

# MEETING — AGENDA —

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Western Bay of Plenty  
District Council

# REGULATORY HEARINGS COMMITTEE

*Komiti Whakariterite Kōrero*

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**RH13**

**Monday, 8 October 2018**

**Council Chambers**

**Barkes Corner, Tauranga**

**1.00pm**





# Notice of Meeting No RH13 Te Karere

## Regulatory Hearings Committee Komiti Whakariterite Korero

**Monday, 8 October 2018**  
**Council Chambers**  
**Barkes Corner**  
**1.00pm**

Councillors:

His Worship the Mayor G Webber (Chairperson)  
P Mackay  
D Marshall  
M Murray-Benge  
J Scrimgeour  
M Williams

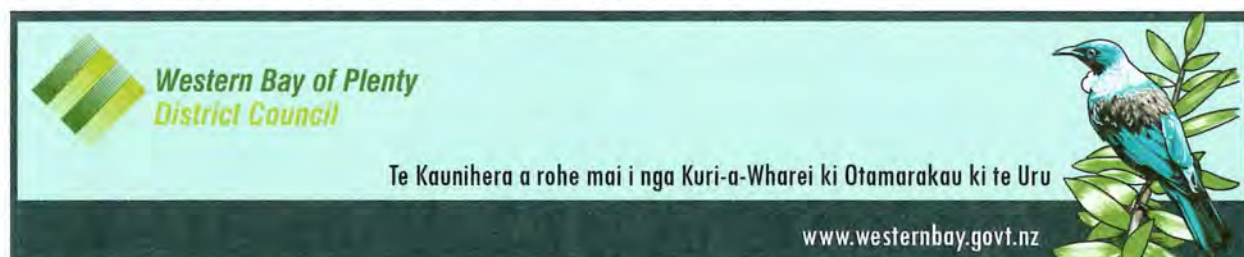
Media  
Staff

Miriam Taris  
**Chief Executive Officer**  
**Western Bay of Plenty District Council**

Agenda approved for distribution:



Rachael Davie  
**Group Manager Policy, Planning and Regulatory Services**



# **Regulatory Hearings Committee**

## **Mangai o Te Kaunihera**

### **Quorum:**

The quorum for this meeting is three members,

### **Role:**

Subject to compliance with Council strategies, policies, plans and legislation:

- To carry out quasi-judicial decision-making on statutory and regulatory matters, and to ensure the proper exercise of statutory and regulatory functions
- To administer and determine applications relating to:
  - Animal Enforcement Notices
  - Regulatory Hearings (Building and Health)
  - Building Consent Objections
  - Stock Droving Applications
  - Bylaw Administration and enforcement
  - Notified Planning Hearings and Resource Consents
- To monitor and review the Chief Executive Officer's management of policy decisions and programmes for which the Committee is responsible under delegated authority
- To make decisions on matters not delegated to the Chief Executive Officer
- To exercise all decision-making powers of Council within the Committee's delegated functions and in accordance with its role and to monitor performance of the delegated functions
- To monitor matters relating to consents functions as decided under delegated authority and make decisions on matters not delegated

Pursuant to the Resource Management Act 1991 to receive reports on appeals to the Environment Court on Committee or Commissioner decisions made in relation to Resource Management Act matters and to provide guidance to staff authorised to negotiate and settle appeals on Council's behalf

### **Chairperson Delegations:**

- Pursuant to the Resource Management Act 1991 should there be insufficient time for staff to consult with the Committee on appeals to the Environment Court (in relation to decisions from the Regulatory Hearings Committee or Independent Commissioner decisions), the authority to provide guidance be delegated to the relevant Independent Chairperson with a report back to the Committee at the next scheduled meeting.
- The power to appoint hearings panels of appropriately qualified members and/or Independent Hearings Commissioners to hear and decide on specific applications should there be insufficient time for the Committee to meet to establish a Hearings Panel provided there be a report back to the Committee at the next scheduled meeting.
- Pursuant to the provisions of the Sale and Supply of Alcohol Act 2012 the power to appoint from the District Licensing Committee list of members a quorum of appropriately qualified members to hear and decide on specific applications.

