parade
Wiseley Esplanade 21 Oak Park Parade	Akatea Park 22 Akatea Road	Shays Reserve 63 Wirihana Road	Tane Reserve 47 Tane Road
<hr/> Huia	Archibald Park 47 Beaubank Road	Wirihana Park 36 Wirihana Road	Tane Walk 61 Tane Road
Foster Bay Reserve 19 Foster Avenue	Aronui Esplanade 14 Aronui Terrace	Withers Reserve 29 Withers Road	Taumatarea Esplanade 105 Kauri Point Road
Foster Hill Lane 1124 Huia Road	Barrys Reserve 10 Barrys Road	<hr/> Laingholm	Victory Glade 20 Victory Road
Foster Strand 25 Foster Avenue	Brains Park 31 Vanguard Road	45 Kauri Point Road Reserve 45 Kauri Point Road	Warner Park Sandys Parade
Huia Domain 1139 Huia Road	Chettle Reserve Skilgate Avenue	75 Kauri Point Road Reserve 75 Kauri Point Road	Warner Walk 12 Western Road
Huia Scenic Reserve 1 Ocean View Road	Cobham Reserve 80 Cobham Crescent	Dorothy Road Beach Access 11 Dorothy Road	
Karamatura Reserve 1280 Huia Road			

Schedule 1 Council Reserves

Western Park Western Road	Lowtherhurst Reserve 42 Redwood Drive	Lilburn Crescent Reserve 16 Liburn Crescent	New Lynn
<hr/> Lincoln	Makora Park 145 Royal Road	Lincoln Park 103a Lincoln Park Avenue	Ambrico Historical Reserve Ambrico Place
Alan Reserve 19 Tango Place	Manutewhau Reserve Jadewynn Road	Massey Domain Red Hills Road	Ambrico Reserve Ambrico Avenue
Daytona Reserve 238 Lincoln Road	Melia Reserve Ginders Dr	Massey Leisure Centre 545 Don Buck Rd	Bessie Preston Reserve 8 Gardner Avenue
Fairdene Reserve 25 Fairdene Avenue	Moire Park 38 Granville Drive	McClintock Reserve 22 McClintock Road	Bob Hill Reserve 18 Hill Crescent
Featherstone Park 59 Swanson Road	Realm Esplanade Realm Place	Raelene Reserve Raelene Place	Clark Street Common Clark Street
Glen Norman Reserve 7 Glen Norman Road	Royal Heights Park Royal Road	Reynella Reserve 77b Reynella Drive	Cutler Reserve 15 Cutler Street
Kingdale Reserve 1 Universal Drive	Spargo Reserve 2/22 Spargo Road	Royal Reserve 9 Beauchamp Drive	Delta Esplanade Corner Great North Road / Delta Road
Penfold Park 132 Universal Drive	Taitapu Park 25 Taitapu Street	Rush Creek Reserve Rush Creek Drive	Delta Triangle Corner Great North Road / Delta Road
Riverpark Reserve 12 Bittern Place	Tatyana Park 121 Sturm Avenue	Sarajevo Reserve 7 Sarajevo Place	Drury Street Esplanade Drury Street
Te Pai Park Te Pai Place	Wickstead Strand 14 Wickstead Place	Sunline Esplanade 16 Sunline Avenue	Gardiner Reserve Rankin Avenue
The Concourse Strand The Concourse	<hr/> Massey West	Triangle Park Don Buck Road	Grandison Green 20 Grandison Crescent
Waitakere City Stadium Central Park Drive	Cyclarama Reserve 64 Cyclarama Crescent	Zita Maria Park 34 Zita Maria Drive	Hinau Reserve 14 Hinau Street
Woodford Reserve 24 Woodford Avenue	Don Buck Corner Glen Road	<hr/> McLaren Park	Karaka Park 30 Harry Brook Road
<hr/> Massey	Don Buck Prim Rec Reserve Don Buck Road	Bruce McLaren Memorial Park 27 Farwood Drive	Ken Maunder Park 21 Binstead Road
Chorley Reserve Triangle Road	Emerald Valley Park Killygordan Place	Dalmatia Green 7 Chiselhurst Street	Lawson Park 58 Seabrook Avenue
Massey East	Gallony Park 18 Gallony Avenue	Hindmarsh Green 25 Hindmarsh Street	Levy Reserve Levy Road
Claverdon Park 27 Claverdon Drive	Helena Park 1 Sunline Avenue	Landow Reserve 19 Landow Place	Manawa Wetland Reserve Margan Ave
Colwill Esplanade 127a Colwill Road	Keegan Park 73 Keegan Avenue	Starforth Reserve 32 Starforth Place	Manuka Park 68 Nikau Street
Huruhuru Esplanade Huruhuru Road	Kemp Park 60 Kemp Road		

Schedule 1 Council Reserves

Manukau Margin Reserve Karaka Domain	Todd Triangle 3091 Great North Road	Oratia Esplanade 40 Newham Place	Pendrell Reserve 6 Pendrell Road
Margan Green Margan Avenue	Totara Triangle Totara Avenue	Oratia Hall Reserve West Coast Road	Piha Domain 24 Seaview Road
Margan Reserve - 2 9 Margan Avenue	Trojan Crescent Reserve 45 Trojan Crescent	Parrs Park 131 Parrs Cross Road	Piha Esplanade Reserve 169 Marine Parade
Mason Park 11 Fruitvale Road	Waikomiti Esplanade No road access	<hr/> Parau	Piha Road Edge Reserve Piha Road
Memorial Square Great North Road	Whau Bridge Reserve 3001 Great North Road	Armour Bay Reserve Armour Road	Piha South Road Reserve Marine Parade
Miro Esplanade Miro Street	Whau Esplanade Great North Road	Big Muddy Creek Esplanade 632 Huia Road	Raynor Road / Sylvan Glade Reserve 6 Raynor Road
Moana Lane Portage Road	Willerton Reserve Willerton Road	Big Muddy Creek Landing 610 Huia Road	Seaview Road Plant Reserve - 1 Seaview Road
Northall Park 16/3 Northall Road	<hr/> Oratia	Takaranga Reserve 15 Staley Street	Seaview Road Plant Reserve - 2 Seaview Road
Olympic Park 45 Portage Road	537 West Coast Road Esplanade 537 West Coast Road	<hr/> Piha	Seaview Walkway 71 Seaview Road
Portage Road Esplanade - 1 Portage Road	Atarua Way 15 Raroa Terrace	Claude Able Reserve 54 Garden Road	South Piha Plantation Reserve 69 Piha Road
Queen Mary Reserve 48 Queen Mary Avenue	Bendalls Esplanade Bush Road	Garden Road Plant Reserve Garden Road	Sylvan Glade Plantation Reserve Sylvan Glade
Railway Embankment Titirangi Road	Carter Road Esplanade Parker Road	Garden Road Walkway 90 Garden Road	Wekatahi Reserve 100 Garden Road
Rankin Avenue Reserve Rankin Avenue	Douglas Scenic Reserve 49 Rimu Road	Glenesk Road Plant Reserve - 1 Glenesk Road	<hr/> Ranui
Rata Street Esplanade Rata Street	Driving Esplanade Forest Hill Road	Glenesk Road Plant Reserve - 2 Glenesk Road	Armada Reserve 5 Armada Drive
Reid Esplanade Reid Road	Kauri Plant Reserve 781 West Coast Road	Les Waygood Park 4 Marine Parade	Coroglen Reserve Glenarden Way
Rewarewa Esplanade Hugh Brown Drive	Kauri Reserve 781 West Coast Road	Marine Parade Plantation Reserve Marine Parade South	Corran Reserve Corran Place
Rimu Esplanade Rimu Street	Kellys Bridge Esplanade Kellys Road	North Piha Esplanade 101 North Piha Road	Elvira Walk 18 Elvira Place
Seabrook Reserve 33 Seabrook Avenue	Nicholas Reserve 14 Nicholas Avenue	North Piha Strand Marine Parade	
Shadbolt Park 128 Portage Road			

