



ACL010

12-Aug-2019

Te Kaitiaki o Tai Tokerau Ki Te Raki

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Dear

RE: Animal ID: 20190220; **Breed:** Pitbull Cross; **Colour:** Tan / White;
Gender: Male - Neutered; **Age:** 0 years, 11 months; **Dog Name:** Richard

**NOTICE OF CLASSIFICATION OF DOG AS MENACING DOG
Dog Control Act 1996, Section 33C**

This is to notify you* that this dog has been classified as a menacing dog under section 33C(1) of the Dog Control Act 1996.

This is because the Far North District Council has reasonable grounds to believe that the dog belongs wholly or predominantly to either the Brazilian Fila; Dogo Argentino; or Japanese Tosa breeds OR the American Pit Bull Terrier type of dog.

A summary of the effect of the classification and your right to object is provided below.

Ken Thomas
Team Leader – Animal Management
FAR NORTH DISTRICT COUNCIL

Date: 12-Aug-2019

*For the purposes of the Dog Control Act 1996, you are the owner of a dog if-

- You own the dog; or
- You have the dog in your possession (otherwise than for a period not exceeding 72 hours for the purpose of preventing the dog causing injury, or damage, or for the sole purpose of restoring a lost dog to its owner); or
- You are the parent or guardian of a person under 16 who is the owner of the dog and who is a member of your household living with and dependent on you.

**PLEASE SEE OVERLEAF FOR EFFECTS OF CLASSIFICATION AND
RIGHTS OF OBJECTION**



EFFECT OF CLASSIFICATION AS MENACING DOG
Dog Control Act 1996, Sections 33E, 33F and 36A

- (a) You must not allow your dog(s) to be at large or in any public place or in any private way, except when confined completely within a vehicle or cage, without being muzzled in such a manner as to prevent the dog from biting but to allow it to breathe and drink without obstruction; and
- (b) You must, if required by the Far North District Council, within 1 month after receipt of notice if the classification, produce to the Far North District Council within 1 month after receipt of notice, a certificate issued by a registered veterinarian certifying –
 - i. your dog(s) has been neutered or;
 - ii. That for reasons specified in the certificate, the dog will not be in a fit condition to be neutered before the date specified in the certificate and;
- (c) Where a certificate under paragraph (b)(ii) is produced to the Far North District Council, produce to the Far North District Council within 1 month after the date specified in that certificate, a further certificate under paragraph (b)(i).

You will commit an offence and be liable on conviction to a fine not exceeding \$3,000 if you fail to comply with all of the matters in paragraphs (a) to (c) above.

A dog control officer or dog ranger may seize and remove the dog from you if you fail to comply with all of the matters in paragraphs (a) to (c) above. The officer or ranger may keep the dog until you demonstrate that you are willing to comply with paragraphs (a) to (c).

As from 1 July 2006, you are also required, for the purpose of providing permanent identification of the dog, to arrange for the dog to be implanted with a functioning microchip transponder. This must be confirmed by making the dog available to the Far North District Council in accordance with the reasonable instructions of the Far North District Council for verification that the dog has been implanted with a functioning microchip transponder of the prescribed type and in the prescribed location.

You will commit an offence and be liable on conviction to a fine not exceeding \$3,000 if you fail to comply with this requirement-

- Within 2 months from 1 July 2006 if your dog is classified as menacing on or after 1 December 2003 but before 1 July 2006; or
- Within 2 months after the dog is classified as menacing if your dog is classified as menacing after 1 July 2006.

If the dog is in the possession of another person for a period not exceeding 72 hours, you must advise that person of the requirement to not allow the dog to be at large or in any public place or in any private way (other than when confined completely within a vehicle or cage) without the dog being muzzled in such a manner as to prevent the dog from biting but to allow it to breathe and drink without obstruction. You will commit an offence and be liable on conviction to a fine not exceeding \$500 if you fail to comply with this requirement.

Full details of the effect of the classification of a dog as menacing are provided in the Dog Control Act 1996.

RIGHT OF OBJECTION TO CLASSIFICATION UNDER SECTION 33C
Dog Control Act 1996, Section 33D

- You may object to the classification of your dog as menacing by lodging with the Far North District Council a written objection within 14 days of receipt of this notice setting out the grounds on which you object.
- You have the right to be heard in support of your objection and will be notified of the time and place at which your objection will be heard.