### **General Delegations:**

All delegated decision-making powers in respect to the following functions:

- a) Resource Management



- Decisions on subdivisions and other non-notified applications for discretionary or non-complying activities recommended for refusal or otherwise referred to the Committee by the Group Manager Policy, Planning and Regulatory Services
  - Hearings of and decisions on notified applications to which there have been objections
  - Conditions of approval, extensions
  - Changes or cancellation of consent
  - Conditions of surrender of consents
  - Hearings of and decisions on objections to decisions and conditions of resource consents in relation to applications decided under staff delegated authority
  - Hearings of and decisions on notices of requirement
- b) Animal Enforcement Notices, including:
- Objection to classification as probationary owner
  - Objection to disqualification
  - Objection to classification as a dangerous dog
  - Objection to abatement notice – barking dogs
  - Application for return of dog
  - Application for release of dog retained for threatening public safety
- c) Stock Droving and Speed Restriction Applications under the relevant bylaws
- d) Regulatory Hearings (Building and Health)

### **Joint Hearings**

- The power to conduct Joint Hearings with other local authorities where considered necessary in accordance with the provisions of the First Schedule of the Resource Management Act and as mutually approved by Council and the relevant other authority(ies).
- The power to appoint members and/or Commissioners to Joint Hearings Committees.
- Subject to the provisions of the Act Joint Hearings within the Western Bay of Plenty District shall be conducted in accordance with operational protocols and procedures approved by the Regulatory Hearings Committee from time to time.

### **Hearing Panels**

The power to appoint hearings panels of appropriately qualified members and/or Independent Hearings Commissioners to Chair, hear, and decide on all Resource Consent applications.

### **Other**

The Committee may delegate any of its functions, duties or powers to a subcommittee or joint committee subject to the restrictions on its delegations and provided that any sub-delegation to subcommittees or joint committees includes a statement of purpose and specification of task.

The Committee may, without confirmation by Council, exercise or perform any function, power or duty in like manner, and with the same effect, as the Council could itself have exercised or performed them.

# Agenda for Meeting No. RH13

Pages

**Present  
In Attendance  
Apologies**

RH13.1      **Western Bay of Plenty District Licensing Committee Annual Report 2017/2018**      6-13

Attached is a report from the Compliance and Monitoring Manager dated 20 August 2018.

RH13.2      **Annual Report on Dog Control Policy and Practices - 2017/2018**      14-22

Attached is a report from the Compliance and Monitoring Manager dated 25 September 2018.

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Subject Western Bay of Plenty District Licensing Committee Annual Report 2017-18

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## Western Bay of Plenty District Council

### Regulatory Hearings Committee

### Western Bay of Plenty District Licensing Committee Annual Report 2017 / 2018

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#### Purpose and Summary

This report provides information on the Western Bay of Plenty District Licensing Committee activities for the twelve month period 1 July 2017 to 30 June 2018. This information is also provided to the Alcohol Regulatory Licensing Authority in Wellington as required under the Sale and Supply of Alcohol Act 2012.

The information listed in this report is in direct response to the reporting requirements of the Alcohol Regulatory Licensing Authority.

#### Recommendation

1. ***THAT the Compliance and Monitoring Manager's report dated 20 August 2018 regarding the Western Bay of Plenty District Licensing Committee Annual Report 2017/ 2018 be received.***
2. ***THAT the report relates to an issue that is considered to be of Low significance in terms of Council's Significance and Engagement Policy.***
3. ***THAT the Regulatory Hearings Committee approves the Western Bay of Plenty District Licensing Committee Annual Report 2017 / 2018 dated 20 August 2018.***

  
Alison Curtis  
Compliance and Monitoring Manager

Approved

  
Rachael Davie  
Group Manager  
Policy Planning and Regulatory Services



Date 20 August 2018

Open Session

Subject Western Bay of Plenty District Licensing Committee Annual Report 2017-18

## 1. Western Bay of Plenty District Licensing Committee Annual Report 2017-2018

The following report is a summary of activities for the Western Bay of Plenty District Licensing Committee. The information outlined in the report is required under the Sale and Supply of Alcohol Act 2012.

The statistical information is provided to the Alcohol Regulatory Licensing Authority through an online survey, the survey capture of the information through the survey is a new initiative by the Authority for reporting for 2017-18 year. The financial information for the financial year 1 July 2017 to 30 June 2018 is reported separately. All required information is outlined following.