Schedule 1 Council Reserves

Ferngrove Park 7 Ferngrove Pl	Blueridge Reserve 34 Blueridge Reserve	Swanson Oaks Cnr of Swanson Rd & Swanson Oaks	Jack Pringle Village Green Cnr Te Atatu Peninsula Road & Harbour View Roa
Greenberry Reserve Between 10 & 12 Greenberry Drive and next to 3	Christine Esplanade Holdens Road	Swanson Scenic Reserve 617b Swanson Road	Kaumatuia Reserve 570b Te Atatu Road
Hamblyn Reserve 3 Hamblyn Place	Kaikoura Reserve 29 Kaikoura Street	Swanson Station Park 760 Swanson Rd	Kelvin Strand 12 Kelvin Crescent
Marinich Reserve 20 Marinich Drive	McKinley Park 6 McKinley Road	Swanson Stream Esplanade Reserve 20 Church Street	Kervil Park 652 Te Atatu Road
Martin Jugum Reserve Martin Jugum Place	Millbrook Road Reserve Milbrook Road	Swanson Stream Reserve Church Street	Lone Tree Park 15 Lone Tree Avenue
Pooks Reserve 26 Pooks Road	Serwayne Walk 14 Serwayne Place	Welsh Hills Reserve Welsh Hills Road	Matipo Reserve 6 Matipo Road
Ranui Domain 3 Robertson Road	Sherrybrooke Esplanade Sherrybrooke Place		Provence Green Provence Esplanade
Ranui Station Park 35 Ranui Station Road	Sunhill Scenic Reserve Awaroa Road	Te Atatu Peninsula	Ramlea Park 22 Taikata Road
Starling Park 32 Waitemata Drive	<hr/> Swanson	Bosun Reserve Bosun Place	Renata Esplanade 22 Renata Cresnet
Te Rangi Hiroa/Birdwood Winery Esta Park Glen Road	Awhiorangi Reserve 1213 Scenic Drive North	Bosun Walk Bosun Place	Roby Reserve 16 Harbour View Road
Ulrich Esplanade Reserve 45 Ulrich Drive	Birdwood Park Birwood Road	Cellarmans Corner 2-4 St Jeromes Avenue	Spinnaker Strand 49 Spinnaker Drive
Waimoko Glen Reserve Waimoko Glen	Crows Park 70 Crows Road	Chapman Strand 14 Chapman Road	Springbank Esplanade 14 Springbank Lane
Waitemata Corner Waitemata Dr	Kay Road Bale Fill Site Kay Road	Danica Reserve Danica Esplanade	Taipari Strand 134 Taikata Road
Rodney District	Kitewaho Plant Reserve - 1 Kitewaho Road	Dawnhaven Esplanade 28 Dawnhaven Road	Tawa Esplanade 2 Wharf Road
Waitakere War Memorial Park Bethells Road	Kitewaho Plant Reserve - 2 Kitewaho Road	Durham Green 12 Roby Street	Te Atatu Peninsula Park 68 Neil Avenue
<hr/> Sunnyvale	Kitewaho Reserve 17 Kitewaho Road	Gloria Park 3 Thomas Avenue	Tuscany Green Tuscany Provence Esplanade
Awaroa Park Corner Awaroa Road / Great North Road	Robert Knox Memorial Park Knox Road	Halyard Common Halyard Place	Waimanu Bay Reserve <u>Waimanu Bay Drive</u>
	Swanson Cemetery 54 O'neils Road	Hughes Esplanade Matipo Road	Te Atatu South
		Jack Colvin Park 42 Titoki Street Jack Pringle Sports Park 1 Pringle Road	

