

**THE DISTRICT COUNCIL OF KAROONDA EAST MURRAY**  
*By-law made under the Dog & Cat Management Act 1995 and the  
Local Government Act 1999*

**By-law No. 4 – Dogs**

*To limit the number of dogs kept on premises and for the management and control of dogs in the Council's area.*

**1. Definitions**

In this By-law

- 1.1 “Approved Kennel Establishment” means a building, structure or area approved by a relevant authority, pursuant to the Development Act 1993 for the keeping of dogs on a temporary or permanent basis.
- 1.2 ‘Assistant Dog’ means a hearing dog, a guide dog or a disability dog as defined in Section 4 of the Dog and Cat Management Act 1995.
- 1.3 “dog” has the same meaning as in the Dog and Cat Management Act 1995.
- 1.4 “Dog Management Officer” is a person appointed by the Council as such, pursuant to the Dog and Cat Management Act 1995.
- 1.5 “Effective Control” means a person exercising control of a dog by command, the dog being in close proximity to the person and the person being able to see the dog at all times.
- 1.6 “Local Government Land” means land owned by the Council or under the Council's care, control and management.
- 1.7 “Premises” means any domestic or non-domestic premises, except an Approved Kennel Establishment in respect of which a development authorisation is in force under the Development Act 1993.
- 1.8 “Small Dwelling” means a flat, a serviced flat, home unit, strata unit, community lot, or a suite of rooms which is wholly occupied, or designed or intended to be occupied, as a separate dwelling.
- 1.9 “Township” has the same meaning as in the Local Government Act 1999.
- 1.10 “Working Dog” means a dog primarily used for the purpose of herding stock.

**2. Limit on Dog Numbers**

A person must not, without the Council's permission, keep:

- 2.1 more than one dog in a Small Dwelling;
- 2.2 more than two dogs on any Premises other than a Small Dwelling and within any Township; and
- 2.3 more than three dogs on any Premises outside any Township (excluding Working Dogs).

**3. Kennel Establishments**

- 3.1 The limit set out in subparagraphs 2.1, 2.2 and 2.3 of this by-law do not apply to an Approved Kennel Establishment provided -
  - 3.1.1 it is operating in accordance with all 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 Off Leash Areas**

- 4.1 Subject to paragraphs 5 and 6 of this by-law, any person may enter upon any part of Local Government Land for the purpose of exercising a dog under his or her Effective Control.
- 4.2 Where a person enters upon such part of Local Government Land for that purpose, he or she shall ensure that the dog or dogs under his or her control remain under Effective Control while on that land.

**5. Dogs on Leash 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 to be or remain on that land unless such dog is restrained by a strong chain, cord or leash not exceeding two 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 Prohibited Areas**

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

**7. Application of Paragraphs**

Paragraphs 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 District Council of Karoonda East Murray held on the 9 December 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.

Peter Smithson, Chief Executive Officer