



CORPORATION OF THE CITY OF ADELAIDE

By-law made under the Local Government Act 1999

By-law No. 7 – 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 Councils 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 or otherwise lawfully established for the keeping of dogs on a temporary or permanent basis;
- 1.2 **Assistant Dog** means an accredited hearing dog, guide dog or disability dog as defined in Section 4 of the Dog and Cat Management Act 1995;
- 1.3 **Dangerous Dog** has the same meaning as defined in Section 4 of the Dog and Cat Management Act 1995;
- 1.4 **Dog** means an animal of the species *canis familiaris* that is over three months of age or has lost its juvenile canines, but does not include a dingo or cross of a dingo;
- 1.5 **Local Government Land** has the same meaning as in the Local Government Act 1999;
- 1.6 **Premises** includes land and a part of any premises or land whether used or occupied for domestic or nondomestic purposes except an Approved Kennel Establishment;
- 1.7 **Prescribed Breed** has the same meaning as defined in Section 4 of the Dog and Cat Management Act 1995;
- 1.8 **Small Dwelling** means a self-contained dwelling commonly known as a flat, service flat, home unit or the like.

2. Limit on Dog Numbers

A person must not, without the Councils 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.

3. Exemptions

The limits set out in paragraph 2 of this by-law do not apply:

- 3.1 to an Approved Kennel Establishment operating in accordance with all required approvals and consents; or
- 3.2 to any business involving dogs which is registered in accordance with the Dog and Cat Management Act 1995; or
- 3.3 if the Council has exempted any Premises from compliance with paragraph 2 of this by law by the granting of an exemption.

4. Dog Free Areas

A person must not on Local Government Land to which this paragraph applies cause, suffer or permit any dog under that persons control, charge or authority (except an Assistant Dog), to be under that persons control, charge or authority or remain in that place.

5. Dogs on Leashes

A person must not on Local Government Land to which this paragraph applies, cause, suffer or permit any dog under that persons control, charge or authority, to be or remain in that place 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 Exercise Areas

- 6.1 Subject to subparagraph 6.3 and paragraphs 4 and 5 of this by-law, any person may enter any part of Local Government Land to exercise a dog under that persons control.
- 6.2 Subject to subparagraph 6.3 of this by-law, where a person enters upon any such part of Local Government Land for the purpose of exercising a dog under that persons control, that person must ensure that the dog or dogs remain under effective control either by means of 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.
- 6.3 A person must not cause, suffer or permit any dog of a Prescribed Breed or a Dangerous Dog under that persons control, charge or authority to be or remain in a dog exercise area.

7. Removal of Dog Faeces

A person who owns or is responsible for the control of a dog is guilty of an offence if the dog defecates on any Local Government Land and the person responsible for the control of the dog does not immediately remove the faeces and dispose of it in a lawful and suitable manner.

8. Application of Paragraphs

Paragraphs 4 and 5 of this by-law shall apply only in such portion or portions of the Councils area as the Council may by resolution direct from time to time 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 Corporation of the City of Adelaide held on 31 May 2011 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 Peter Smith
Chief Executive Officer

Legislative History

Principal by-law and variations

Year	No	Reference	Commencement
2011	7	<i>Gazette 09.06.2011 p 2037</i>	09.10.2011: s 249(5)