



**THE MASTERTON AND SOUTH
WAIRARAPA DISTRICT COUNCILS'
CONSOLIDATED BYLAW 2012**

PART EIGHT

**KEEPING OF ANIMALS, POULTRY
AND BEES**

Masterton District Council

The Consolidated Bylaws 2012 comprising parts one to eighteen were adopted at the Council Meeting held on Wednesday 14th August 2013.

The Consolidated Bylaws 2012 came into force throughout the Masterton and South Wairarapa Districts on the 1st September 2013

South Wairarapa District Council

The Consolidated Bylaws 2012 comprising parts one to six and parts eight and nine and parts eleven to sixteen were adopted at the Council Meeting held on Wednesday 31st July 2013.

The Consolidated Bylaws 2012 came into force throughout the Masterton and South Wairarapa Districts on the 1st September 2013

THE MASTERTON AND SOUTH WAIRARAPA DISTRICT COUNCILS' CONSOLIDATED BYLAW 2012

Part 8 – KEEPING OF ANIMALS, POULTRY AND BEES

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New Zealand Legislation

Health Act 1956

Local Government Act 2002

FOREWORD

This Bylaw draws on New Zealand Standards 9201 series The Keeping of Animals, Poultry and Bees Bylaw. The NZS 9201 series are Model General Bylaws covering various matters under local authority jurisdiction. Local authorities are empowered under the Local Government Act 2002 to make bylaws.

Reference should be made to the Masterton and South Wairarapa District Council Consolidated Bylaw 2012: Part 1 *Introductory* for any definitions not included in this Part.

1 TITLE

A Bylaw of the Masterton and South Wairarapa District Councils by way of Special Order pursuant to the provisions of the Local Government Act 2002 and all other Acts, powers and authorities enabling it in that behalf to make a Bylaw to be known as the Masterton and South Wairarapa District Council Keeping of Animals, Poultry and Bees Bylaw 2012.

2 SCOPE

The purpose of this Part of the Bylaw is to outline requirements for the keeping of animals, poultry and bees. The requirements are deemed necessary for the protection of neighbours and property owners.

This Bylaw is made pursuant to section 145 of the Local Government Act 2002, and section 64 of the Health Act 1956.

3 KEEPING OF ANIMALS

3.1

Every person keeping an animal shall ensure that the animal is kept in a manner that:

- a) Does not or is not likely to cause a nuisance (including but not restricted to noise and odour) to any person;
- b) c) Ensures that the animal is kept in conditions which are not offensive or injurious to human health.

In the Masterton District this shall apply to urban areas only.

3.2

If an animal being kept is causing, or is likely to cause, a nuisance (including odour) or a noise nuisance, or is kept in conditions which are or are likely to be offensive or injurious to human health, taking into account amenity value and local conditions in the particular situation - an authorised officer may issue a notice requiring the person keeping the animal or the owner or occupier of the private land, to take such action as is considered necessary by the authorised officer within any reasonable time specified to abate or prevent the nuisance (including but not restricted to noise and odour) or the conditions which are or are likely to be offensive or injurious to health. The person issued with such a notice shall comply with the notice.

In the Masterton District this shall apply to urban areas only.

3.3

No person keeping animals shall allow animal excrement to collect to the extent that it causes a nuisance, and shall dispose of it in a manner that does not cause a nuisance.

3.4

Every person keeping an animal, other than cats, pigeons, and doves, shall be responsible for ensuring that the animal is caged or otherwise restrained within the boundaries of the private land on which it is kept.

4 KEEPING OF PIGS

No pigs shall be kept in any area which is zoned urban under the District Plan.

5 KEEPING OF CATS

No person shall keep, on any residential property in the district more than three cats of age three months or more, for a period exceeding fourteen (14) days, without the permission of an authorised officer.

6 KEEPING OF POULTRY

6.1

No poultry, caged or otherwise (which shall include geese, ducks, pigeons, turkeys, and domestic fowls of all descriptions), shall be kept in an area zoned urban in the District Plan except in a properly constructed poultry house covered in with a rainproof roof and provided with a floor of concrete or other approved material with a surrounding nibwall, to which a poultry run may be attached. Any alternative arrangement may be approved by an authorised officer.

6.2

No person shall keep more than twelve poultry in an urban area without the approval of an authorised officer.

6.3

No poultry house or poultry run shall be erected or maintained, so that any part of it is within 10 metres from any dwelling, or any other building, whether wholly or partially occupied, or within 2 metres of the boundary of adjoining premises.

6.4

All poultry runs in urban areas shall be enclosed to confine the poultry.

6.5

Every poultry house and poultry run shall be maintained in good repair, in a clean condition free from any offensive smell or overflow and free from vermin.

6.6

No rooster shall be kept in an urban area without the approval of an authorised officer.

7 KEEPING OF BEES

7.1

No person shall keep bees if in the opinion of an authorised officer the keeping of bees is, or is likely to become a nuisance or annoyance to any person or potentially dangerous or injurious to health.

7.2

An authorised officer may prescribe conditions relating to the location and number of hives able to be kept on any premises or place within an urban area of the district.

8 NOISE FROM ANIMAL, BIRD, OR POULTRY

No person shall keep on any premises any noisy animal, bird, or poultry which causes a nuisance to residents in the neighbourhood in an urban area only.

9 DEAD ANIMALS

9.1

No person shall permit, or allow to remain on any property, any dead animal or vermin on any private property, land, premises or public place.

9.2

When buried in the ground, every part of the animal is to be at least 0.5 metres below the existing ground level and covered with not less than 0.5 metres of compacted fill material.