### 1.1 Overview of District Licensing Committee Workload

- 1.1.1 The District Licensing Committee (DLC) has met on the following occasions in the period 1 July 2017 to 30 June 2018.
- 1.1.2 Five (5) meetings of the District Licensing Committee have been held during the 2017-18 year. This included hearings for opposed applications.
- 1.1.3 Opposed applications hearing date 1 March 2018 – Two (2) Managers Certificates- Applications by 2 licensed managers for the following licensed premises; Sandhu Bar Limited and Waihi Beach Superette. These were opposed by the Licensing Inspector, on grounds of unsatisfactory knowledge in the Sale and Supply of Alcohol Act 2012, to manage a licensed establishment. These applications were heard by the DLC and the members were in agreement with the position of the Councils Licensing Inspector and were declined.
- 1.1.4 Hearing date 27 November 2017. Off licence applications were heard for Jones Liquor Limited; trading as Katikati Wines and Spirits and Telfords Yard Limited; trading as Super Liquor Katikati. Both applications received objections from members of the community and had opposition from the Medical Officer of Health and were set down for hearing. These applications were granted by the District Licensing Committee.
- 1.1.5 The Committee has met on three other occasions to consider Temporary Authority applications.
- 1.1.6 The District Licensing Committee membership has remained static during the licensing year. The membership includes:
- Michael Jones (Commissioner)
  - Maria Horne
  - Jim Davison
  - Councillor Don Thwaites
  - Councillor Peter MacKay

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- 1.1.7 Council's Licensing Inspector is Dougal Elvin.
- 1.1.8 The District Licensing Committee Secretary is Alison Curtis, Council's Compliance and Monitoring Manager, supported by democracy and compliance staff
- 1.1.6 District Licensing Committee members will be appointed/reappointed in October 2018. Training will be undertaken for all new and existing members, and Committee and secretariat support staff.

## **1.2 District Licensing Committee Initiatives**

Changes to on-line applications and electronic processing of licence applications is currently in progress.

## **1.3 Local Alcohol Policy and Bylaw**

The combined Tauranga City Council and Western Bay of Plenty District Council Local Alcohol Policy (LAP) came into force on 16 November 2015.

The Local Alcohol Policy has reduced the trading hours for premises with later trading licences that were operating within the Western Bay of Plenty District since its adoption in 2015. The reduced premises trading hours apply across the District (maximum trading to 1am for on-licences and 10pm for off-licences).

Council has not undertaken any formal community feedback survey on the impact of the Local Alcohol Policy, this will be undertaken at it's first review.

The Liquor Control Bylaw 2016 applies in the District, the areas controlled include Katikati Township, Waihi Beach and Te Puke Township.

## **1.4 Enforcement and Inspections**

The Licensing Inspector undertakes inspections of premises including:

- inspections of new licensed premises,
- premises renewing their licence,
- regular monitoring of premises during trade.

260 licence premises inspections were undertaken during the year.

Fifteen (15) Controlled Purchase Operations (CPO's) were undertaken during the year, one premises failed a CPO during the year and sold to minors. The premises was an off-licence, Paengaroa Liquor Store.



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## 1.5 Commentary- How the Act is achieving its object

The Alcohol Regulatory Licensing Authority in this years annual report survey has requested comment on how the Sale and Supply of Alcohol Act 2012 is achieving its object. Note: the object of the Sale and Supply of Alcohol Act 2012 is that:

- a) the sale, supply, and consumption of alcohol should be undertaken safely and responsibly; and
- b) the harm caused by the excessive or inappropriate consumption of alcohol should be minimised.

The following feedback has been provided to the survey:

It is recognised that the Act has only been in effect for 5 years. There are a number of changes that have taken effect locally that have contributed to the object of the Act. Specific areas where the Act is achieving its object are as follows:

- Sales and supply and availability of alcohol through off licences. This is an area where communities through the Act have seen change. There are tighter controls on alcohol display and promotion in supermarkets, with alcohol less prominently displayed and promoted to patrons. Grocery stores are also clearly defined in the legislation, with smaller "dairy style" operations no longer trading, due to alcohol sales stronger association to grocery sales.
- The Local Alcohol Policy has seen a reduction in trading hours for those with later trading licences.
- The income from annual fees has been beneficial in increasing the funding for monitoring by Council of licensed outlets. Increased inspections and interactions with licensees has seen an improvement in the knowledge of requirements by licensees, and compliance with the Act.