Deleted: Harbour View Reserve,
Harbour View Road

Schedule 1 Council Reserves

Bridge Avenue Reserve Bridge Avenue	Wakeling Park 12 Wakeling Avenue	Mahoe Walk 52 Mahoe Road	Titirangi Way Pl Reserve 7a Otitori Bay Road
Chilcott Brac 19 Chilcott Road	<hr/> Titirangi	McEldowney Reserve 22 McEldowney Road	Waima Crescent Boylan Terrace 9 Boylan Road
Coletta Esplanade Central Park Drive	Atkinson / Norman Road Reserve 232b Atkinson Road	Miha Road Reserve Okewa Road	Woodfern Reserve 10 Woodfern Crescent
Covil Park 56 Covil Avenue	Beverly Hills Scenic Tainui Road	Mt Atkinson Park 23 The Drive	Woodside Glen 81 Woodfern Crescent
Cron Reserve 24 Tirimoana Avenue	Bill Haresnape Walk 87 Haresnape Road	Okewa Reserve & Beach Aydon Road	<hr/> Titirangi North
Divich Reserve 58 Divich Avenue	Bishop Park 207 Atkinson Road	Paturoa Esplanade Paturoa Road	Clarence Reserve Derwent Crescent
Flanshaw Esplanade Reserve 141 Flanshaw Road	Blodisloe Park Old Titirangi Road	Rangiwai Reserve Rangiwai Road	Davern Reserve Davern Lane
Jaemont Strand Jaemont Avenue	Brandon Reserve 100 Godley Road	Scenic Drive North Plant Scenic Drive	Poturi Reserve Poture Streams Avenue
Marlene Glade 6a Porter Avenue	Crum Park Hilling Street	Soldiers Memorial Reserve 238 Atkinson Rd	<hr/> Titirangi South
Marsh Esplanade McLeod Road	Daffodil Scenic Reserve Wacenga Place	South Titirangi Pl Reserve Next to 729 South Titirangi Road	Alex Jenkins Memorial 806 South Titirangi Road
McCormick Green 13 McCormick Road	Gill Esplanade Landing Road	South Titirangi Rec Reserve Huia Road	Arama Reserve 796 South Titirangi Road
McLeod Esplanade McLeod Road	Kawa Glade 8 Kawaka Street	South Titirangi Reserve 547 South Titirangi Road	Arapito Foreshore Reserve 51 Arapito Road
McLeod Park 196 McLeod Road	Kawaka Reserve Atkinson Road	Tangiwai Reserve 199 Huia Road	Arapito Plantation Reserve 51 Arapito Road
Neville Power Memorial Park Kirrie Avenue	Konini Pt Reserve - 1 178 Konini Road	Titirangi Beach B Titirangi Beach Rd	Arapito Reserve 51 Arapito Road
Roberts Field 103 Roberts Road	Konini Pt Reserve - 2 282 Konini Road	Titirangi Bush Reserve Next to 305 Titirangi Road	Davies Bay Reserve 37 McEldowney Road
Roberts Green 1 Roberts Road	Kowhai Reserve 24 Withers Road	Titirangi War Memorial South Titirangi Road	Herrings Cove Herrings Cove
Sherwood Park 36 Sherwood Avenue	Landing Road Reserve 56 The Terrace		Paturoa Way 59 Paturoa Road
Te Atatu South Park 32 Essex Street	Lapdell Plant Reserve South Titirangi Road		Tamariki Reserve
Tirooa Esplanade Wairata Place	Mahoe Plantation Reserve 32 Mahoe Road		

Schedule 1 Council Reserves

753 South Titirangi Road	Buckingham Common Buisson Glade	Sailfish Reserve 18 Sailfish Drive	Semillon Road off Struges Road
Tinopai Reserve 38 Tinopai Road	Buisson Glade Reserve Buisson Glade	St Margarets Park 45 Fitzherbert Avenue	Shona Esplanade Reserve 10 Palomino Drive
<hr/> Waiaatarua	Crosby Reserve Crosby Road	Sunline Park 69 Sunline Avenue	<hr/> Whatipu
Bush Road Plantation 45 Bush Road	Flaunty Reserve 23 Flaunty Avenue	Tornado Reserve West Park Drive	Marama Plantation Reserve 37 Whatipu Road
Bush Road Reserve 20 Bush Road	Hendrika Court West Harbour	West Harbour Esplanade 157 West Harbour Terrace	<hr/> Whenuapai
Cascade Reserve 10 Cascade Avenue	Holmes Reserve 7 Holmes Drive South	West Harbour Reserve West Harbour Terrace	25 Waimarie Road Esplanade Reserve 25 Waimarie Road
Raroa Park 35 Raroa Terrace	Katrina Esplanade 23 Katrina Place	Wiseley Reseve 61 Wiseley Road	47 Waimarie Road Esplanade Reserve 47 Waimarie Road
Taumata Scenic Reserve 33 Cascade Avenue	Kayle Glen Walk 10 Kayle Glen	<hr/> Western Heights	Bill Moir Reserve 64 Waimarie Road
<hr/> Waima	Lagoon Way Reserve 54 Lagoon Way	Astelia grandis Reserve Chelmsley Ave	Brigham Creek Road Rec Reserve Brigham Creek Road
Tainui Reserve Tainui Road	Luckens Reserve 102 Marina View Drive	Espalier Reserve Espalier Drive	Brighams Esplanade Kauri Road
Waima Reserve Boylans Road	Manutewhau Walk 113 Oriel Avenue	Gus Nola Park Summerland Drive off Sturges Road	Bristol Road Esplanade Reserve 24 Bristol Road
York Road Reserve 20 York Road	Marina Esplanade Clear Water Cove	Kensington Gardens Virginia Place	Fred Taylor Park 155 State Highway 16 - Auckland to Helensville
<hr/> Waitakere Township	Marina View Reserve Marina View Drive	Lockington Green Lockington Ave	Kauri Esplanade Kauri Road
Bethells Road Esplanade Reserve 99 Bethells Road	Midgley Park Midgley Road	Palamino Esplanade 62 Palamino Drive	Lone Kauri Glade 115 Kauri Road
Lake Wainamu Scenic Reserve Bethells Road	Mona Vale Reserve Mona Vale	Paremuka Esplanade Gendo Ave	Lone Kauri Reserve Kauri Road
Tawari Reserve Tawari Road	Pahi Park 48 West Harbour Terrace	Paremuka Lakeside Hillwell Drive	Nimrod Esplanade Behind 15 - 17a Scott Road
Township Park Township Road	Picasso Reserve 29 Picasso Drive	Rhinevale Close 5 Rhinevale Close	
<hr/> West Harbour	Reflection Reserve Reflection Drive Rena Place Rec Reserve Rena Place	San Bernadino Reserve San Bernadino Drive	
Bass Reserve 9 Bass Street		Semillon Reserve	

