

## CITY OF SALISBURY

*By-law made under the Local Government Act 1999 and the  
Dog and Cat Management Act 1995*

### **By-law No. 5 - Dogs**

To limit the number of dogs that can be kept on premises and to provide for the control and management of dogs in the Council's area.

#### **1. Definitions**

In this by-law:

- 1.1 "Approved Kennel Establishment" means a building, structure, premises or area approved by the relevant authority pursuant to the Development Act 1993 for the keeping of dogs on a temporary or permanent basis.
- 1.2 "Guide Dog" has the same meaning as in the Dog and Cat Management Act 1995.
- 1.3 "Hearing Dog" has the same meaning as in the Dog and Cat Management Act 1995.
- 1.4 "Local Government Land" means land owned by the Council or under the Council's care, control and management.
- 1.5 "Small Dwelling" means the premises of a self contained dwelling either:
  - 1.5.1 commonly known as a flat, service flat, home unit or the like; or
  - 1.5.2 which is contained in a separate strata title.

#### **2. Limit on dog numbers**

- 2.1 A person must not, without the Council's permission, keep:
  - 2.1.1 in a Small Dwelling, more than one (1) dog;
  - 2.1.2 in any other dwelling, more than two (2) dogs;
- 2.2 Where a female dog is kept in circumstances not amounting to a breach of paragraph 2.1 of this by-law and has a litter of young then that young may be kept in the same dwelling as the female parent until the young attain the age of three months.

#### **3. Kennel Establishments**

- 3.1 The limits set out in paragraphs 2.1 and 2.2 of this by-law do not apply to an Approved Kennel Establishment provided:
  - 3.1.1 it is operating in accordance with all required approvals and consents; and
  - 3.1.2 any business involving the dogs is registered in accordance with the Dog and Cat Management Act 1995.

#### **4. Dog Free Areas**

A person must not without the Council's permission on Local Government Land to which this paragraph applies cause, suffer or permit any dog under that person's control, charge or authority (except a Guide Dog or Hearing Dog), to be or remain in that place.

**5. Dogs on Leashes Area**

A person must not, without the Council's permission on Local Government Land to which this paragraph applies, cause, suffer or permit any dog under that person's control, charge or authority (except a Guide Dog or Hearing Dog), to be or remain in that place unless such dog is restrained by a strong chain, cord or leash not exceeding two (2) metres in length and either tethered securely to a fixed object or held by a person capable of controlling the dog and preventing it from being a nuisance or danger to other persons.

**6. Dog exercise areas**

6.1 A person must not enter any part of Local Government Land to exercise a dog under that person's control except on Local Government Land to which this paragraph applies.

6.2 A person must only enter upon any such part of Local Government Land in accordance with paragraph 6.1 of this by-law for the purpose of exercising a dog under that person's control, and must ensure that the dog or dogs remain under effective control either by means of a physical restraint or by command, the dog being in close proximity to the person and the person being able to see the dog at all times while on that land.

**7. Application of paragraphs**

Paragraphs 4, 5 and 6 of this by-law shall apply only in such portion or portions of the area as the Council may by resolution direct (in accordance with Section 246(3)(e) of the Local Government Act, 1999).

The foregoing by-law was duly made and passed at a meeting of the Council of the City of Salisbury held on the 28<sup>th</sup> day of July 2008 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

Mr Stephen Hains  
Chief Executive Officer