## 1.6 Fees Received

Over the 12 month period 1 July 2017 – 30 June 2018 fees totalling **\$145,427.10** were collected of which **\$10,321** was apportioned to the Alcohol Regulatory Licensing Authority, as required by the Sale and Supply of Alcohol Regulations 2013.

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## 1.7 Application Trends

For trends and comparative purposes the last four years licence application numbers are listed below.

TYPE	1 July 2017 to 30 June 2018	1 July 2016 to 30 June 2017	1 July 2015 to 30 June 2016	1 July 2014 to 30 June 2015
Special Licences	94	91	116	102
On Licences	32	29	24	16
Club Licences	7	2	12	5
Off Licences	12	15	17	16
Manager's Certificates	162	161	169	139
Temporary Authorities	17	16	16	5
<b>TOTAL</b>	<b>324</b>	<b>314</b>	<b>354</b>	<b>283</b>



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## Licence Applications Issued

On-licence, off-licence and club licence applications:

Type	Number received in fee category: Very Low	Number received in fee category: Low	Number received in fee category: Medium	Number received in fee category: High	Number received in fee category: Very High
On-licence new	0	6	5	0	0
On-licence variation	0	0	0	0	0
On-licence renewal	0	9	7	0	0
Off-licence new	0	0	2	0	0
Off-licence variation	0	0	0	0	0
Off-licence renewal	0	1	8	2	0
Club licence new	2	0	0	0	0
Club licence variation	0	0	0	0	0
Club licence renewal	1	3	0	0	
<b>Total number</b>	<b>3</b>	<b>19</b>	<b>22</b>	<b>2</b>	<b>0</b>
<b>Total fee payable to ARLA (GST incl)</b>	<b>\$51.75</b>	<b>\$655.50</b>	<b>\$1,138.50</b>	<b>\$172.50</b>	<b>\$0</b>
<b>Total Fee paid to ARLA (GST incl)</b>	<b>\$51.75</b>	<b>\$655.50</b>	<b>\$1,138.50</b>	<b>\$172.50</b>	<b>\$0</b>
<b>Balance payable</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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Annual fees for existing licences received:

Licence Type	Number received in fee category: Very Low	Number received in fee category: Low	Number received in fee category: Medium	Number received in fee category: High	Number received in fee category: Very High
On-licence	0	26	19	0	0
Off-licence	3	1	23	3	0
Club licence	7	11	2	0	0
<b>Total number</b>	<b>10</b>	<b>38</b>	<b>44</b>	<b>3</b>	<b>0</b>
<b>Total fee payable to ARLA (GST incl)</b>	<b>\$172.50</b>	<b>\$1,311.00</b>	<b>\$2,277.00</b>	<b>\$258.75</b>	<b>\$0</b>
<b>Total Fee paid to ARLA (GST incl)</b>	<b>\$172.50</b>	<b>\$1,311.00</b>	<b>\$2,277.00</b>	<b>\$258.75</b>	<b>\$0</b>
<b>Balance Payable</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Managers' certificate applications:

	Number received
Manager's certificate new	70
Manager's certificate renewal	79
<b>Total number</b>	<b>149</b>
<b>Total fee payable to ARLA (GST incl)</b>	<b>\$4,283.75</b>
<b>Total Fee paid to ARLA (GST incl)</b>	<b>\$4,283.75</b>
<b>Balance Payable</b>	<b>\$0</b>



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Special licence applications:

	Number received in category: Class 1	Number received in category: Class 2	Number received in category: Class 3
special licences	1	43	55

Temporary authority applications:

	Number received
Temporary authority	18

Permanent club charter payments:

	Number received
Permanent club charter payments	

<b>Total paid to ARLA</b>	<b>\$ 10,321.25</b>
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**Western Bay of Plenty District Council**  
**Regulatory Hearings Committee**  
**Annual Report On Dog Control Policy And**  
**Practices - 2017/2018**

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### **Purpose**

Section 10A of the Dog Control Act 1996 requires Council to publicly report, each financial year, on the administration of our Dog Control Policy and Practices along with some specified Dog Control related statistics.

Upon adoption and public notification of the report, Council is also required to provide a copy to the Secretary for Local Government.

The content of the attached report is based on the requirements of the Dog Control Act 1996.