Schedule 1 Council Reserves

Pohutukawa Esplanade
- 1
Pohutukawa Road

Pohutukawa Esplanade
- 2
Pohutukawa Road

Rurawaru Esplanade
McKean Road

Totara Esplanade
Totara Road

Totara Road Esplanade
Reserve
Totara Road

Trig Reserve
Ryans Road

Waiarohia Esplanade
Kauri Road

Waimarie Beach
Waimarie Rd

Whenuapai Hall
Reserve
39 Waimarie Road

Wood Bay

Inaka Esplanade
9 Inaka Place

Takahe Reserve
16 Takahae Road

Wood Bay Reserve
Service Lane

Wood Bay Way
26a Wood Bay Road

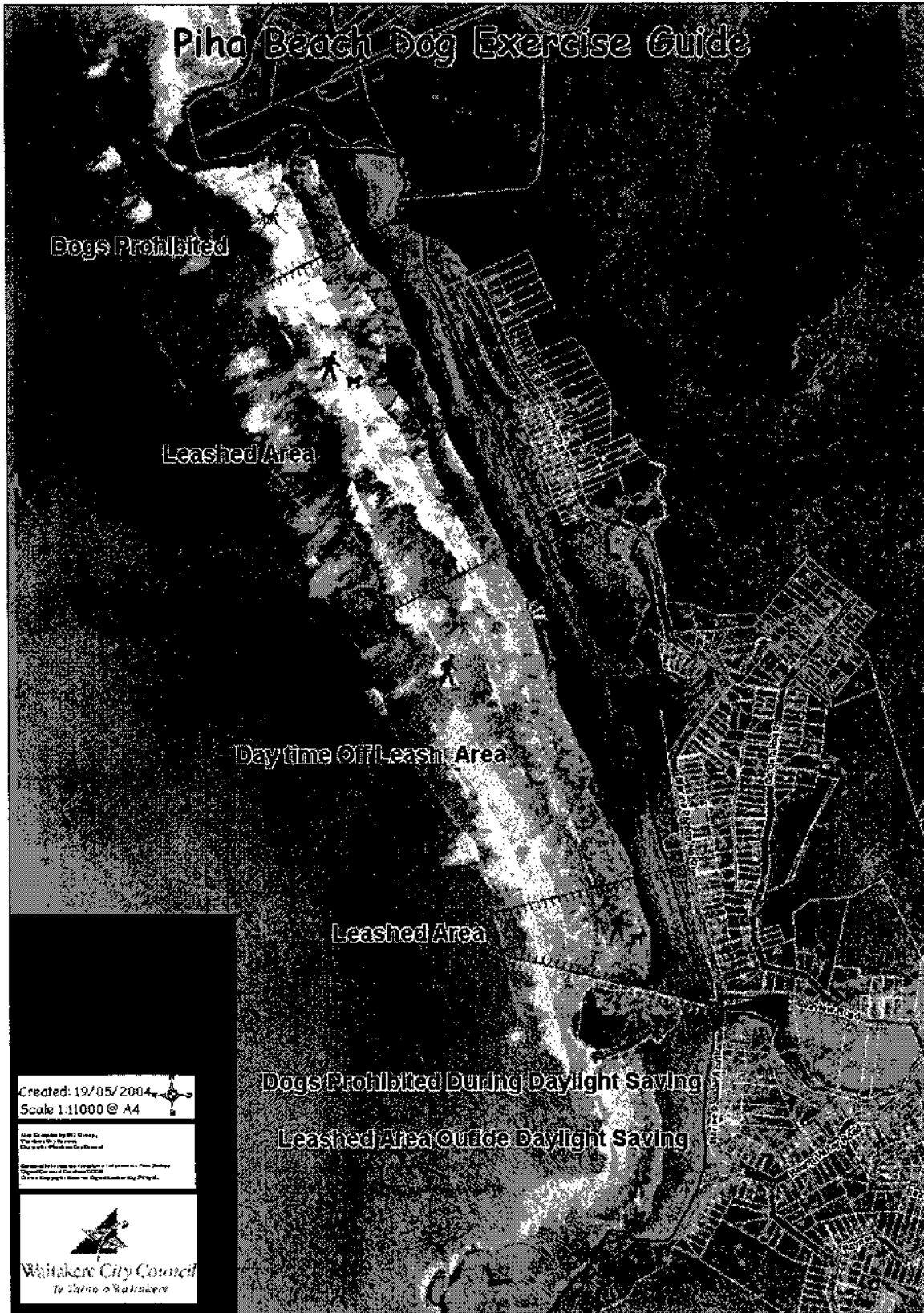
Woodlands Park

Minnehaha Reserve
1 Minnehaha Avenue

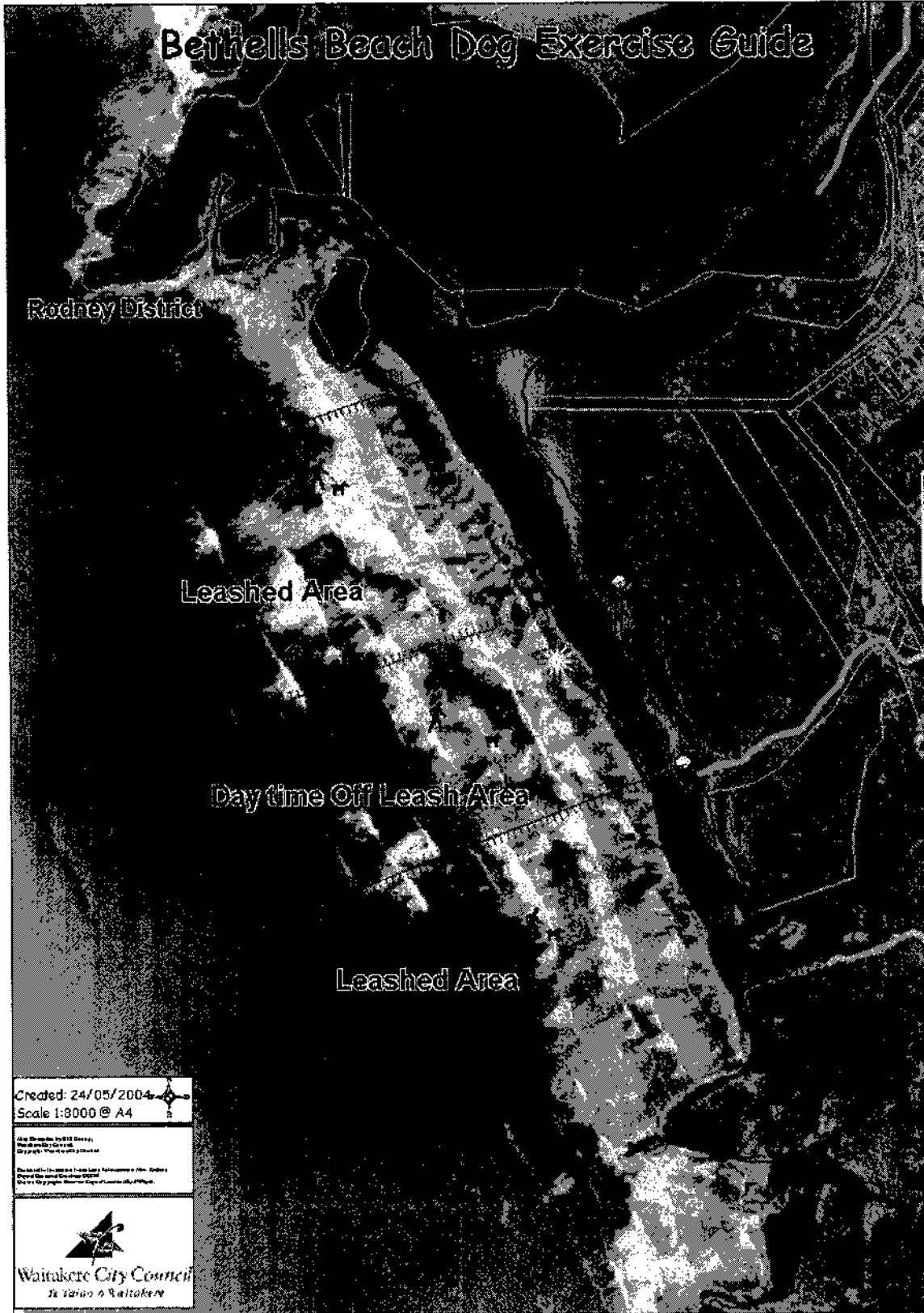
Woodlands Park
22a Minnehaha
Avenue

Schedule 2

Map 1: Piha Beach Dog Exercise Guide



Map 2: Bethells Beach Dog Exercise Guide



WAITAKERE CITY COUNCIL

Bylaw No. 29

Dog Control

1.0 Short Title, Commencement and Application

1.1 This bylaw is the Dog Control Bylaw for Waitakere City Council and comes into force on [date]

1.2 This bylaw applies to the Waitakere City district.

2.0 Interpretation

2.1 In this bylaw unless the context requires otherwise:

BEACH means any land covered and uncovered by the ebb and flow of the tide between mean low water springs and mean high water springs.

CONTROL means that the dog is not causing a nuisance or danger and that the person in charge of the dog 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.

COUNCIL means the Waitakere City Council.

DISTRICT means the area under control of the Waitakere City Council.

DOG OWNER means owner as defined in section 2 of the Dog Control Act 1996 and includes every person who:

- (a) Owns the dog; or
- (b) Has the dog in his or her possession, whether the dog is at large or in confinement, otherwise than for a period not exceeding 72 hours for the purpose of preventing the dog causing injury, damage, or distress, or for the sole purpose of restoring a lost dog to its owner; or
- (c) The parent or guardian of a person under the age of 16 years who -
 - (i) Is the owner of the dog pursuant to paragraph (a) or paragraph (b) of this definition; and
 - (ii) Is a member of the parent or guardian's household living with and dependent on the parent or guardian;

But does not include any person who has seized or taken custody of the dog under this Act or the Animal Welfare Act 1999 or the National Parks Act 1980 or the Conservation Act 1987 or any order made under this Act or the Animals Welfare Act 1999.

LEASH means any lead, chain, strap or other sufficient contrivance of a length not exceeding two metres, which is in good order and will not break if the dog strains or pulls on it. The leash must also have a secure handle or loop to enable the owner to maintain a hold on the leash. Where a leash is retractable/extendable then as long as the leash is retracted to be a maximum of a two metre length when the dog and owner are within 10 metres of any other person or animal then such a contrivance is deemed to fall within the definition of "leash".

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ON A LEASH means that the dog is kept under control by means of a leash, lead or chain which is secured or is held by a person so that the dog cannot break loose.

PRIVATE WAY means any way or passage whatsoever over private land within the district, the right to use which is confined or intended to be confined to certain persons or classes of persons, and which is not thrown open or intended to be open to the use of the public generally.

