



Companion Animal Request to issue Nuisance Order

Under Section 21 or Section 31 of the Companion Animals Act 1998.

Applicant

Title:

Full name:

Address:

Phone:

Email address:

The companion animal (You must provide the type of animal, its colour, and the address where it ordinarily resides)

Is the animal:

Registered

Unregistered

Unknown

Type of animal:

Dog

Cat

Sex of animal:

Male

Female

Unknown

Breed of animal:

Colour of animal
(Must complete):

Name of animal:

Owners Name
(if known):

Address:

Description of Nuisance

Please tick the most appropriate behaviours that are causing a nuisance to you or your family. Please note that Council's authorised officer can only issue nuisance orders for the matters listed.

- The dog is habitually at large;
- The dog or cat makes a noise, by barking or otherwise, that persistently occurs or continues to such a degree or extent that it unreasonably interferes with the peace, comfort or convenience of persons in other premises;
- The dog repeatedly defecates on property outside the property on which it is ordinarily kept; The dog repeatedly runs at or chases persons, animals, vehicles;
- The dog endangers the health of persons or animals;
- The dog or cat repeatedly causes substantial damage to property outside the property on which it is ordinarily kept.

Where a dog attack has occurred you must complete a different form.

Please speak to Council’s Customer Service Officers for more details. Explain in your own words how the behaviour of the animal affected or unreasonably interfered with the peace, comfort or convenience of you or your family.

Statutory Declaration

I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the ‘Oaths Act of 1900-1953’. I am prepared to give this as evidence in court if so required by Council.

Subscribed and declared at

thisday oftwo thousand and

Signature of Applicant:

Before me: Name & Signature of J.P:

Privacy and conditions of use

For more information about Privacy & Personal Information Policy: www.woollahra.nsw.gov.au/privacy.

Lodgement details

Mail to: Woollahra Municipal Council
PO Box 61 Double Bay 1360

In person: Council Chambers
536 New South Head Road
Double Bay NSW 2028

Email: records@woollahra.nsw.gov.au

Telephone: (02) 9391 7000

CSO Checklist – Council Use

Council’s Customer Service Officers will complete this section of the form

- Form complete
- Description of Animal adequate
- Description of Nuisance Clear
- Statutory Declaration Complete
- Application accepted



Companion Animal Request to issue Nuisance Order

Section 21 Companion Animals Act 1998 Section 21 Nuisance dogs

- (1) For the purposes of this section, a dog is a nuisance if the dog:
 - a) is habitually at large, or
 - b) makes a noise, by barking or otherwise, that persistently occurs or continues to such a degree or extent that it unreasonably interferes with the peace, comfort or convenience of any person in any other premises, or
 - c) repeatedly defecates on property (other than a public place) outside the property on which it is ordinarily kept, or
 - d) repeatedly runs at or chases any person, animal (other than vermin and, in relation to an animal, otherwise than in the course of droving, tending, working or protecting stock) or vehicle, or
 - e) endangers the health of any person or animal (other than vermin and, in relation to an animal, otherwise than in the course of droving, tending, working or protecting stock), or
 - f) repeatedly causes substantial damage to anything outside the property on which it is ordinarily kept.
- (2) If an authorised officer of a council is satisfied that a dog is a nuisance, the officer can issue an order to the owner of the dog requiring the owner to prevent the behaviour that is alleged to constitute the nuisance. The order is to be in a form approved from time to time by the Director-General.
- (3) The order must specify the behaviour of the dog that is required to be prevented. The order can specify more than one kind of behaviour.
- (4) An order remains in force for 6 months after it is issued.
- (5) The owner of a dog must comply with an order issued to the owner under this section and must continue to comply with it while it is in force. Maximum penalty: 5 penalty units for a first offence or 10 penalty units for a second or subsequent offence.
- (6) A council whose authorised officer issues an order under this section must notify the Director- General within 7 days after the order is issued.

Section 31 Companion Animals Act 1998 Section 31 Nuisance cats

- (1) For the purposes of this section, a cat is a nuisance if the cat:
 - a) makes a noise that persistently occurs or continues to such a degree or extent that it unreasonably interferes with the peace, comfort or convenience of any person in any other premises, or
 - b) repeatedly damages anything outside the property on which it is ordinarily kept.
- (2) If an authorised officer of a council is satisfied that a cat is a nuisance, the officer can issue an order to the owner of the cat requiring the owner to prevent the behaviour that is alleged to constitute the nuisance. The order is to be in a form approved from time to time by the Director-General.
- (3) The order must specify the behaviour of the cat that is required to be prevented. The order can specify more than one kind of behaviour.
- (4) An order remains in force for 6 months after it is issued.
- (5) The owner of a cat must comply with an order issued to the owner under this section and must continue to comply with it while it is in force. Maximum penalty: 2 penalty units for a first offence or 5 penalty units for a second or subsequent offence.
- (6) A council whose authorised officer issues an order under this section must notify the Director-General within 7 days after the order is issued.