Format of this report is as required by the Ministry of Internal affairs and only includes incidents involving dogs.

### **Recommendation**

- 1. THAT the Compliance and Monitoring Manager's report dated 25 September 2018 and titled Dog Control Policy and Practices – 2017/2018 be received.***
- 2. THAT the report relates to an issue that is considered to be of Low significance in terms of Council's Significance and Engagement Policy.***
- 3. THAT pursuant to Section 10A of the Dog Control Act 1996, the Western Bay of Plenty District Council report on Dog Control Policy and Practices for 2017/2018 be adopted, publicly notified, and forwarded to the Secretary for Local Government.***

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Alison Curtis  
**Compliance and Monitoring Manager**



## Background

The Western Bay of Plenty District Council, as a territorial authority, is required to manage and enforce provisions pursuant to the Dog Control Act 1996 (the Act). Section 10A of the Act requires the Council to report annually to the Secretary of Local Government on its Dog Control Policy and practices.

The attached report details Council's activities under the Dog Control Act 1996, and fulfils this statutory requirement for the dog registration year 1 July 2017 to 30 June 2018.

### 1. Significance and Engagement

The Local Government Act 2002 requires a formal assessment of the significance of matters and decisions in this report against Council's Significance and Engagement Policy. In making this formal assessment there is no intention to assess the importance of this item to individuals, groups, or agencies within the community and it is acknowledged that all reports have a high degree of importance to those affected by Council decisions.

The Policy requires Council and its communities to identify the degree of significance attached to particular issues, proposals, assets, decisions, and activities.

In terms of the Significance and Engagement Policy this decision is considered to be of Low significance because the report only relates to activities that the Council is required to undertake under legislation, and is not a matter of decision-making.

### 3. Engagement, Consultation and Communication

Interested/Affected Parties	Planned Communication
Secretary for Local Government	Dog Control and Policy Report for 2017-18 copy sent within 1 month of adoption by Council, in accordance with legislative requirements.
Tangata Whenua	As per general public.
General Public	Dog Control and Policy Report for 2017-18 notified in the newspaper and report copy available on Councils website pages.

#### 4. Issues and Options Assessment

Council adoption of the Dog Control and Activities report	
Reasons why no options are available	Legislative or other reference
This report is required to be produced by Council annually, and the content of which is prescribed by the Dog Control Act 1996. The Council decision-making only is in relation to adoption of the report.	Dog Control Act 1996. Section 10A. Territorial authority must report on dog control policy and practices.

#### 5. Statutory Compliance

The report and recommendation have been prepared to ensure that Council meets the statutory requirements under the Dog Control Act 1996.

## **Western Bay of Plenty District Council: Dog Control Policy and Practices Report 2017-2018**

The Western Bay of Plenty District Council, as a territorial authority, is required to manage and enforce provisions pursuant to the Dog Control Act 1996 (the Act). Section 10A of the Act requires the Council to report annually to the Secretary of Local Government on its Dog Control Policy and practices.

This report fulfils this statutory requirement for the dog registration year:  
1 July 2017 to 30 June 2018.

### **1. Dog Control Policy and Dog Control Bylaw 2016**

Council reviewed the existing 2011 Dog Control Policy and Dog Control Bylaw, in accordance with the requirements of the Local Government Act 2002 during the 2015-16 year, with introduction of the Bylaw taking effect on the 14<sup>th</sup> of October 2016.

The objectives of the policy are:

- To provide adequate opportunities to fulfil the exercise and recreational needs of dogs and their owners, including off leash exercise.
- To minimise the danger, distress and nuisance (of dogs) to the community generally.
- To minimise the likelihood for conflict between dogs and the public or environment, by restricting access for dogs to public places where appropriate.
- To avoid danger from uncontrolled dogs having access to public places which are frequented by children whether or not the children are accompanied by adults.
- To minimise, to the extent that is practicable, the public fear of attack or intimidation by dogs.
- To actively promote the responsible ownership of dogs.
- To actively promote public safety and education.

Council promotes the Policy and Bylaw through communications with residents and dogs owners through:

- Dogs of the Western Bay newsletter
- Council webpage and Facebook page
- One on one contact with dog owners
- Council dog events
- Puppy training classes



**Dog exercise areas**

The current policy provides for all public spaces including reserves to be used for dog exercise areas, with dogs under control. A number of reserves are restricted to dogs on leash only, to ensure that conflict between other users and wildlife is avoided.