PUBLIC PLACE means public place as defined in section 2 of the Dog Control Act 1996:

- (a) A place that, at any material time, is open to or is being used by the public, whether free or on payment of a charge, and whether any owner or occupier of the place is lawfully entitled to exclude or eject any person from that place; and
- (b) Includes any aircraft, hovercraft, ship or ferry or other vessel, train, or vehicle carrying or available to carry passengers for reward.

RESERVE means:

- (a) Any land vested in the Council and declared as a reserve by resolution of the Council, under section 14 of the Reserves Act 1977; or
- (b) Any park, domain or recreational area under the control or ownership of the Council; or
- (c) Any land under the control or management of the Auckland Regional Council.

WORKING DOG means any working dog as defined in section 2 of the Dog Control Act 1996 and includes:

- (a) Any guide dog, hearing ear dog, or companion dog;
- (b) Any dog—
 - (i) Kept by the Police or any constable, the Customs Department, the Ministry of Agriculture, the Ministry of Fisheries or the Ministry of Defence, or any officer or employee of any such Department of State solely or principally for the purposes of carrying out the functions, powers, and duties of the Police or the Department of State or that constable, officer, or employee; or
 - (ii) Kept solely or principally for the purposes of herding or driving stock; or
 - (iii) Kept by the Department of Conservation or any officer or employee of that Department solely or principally for the purposes of carrying out the functions, duties, and powers of that Department; or
 - (iv) Kept solely or principally for the purposes of destroying pests or pest agents under any pest management strategy under the Biosecurity Act 1993; or
 - (iva) Kept by the Department of Corrections or any officer or employee of that Department solely or principally for the purposes of carrying out the functions, duties, and powers of that Department; or
 - (ivb) Kept by the Aviation Security Service established under section 72B(2)(ca) of the Civil Aviation Act 1990, or any officer or employee of that Service solely or principally for the purposes of carrying out the functions, duties, and powers of that Service; or
 - (ivc) Certified for use by the Director of Civil Defence Emergency Management for the purposes of carrying out the functions, duties, and powers conferred by the Civil Defence Emergency Management Act 2002; or
 - (v) Owned by a security guard as defined in section 4 of the Private Investigators and Security Guards Act 1974 and kept solely or principally for the purposes of carrying on the business of a security guard; or

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- (vi) Declared by resolution of the territorial authority to be a working dog for the purposes of this Act, or any dog of a class so declared by the authority, being a dog owned by any class of persons specified in the resolution and kept solely or principally for the purposes specified in the resolution.

3.0 Control of Dogs in Public Places

Prohibited Areas

- 3.1 Every dog owner must ensure that his or her dog does not enter or remain in any public place designated as a prohibited area in the First Schedule.

