
MINUTES

WEDNESDAY 11 APRIL 2007

9.17AM

**Committee Room 1
Ground Floor, Council Offices
101 Wakefield Street
Wellington**

PRESENT:

Councillor Gill (Chair)
Councillor Foster (9.20 – 11.01am)
Councillor Goulden
Councillor Morrison (9.17 – 9.49am, 9.57 – 11.02am)
Councillor Pepperell
Councillor Shaw (in the absence of Mayor Prendergast)
Councillor Wade-Brown (9.17 – 11.01am)

APOLOGIES:

Mayor Prendergast
Councillor Armstrong
Councillor Cook
Councillor Foster (for lateness)

020/07RP **APOLOGIES**
(1215/53/IM)

RESOLVED:

THAT the Regulatory Processes Committee:

- 1. Accept apologies for absence from Mayor Prendergast, Councillors Armstrong and Cook.*
- 2. Accept apologies for lateness from Councillor Foster.*

021/07RP **CONFLICT OF INTEREST DECLARATIONS**
(1215/53/IM)

NOTED:

There were no conflicts of interest declared.

022/07RP **PUBLIC PARTICIPATION**
(1215/53/IM)

NOTED:

There was no public participation.

023/07RP **GRANTING OF LEASES TO GROUPS OCCUPYING COUNCIL RECREATION RESERVE**

Report of David Shaw – Property Adviser, Community Purpose Property
(1215/53/IM) (REPORT 1)

(Councillor Foster joined the meeting at 9.20am.)

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Receive the information.*
2. *Approve, subject to the conditions noted below, the granting of fresh leases to the following groups under the Reserves Act 1977:*

Group	Type of Lease	Location	Term (years)	Annual Rent (GST exclusive)
Wellington Harrier Athletic Club	Premises	Alexandra Rd, (Town Belt)	10	\$247 Maintenance fee
Olympic Harrier Club	Ground	Alex Moore Park	10 +10	\$187
Vogelmorn Tennis Club	Ground	Vennell St	10 +10	\$1,197
Wellington Car Club	Ground	Mt Albert Park (Town Belt)	5 +5	\$194
Wellington Municipal Croquet Club	Premises	Alexandra Rd (Town Belt)	10	\$161 Maintenance fee

Note that any approval to grant fresh leases will be conditional on:

- (a) consultation with appropriate Iwi being completed;*
- (b) each proposed lease being publicly notified in accordance with sections 119 and 120 of the Reserves Act 1977 together with any conditions set out in any approved Management Plans (e.g. Town Belt Management Plan);*
- (c) each Group reimbursing Council for any costs incurred in advertising;*
- (d) there being no objections or sustained objections resulting from the required consultation or notification.*

024/07RP **REPORT ON THE ADMINISTRATION OF WELLINGTON CITY COUNCIL'S POLICY AND PRACTICES IN RELATION TO THE CONTROL OF DOGS FOR THE YEAR 1 JULY 2005 TO 30 JUNE 2006 (SECTION 10A DOG CONTROL ACT 1996)**

Report of Sam Lawrence – Animal Control Manager, Building Consents and Licensing Services
(1215/53/IM)

(REPORT 2)

RESOLVED:

THAT the Regulatory Processes Committee:

- 1. Receive the information.*
- 2. Agree to accept the Report on the Administration of Wellington City Council's Policy and Practices in Relation to the Control of Dogs for the year 1 July 2005 to 30 June 2006.*
- 3. Note that the report is to be publicly notified with a copy provided to the Department of Internal Affairs as per legislative requirement.*

NOTED:

The report on the Administration of Wellington City Council's Policy and Practices in Relation to the Control of Dogs for the year 1 July 2005 to 30 June 2006 is attached to these minutes as appendix one.

025/07RP **RESOLUTION TO EXCLUDE THE PUBLIC**
(1215/53/IM)

RESOLVED:

THAT the Regulatory Processes Committee:

- 1. Pursuant to the provisions of the Local Government Official Information and Meetings Act 1987, exclude the public from the following part of the proceedings of this meeting namely:*

Report 3 – Proposed District Plan Change 30 – Appeal by Ohiro Properties Ltd

Grounds: Section 48(1)(a) That the public conduct of this item would be likely to result in the disclosure of information for which good reason for withholding would exist under Section 7.

Reason: Section 7(2)(g) maintain legal professional privilege

Section 7(2)(i) To enable the Council to carry out, without prejudice or disadvantage, negotiations of a commercial nature.

- 2. Permit John McSweeney, Consultant from Johnson McSweeney Ltd to remain at this meeting, after the public has been excluded, because of his knowledge of Report 3 Proposed District Plan Change 30 – Appeal by Ohiro Properties Ltd. This knowledge will be of assistance in relation to the matter being discussed.*

The meeting went into public excluded session at 9.31am.