<b>Geographical Area</b>	<b>Timeframe</b>
TECT All Terrain Park (excluding the designated dog exercise area)	Year round
Huharua Park	Mixed approach
Omokoroa to Bethlehem cycleway, including associated berms and verges	Year round
<b>Scenic Reserves</b>	
Kaiate Falls Scenic Reserve	Year round
Ongaonga Scenic Reserve	Year round
Puketoki Scenic Reserve	Year round
<b>Omokoroa Point</b>	
Omokoroa Golf Course: Walkway adjacent to sandspit	Year round
Omokoroa to Bethlehem cycleway, including the associated berms and verges, except the area at Cooney's Reserve where no restrictions apply (dog under control). For the avoidance of doubt, the area at the end of Beach Grove is a Dogs on Leash Area	Year round
<b>Katikati</b>	
Uretara Walkway between the point where the Riverside Place walkway links onto the Uretara walkway and Park Road Reserve.	Year round
In the town centre area on Main Street (between the Uretara Stream and Fairview road) and Talisman Drive	Year round
<b>Waihi Beach</b>	
Island View Reserve	Seasonal (October to March) The Island View Reserve is restricted to dogs on a leash area between the months of October to March as a result of birds nesting within the reserve during this period.
In the town centre area on Seaforth Road (between Dillon Street and Citrus Avenue)	Year round
<b>Te Puke</b>	
In the town centre area bounded by Queen Street, Boucher Avenue, Commerce Lane, Jocelyn Street, the railway line, King Street, Tom Blaikie Lane and Oxford Street. This includes all areas open to the public within this area.	Year round

## 2. Prohibited dog areas

The Council restricts or prohibits dogs in places that have a high potential for conflict between other users and dogs, and are used frequently by the public. Areas that are prohibited include children's playgrounds, areas of intense public use and areas of ecological sensitivity.

Geographical Area	Timeframe
<b>District Wide</b>	
All children's playgrounds (soft play area)	Year round
<b>Plummers Point</b>	
Huharua Park (Ongarahu Pa) The Park comprises some areas which are prohibited to dogs and some which are dogs on leash	Year round
<b>Omokoroa Point</b>	
Omokoroa Domain – the area between the playground and toilet block	Year round
Sandbars off Cooneys Reserve Omokoroa	Year round
Omokoroa Esplanade The Omokoroa Esplanade is prohibited in Summer Months. However, dogs may pass through the area on leash, using the footpath opposite the Esplanade, as part of the Omokoroa to Bethlehem cycleway	Summer months- third Wednesday of December to the 7th of February (both days inclusive) between the hours of 9am and 7pm
The foreshore area between Cooneys Reserve and Lynley Park, adjoining the Omokoroa to Bethlehem cycleway	Year round
Omokoroa Domain Foreshore	Spring to Autumn -the period between Labour weekend and Easter Monday (inclusive)
<b>Waihi Beach</b>	
Waihi Beach except for year round dog zone The area which is available to dogs year round is the area formed between a line 100m south of Albacore Avenue and a line 100m north of Pio Road	Summer months- third Wednesday of December to the 7th of February (both days inclusive) between the hours of 9am and 7pm
<b>Maketu</b>	
Area between (and including) Park Road Reserve to Maketu Surf Lifesaving Club	Summer months- third Wednesday of December to the 7th of February (both days inclusive) between the hours of 9am and 7pm
Maketu Historic and Local Purpose Reserve	Summer months- third Wednesday of December to the 7th of February (both days inclusive) between the hours of 9am and 7pm
Maketu Spit (stretching as far as the cut)	Year round
<b>Pukehina</b>	
Pukehina Spit (Dotterel Point Reserve)	Year round

### 3. Fees

The Council recovers 80% of the total cost associated with dog control through registration and control fees and enforcement. General rates funding is used to meet the remaining 20% of dog related costs, reflecting the wider community benefits of effective dog control. Dog registration fees are set by Council resolution.

### 4. Policy monitoring and compliance

Council has consistently applied the Dog Control Policy and Council's Compliance, Monitoring and Enforcement Strategy when dealing with all matters of dog control over the period 1 July 2017 to 30 June 2018.