Leashed Areas

- 3.2 Every dog owner must ensure that his or her dog is kept on a leash in any public place or private way designated as a leashed area in the Second Schedule.

3.3 Off Leash Areas

- 3.3 Every dog owner may exercise his or her dog other than on a leash, but must keep the dog under control, in any area designated as an off leash area in the Third Schedule.

Designated Dog Exercise Areas

- 3.4 Every dog owner may exercise his or her dog other than on a leash, but must keep the dog under control, in any area designated as a dog exercise area in the Fourth Schedule.

Exemptions

- 3.5 Clauses 3.1 and 3.2 do not apply to the owner of:
- (a) A working dog while it is working; or
 - (b) Any dog which is confined completely within a vehicle or cage; or
 - (c) Any dog taking part in a special event approved by the Council or Regional Council, such as a dog show or dog training seminar.

4.0 Removal of Faeces

- 4.1 Where any dog defecates in a public place or on land or premises other than that occupied by the owner, the dog owner must remove the faeces immediately and dispose of them in a way that does not cause a nuisance.

5.0 Offences and Penalties

- 5.1 Every person who fails to comply with the requirements of this bylaw commits an offence and is liable to a fine not exceeding \$20,000.
- 5.2 The Council may apply to the District Court under section 162 of the Local Government Act 2002 for an injunction restraining a person from committing a breach of this bylaw.

6.0 Changes to Schedules

- 6.1 The Council may from time to time by resolution make amendments to any of the Schedules referred to in Clause 3.0.
- 6.2 Before passing a resolution the Council must be satisfied that the amendments further achieve and are not inconsistent with the Policy on Dogs for Waitakere City.

This part of the bylaw supplements the provisions of the Dog Control Act 1996 for the care and control of dogs within Waitakere City, and gives effect to the Policy on Dogs for Waitakere City.

7.0 Minimum Accommodation Standards

7.1 Every owner shall provide adequate shelter, housing or kennelling for every dog in his/her care and such accommodation shall provide shade, warmth, dry and draft free conditions, shall be sited in such a position continuously and designed in such a way that the dog is unable to create nuisance or annoyance to any person, and the owner shall ensure that all times the dog receives proper care and attention and is supplied with proper and sufficient food, water, veterinary care and exercise.

8.0 Requirement to Provide For Well Being of Dogs

8.1 Every owner must take reasonable steps to provide for the well being of every dog in his/her care by taking into account the dog's social, physical, behavioural and emotional needs. This includes provision of sufficient companionship and affection as well as food, water, shelter, exercise, and veterinary care.

8.2 No dog owner shall, through carelessness, ignorance, neglect or intent cause a dog to suffer any injury.

9.0 Dogs In or On Vehicles

9.1 No person shall take a dog onto any public place in a motor vehicle or leave a dog in an unattended motor vehicle thereon unless he takes such measures as are necessary to render it impossible for the dog to get out of the vehicle or to cause nuisance or distress to passers by. The dog must also have adequate ventilation, water and shelter so there is no risk of it overheating or causing a nuisance to citizens.

9.2 Any person allowing a dog to ride on the open tray of a vehicle shall ensure that the dog is at all times kept under control by a harness or similar restraint that is sufficiently short in length as to secure the dog in such a way that it cannot jump or fall from the vehicle.

10.0 Limiting Number of Dogs

10.1 No person shall without the consent in writing of Council keep or allow to be kept more than two dogs on any premises of less than 2000m² or more than one dog on any premises less than 600m², where such premises are situated in an area zoned or classified for urban or living environment use under the provisions of the Council's District Scheme or the relevant Section thereof under the Resource Management Act 1991 and its Amendments, and whether such scheme or section thereof is for the time being undisclosed, proposed or operative as defined by the said Act.

10.2 The preceding Sub-clause shall not apply to any dogs under the age of three months.

10.3 The consent of the Council referred to in Sub-clause 10.1 hereof may be issued upon or subject of any terms, conditions or restrictions (including restrictions as to the number of dogs that may be kept on the premises, the shelter to be provided for them, or any other precaution to be taken to prevent their becoming a nuisance), as the Council or its duly authorised Officers may impose in any particular cases.

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10.4 Every application for such consent referred to in Sub-clause 10.1 hereof shall be in writing on the prescribed form and addressed to the Council and signed by the applicant and the applicant shall give to the Council such further information as it may require.

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11.0 Specified Confinement Period

- 11.1 The owner of any dog, in the district controlled by the Council shall, during the period commencing half an hour after sunset on each day and ending half an hour before sunrise on the next day, keep such dog securely confined or under this direct control so that the dog's ability to wander during the hours of darkness is totally prevented.

NOTE: This does not imply that dogs are allowed to wander during the hours of daylight.

12.0 Bitches in Season and Diseased Dogs

- 12.1 No person shall permit any bitch in season to enter or remain upon any public place or upon any land or premises other than land or premises of the owner of the dog, or in any certified boarding kennels.
- 12.2 No person shall permit any infectiously diseased dog to enter or remain upon any public place or upon any land or premises other than the land or premises of the owner of the dog or at any registered veterinary clinic.
- 12.3 All dogs under Clause 6 of this bylaw shall be adequately confined so that stray dogs are unable to gain access to them and must be given proper care and attention and supplied with proper and sufficient food, water, veterinary care and exercise during that period of confinement.

13.0 Require Dog to Be De-Sexed

- 13.1 The Council may require that an owner causes his/her dog or bitch to be de-sexed where: The dog has not been kept under control on a number of occasions and the Dog Control Officer believes that de-sexing of the dog would assist in addressing a dog control problem. Failure to comply with a notice from Council, which requires the dog or bitch to be de-sexed, shall be an offence against this bylaw.

14.0 Dogs Injurious To Health or a Nuisance

- 14.1 The owner of the dog or the occupier of any premises whereon any dog or dogs are customarily kept shall take adequate precautions to prevent the dog or dogs, or the keeping therefore, from causing a nuisance or becoming injurious to the health of any person.
- 14.2 If, in the opinion of the Council, the dog or dogs or the keeping thereof on such premises has become to is likely to become a nuisance or injurious to health, of any person, the Council or any person duly authorised in that behalf by the Council may, by notice in writing, require the owner or occupier of the premises within a time specified in such notice to do all or any of the following:
- (a) Reduce the number of dogs kept on the premises.
 - (b) Construct, alter, reconstruct, resite or otherwise improve the kennels or other buildings used to house or contain such dog or dogs.
 - (c) Require such dog or dogs to be securely confined during specified periods.
 - (d) Take such other action as to the Council deems necessary to minimise or remove the likelihood of nuisance or injury to health.