For item 026/07RP, please see the public excluded minutes.

(Councillor Morrison left the meeting at 9.49am.)

(Councillor Morrison returned to the meeting at 9.57am.)

(The meeting adjourned for morning tea at 10.13am and reconvened at 10.31am.)

(Councillors Foster and Wade-Brown left the meeting at 11.01am.)

The meeting concluded at 11.02am.

Confirmed: _____

Chair

/ /

Report on the Administration of Wellington City Council's Policy and Practices in Relation to the Control of Dogs for the year 1 July 2005 to 30 June 2006 (Section 10A Dog Control Act 1996)

Dog Control Policy and Practices

Background

Council has the requirement to manage provisions under the Dog Control Act 1996 and Dog Control Amendment Acts 2003, 2004 and 2006. Council adopted the "Dog Control Policy" in September 2004 making provisions relating to the control of dogs in public places, which are enforceable under the Wellington City Council Animal Bylaw.

The objectives of the policy are:

- To ensure that the owners of dogs comply with their obligations under the Act
- To prevent the danger caused by dogs to the public and to wildlife and natural habitats
- To minimise the distress and nuisance caused by dogs to the public and to wildlife and natural habitats
- To actively promote the responsible ownership of dogs
- To provide for the reasonable exercise and recreational needs of dogs and their owners.

Dog Exercise Areas

Council provides 48 designated off-leash exercise areas in the park and recreation areas. Several beach exercise areas are also provided. Some criteria used to determine these areas include determination of:

- other predominant uses
- assessment of size and access to the area
- the presence of wildlife
- consideration of lines of sight
- potential risk to other groups
- adjoining uses

Dog prohibited areas

Dogs are prohibited from certain specified areas. The following criteria are used in assessing prohibitions:

- is it a children's play areas
- is it a sports field
- is it ecologically sensitive

Comment

Regular patrols are carried out in prohibited areas. Publicity on Beach Restrictions was undertaken during October and December 2006.

Fear of Attack and Intimidation

- All complaints of dog aggression were investigated during the year. These are compared with previous years, as follows:

Year End	Number of attacks	Rushing People	Domestic Animal Attacked
2004	80	65	56
2005	101	125	65
2006	110	93	63

854 dogs were impounded in the 05/06 period. This includes dogs roaming, captured, trapped or seized. 758 dogs were released and 92 were euthanised (claim rate 88%), 4 stolen.

Fees

- Dog registration fees are set by Council resolution.
- Dog registration fees, fines and impound fees are used to fund dog control.
- A discounted dog registration fee is offered to those who register their dogs by 1 August. The Responsible Dog Owner scheme requires approved owner to register by 1 July.

Dog Education and Dog Obedience courses

- 28 education presentations were made to Wellington schools reaching 2970 children. Other areas addressed were Local Government and Community groups on dog bite prevention and dog awareness.
- A series of dog educational brochures are available and distributed.
- A copy of the Dog Control Policy and Animal Bylaw is available for every dog owner through the Council website and included in their original registration pack.
- The council provides free dog obedience training annually. Times and dates are available on the Council website.

Menacing and Dangerous Dogs

Category	As at 30 June 2006	For Period 01 July 2004 - 30 June 2005
Total # Dangerous Dogs	12	15
Dangerous by Owner Conviction Under s31(1)(a)	0	0
Dangerous by Sworn Evidence s31(1)(b)	12	15
Dangerous by Owner Admittance in Writing s31(1)(c)	0	0
Total # Menacing Dogs	116	98
Menacing under s33A(1)(b)(i) - by Behaviour	44	25
Menacing under s33A(1)(b)(ii) -by Breed characteristics	0	0
Menacing under s33C(1) by Schedule 4 Breed.	72	73

Registration Statistics as at 30 June 2006

Total number of registered dogs	8582
Total number of probationary owners	0
Total number of disqualified owners	1
Total number of dogs classified as dangerous	12
▪ S.31 (1)(a) Section 57A conviction	0
▪ S.31 (1)(b) Sworn evidence	12
▪ S.31 (1)(c) Owner admits in writing	0
Total number of dogs classified as menacing	109
▪ S.33A Observed or reported behaviour	37
▪ S.33A Characteristics associated with breed	0
▪ S.33C Dogs listed in schedule four	72
Number of infringement notices issued (not waived or cancelled)	415

Complaint Statistics as at 30 June 2006

Number of dog related complaints	2404
▪ Attacks on people	47
▪ Attacks on domestic animals	63
▪ Challenging	93
▪ Barking dogs	558
▪ Bylaw (excludes roaming dogs)	38
▪ Roaming dogs	1418
▪ Miscellaneous (education/advise/breed id/beaches)	187
Number of summary prosecutions	0

Send to: Secretary for Local Government
 Department of Internal Affairs
 PO Box 805
 Wellington