This has continued to ensure a fair, unbiased and consistent approach when dealing with either offending dog owners or other interested parties.

Animal Services Officers have continued strategies for the compliance with dog registration within the District which has resulted in achieving 98% registered known dogs.

### 5. Dog Control Statistics

#### Section 10A (2) information

The following information is required under section 10A (2) clauses a – g.

The statistical component of this report for the 12 months to 30 June 2018 is as follows:

#### Number of registered dogs in Western Bay of Plenty District

Category	2015-16	2016-17	2017-18
Number of known dogs in District	8675	8893	9220
Number of registered dogs in District	8542	8720	9124

#### Number of Probationary and Disqualified owners

Category	2015-16	2016-17	2017-18
Number of probationary owners in District	0	0	0
Number of disqualified owners in District	1	11	14

#### Number of Dogs classified as Dangerous (section 31)

Category	2015-16	2016-17	2017-18
Dangerous by owner conviction 31 (1)(a)	1	1	1
Dangerous by sworn evidence 31(1)(b)	16	15	15
Dangerous by owner admittance in writing 31(1)(c)	4	5	1
<b>Total</b>	<b>21</b>	<b>21</b>	<b>17</b>



**Number of dogs classified as menacing (section 33A & 33C)**

Category	2015-16	2016-17	2017-18
Menacing by behaviour s.33A(1)(b)(i)	45	38	43
Menacing by breed or type characteristics s.33A(1)(b)(ii)	15	35	38
Menacing by schedule breed or type s.33C(1)	80	97	89
<b>Total</b>	<b>140</b>	<b>170</b>	<b>170</b>

**Number of Infringement notices issued**

Category	2015-16	2016-17	2017-18
Failure to register dog	70	80	40
Other offences	91	92	93
<b>Total</b>	<b>161</b>	<b>172</b>	<b>133</b>

**Number of dog related complaints**

Category	2015-16	2016-17	2017-18
Barking	272	251	255
Roaming	396	385	365
Attacked Person	50	22	40
Attacked Animal	124	80	95
Rush at Person	74	47	51
Rush at Animal	56	42	41
Welfare Concern	28	34	39
Other	149	164	157
<b>Total</b>	<b>1149</b>	<b>1025</b>	<b>1043</b>

**Other dog service requests:**

Category	2015-16	2016-17	2017-18
Adoption queries	90	117	47
Education requests	38	40	55
Lost and found	502	486	560
Microchipping request	77	66	64
<b>Total</b>	<b>707</b>	<b>709</b>	<b>726</b>

**Number of Prosecutions taken**

Category	2015-16	2016-17	2017-18
	1	1	0

The prosecution undertaken in 2016/17 resulted in the destruction of the dog for attack on a person.

## 6. Other initiatives

### **Dog owner education and dog events**

Council has undertaken the following events in the community to educate dog owners on dog behaviour and encourage responsible dog ownership.

#### **Dog walks**

Council undertook a series of dog walks promoting responsible dog ownership and positive community socialisation of dogs. These were well attended and were a great opportunity for dog owners to engage with Council Animal services staff and other dogs and their owners.

#### **Wander Dogs of Western Bay Dog Owner Newsletter**

Dog owner communications were a focus with one dog newsletters sent to dog owners during the year. The newsletter highlights Council requirements in the Policy and Bylaw, promote dog events, responsible dog ownership, key registration dates and have dog training tips. Dog communications have also included facebook information and information on Councils webpages

#### **Dog Owner Education**

Community dog education was also undertaken by staff with workplace groups, and to dog owners in conjunction with Te Puke Vets & Tauranga, Katikati and Te Puna Vets.

#### **High Risk Dogs Desexing Campaign**

Council received funding for desexing of high risk (menacing dogs) through the Department of Internal Affairs in the 2016-17 year, and this funding has continued to be utilised for desexing of menacing dogs in the 2017/18 year. There has been a mixed response to the desexing initiative with uptake being slower than anticipated.

To the 30<sup>th</sup> of June 2018 Council had 44 dogs desexed through the funding provided by DIA in the 2017-18 year.

<b>Dog category</b>	<b>2016-17</b>	<b>2017-18</b>	<b>Total</b>
Existing classified menacing dogs	14	14	<b>28</b>
New classified menacing dogs	17	30	<b>47</b>