Any person to whom notice is given under the preceding provisions of this clause who fails to comply with such notice within the time therein specified shall be guilty of an offence against this Part of this bylaw.

15 Dog Breeder's Permit

- 15.1 No person shall breed any litters of pups within Waitakere City unless that person has first obtained a DOG BREEDER'S PERMIT from Council. Each application shall be on the prescribed form accompanied by the permit fee and subsequent property inspection and interview by a Dog Control Officer.
- 15.2 Each permit shall be issued for a period of 12 months. The permit and any renewal thereof shall not be issued until a Council Dog Control Officer is satisfied that the facilities thereon are suitable for the purpose, and that they are not in and will not fall into such a condition as to be offensive or likely to be injurious to health or contribute to any nature of dog control problem.
- 15.3 Every breeder of any dogs must supply to the Waitakere City Council a written statement showing the age, breed, sex, colour and distinguishing marks of all pups or dogs leaving his or her care and must also supply the full name and address of the persons assuming ownership. Such information must be supplied within fourteen days of the date of change of ownership.
- 15.4 Every owner of a pet shop or retail outlet selling animals must supply to the Waitakere City Council a written statement showing the age, breed, sex, colour and distinguishing marks of all pups or dogs leaving his or her care and must also supply the full name and address of the persons assuming ownership. Such information must be supplied within fourteen days of the date of change of ownership.

16 Requirement to Present Dog

- 16.1 The owner of any dog shall upon the reasonable request of a Dog Control Officer, present the dog for inspection at the owner's residence or where the dog is usually kept or at any duly specified date place and time so that the Dog Control Officer may inspect the dog and the conditions under which it is kept.
- 16.2 Failure to comply with any reasonable notice under this Sub-clause shall be deemed to be an offence against this bylaw.

FIRST SCHEDULE

Prohibited Areas

Every dog owner must ensure that his or her dog does not enter or remain in the following public places:

- (a) Any public building, including any library, swimming pool, recreation centre, and visitor centre, under the control or management of the Council or the Auckland Regional Council unless permitted by the occupier or person having control of the premises and subject to compliance with any reasonable conditions imposed.
- (b) Any area developed or marked out as a sports field (but excluding any spectator area), outdoor court, skateboard park and cycle park.
- (c) On or within 10 metres of any area that is developed or marked out as a playground or contains children's play equipment.
- (d) On Piha Beach as defined in Map 1 of this schedule.
 - (i) Within any rock or reef wildlife area shown by appropriate marker poles.
 - (ii) On the area of Piha beach from approximately Piha Streams and hence generally in a southern direction 600 metres to the southern most end of the South Piha Beach, as is marked by appropriate marker poles during the period commencing at the start of daylight saving of any one year and concluding at the finish of daylight saving in the next succeeding year inclusive.
- (e) Within the Waitakere Ranges Regional Park as follows:
 - Whatipu Scientific Reserve and adjoining Crown foreshore and Pararaha Valley.
 - Grassed area at Cornwallis.
 - Water supply dam dam buffer zones.
 - Regional Park camping grounds and picnic areas

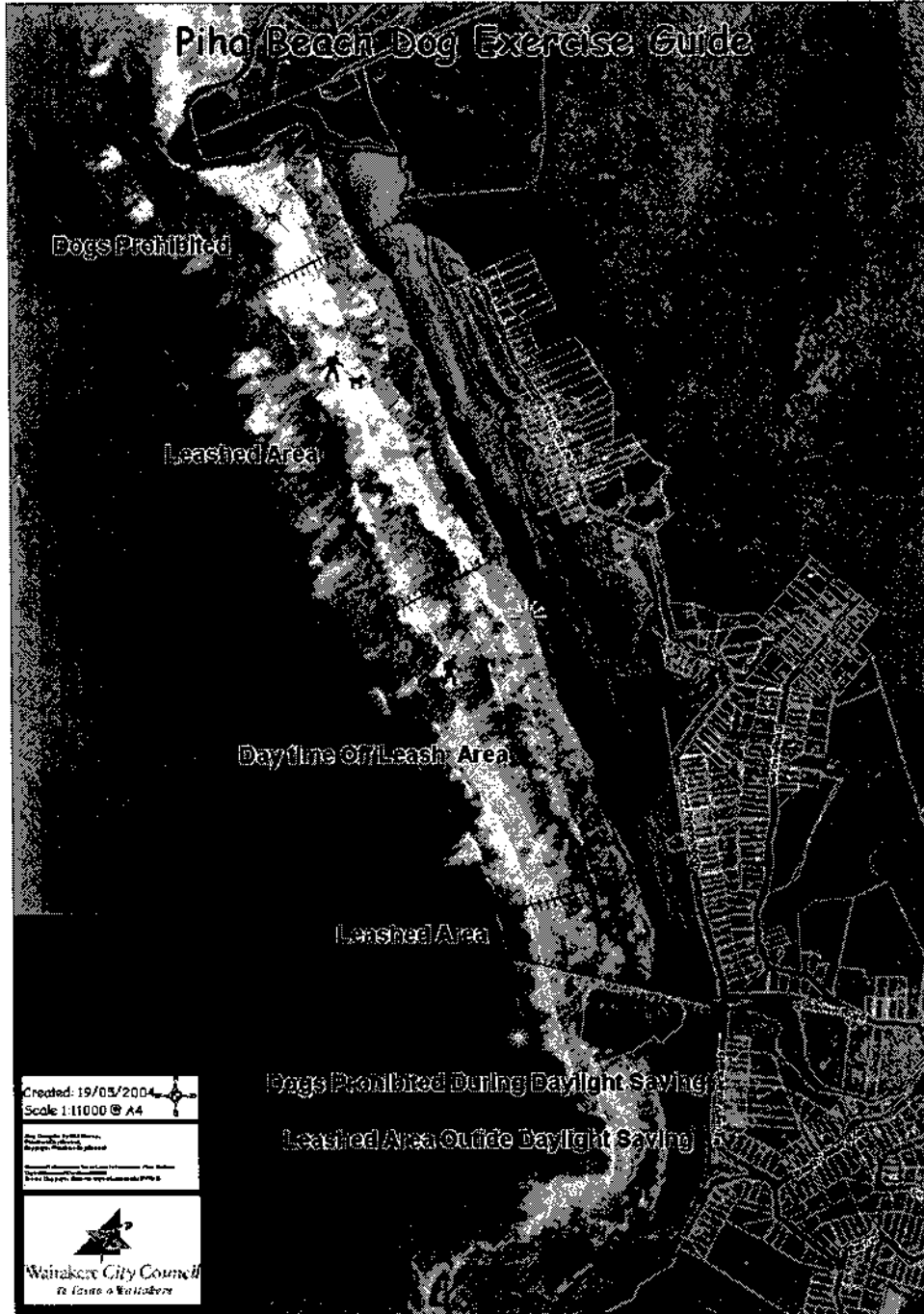
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Note:

Where a dog is confined within a vehicle the dog owner is not in breach of the First Schedule provided that the dog has sufficient water, shelter and ventilation and provided that there is no risk of the dog overheating or causing a nuisance to citizens.

Map 1



SECOND SCHEDULE

Leashed Areas

Every dog owner must ensure that his or her dog is kept on a leash in every private way or the following public places:

- (a) Any public place not included in the First Schedule, Third Schedule or Fourth Schedule.
- (b) Any road, including footpath and berm.
- (c) Any area that is developed or marked out as a picnic area, boat ramp or boat marshalling area and car park.
- (d) On the following beaches:
 - (i) Piha – on any part of the beach not marked as a prohibited area pursuant to the First Schedule or designated as an Off Leash Area pursuant to the Third Schedule.
 - (ii) All other beaches.
- (e) Waikumete Cemetery.

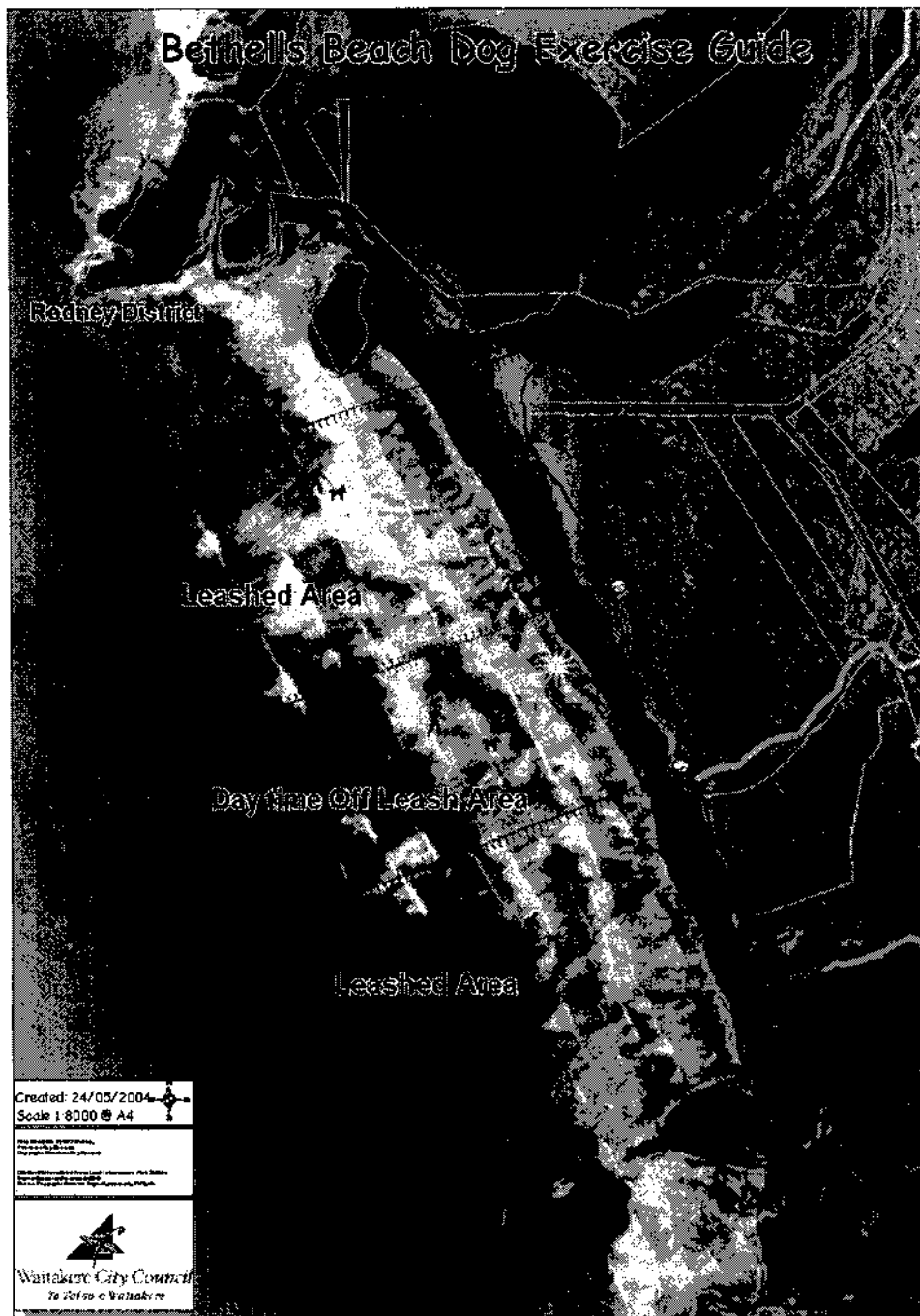
THIRD SCHEDULE

Off Leash Areas

Every dog owner may exercise his or her dog other than on a leash, but must keep the dog under control in the following public places:

- (a) Bethells Beach within the area allowed by marked poles between sunrise and sunset on each day as defined in Map 2 of this schedule.
- (b) Piha Beach within the area allowed by marker poles generally located north of Lion Rock and the northern end of the beach between sunrise and sunset on each day as defined in Map 1 of this schedule.
- (b) Cornwallis Beach sand area from sunrise until 9 am daily.
- (c) All Council Reserves as specified from time to time in the Waitakere City Council Policy on Dogs, excluding beaches, provided that the dog owner complies with all restrictions imposed under the First and Second Schedules of this bylaw.

Map 2



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FOURTH SCHEDULE

Designated Dog Exercise Areas

There are currently no designated dog exercise areas within Waitakere City.

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The Common Seal of the)
WAITAKERE CITY COUNCIL)
was hereunto affixed pursuant to a)
resolution of Council passed on)
in the presence of:)

CHIEF EXECUTIVE

MANAGER: CORPORATE SERVICES