NORTH BURNETT
REGIONAL COUNCIL

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APPLICATION FOR A PERMIT TO KEEP ANIMALS OTHER THAN CATS OR DOGS

North Burnett Regional Council Subordinate Local Law No.2 (Animal Management) 2011

Permit Conditions

1. This approval may be withdrawn at any time if Council receives a valid compliant regarding the animals; and
2. The animal owner must contact Council if any details of the animals change or the number of the animals within seven (7) days; and
3. Animals cannot be interchanged without prior approval from the North Burnett Regional Council. I.e. Rooster 1 cannot be replaced in the event it is deceased or no longer in your care without a renewed permit; and
1. The area which the animals are kept is to be clean and free from accumulated faeces so that odour nuisance and/or fly breeding cannot occur; and
2. The animal must not cause undue nuisance, inconvenience, or annoyance to the occupiers of adjoining land; and
3. The animal must not have significant detrimental effect on the amenity of the surrounding area; and
4. The animal must not have a significant detrimental effect on the local environment or cause pollution or other environmental damage.
5. The animal/s are to be kept within the confines of your property at all times.

How to submit your application?

An application for approval must be accompanied by:

- ✓ The species, breed, age gender and any unique identification number of the animal; and
- ✓ The number of animals proposed to be kept; and
- ✓ The area, or part of the area, in which the animals are proposed to be kept; and
- ✓ Where relevant evidence of current membership of a relevant association or club; and
- ✓ Written confirmation required from immediate neighbours to support application; and
- ✓ If relevant – a copy of any development permit under the Sustainable Planning Act 2009; and
- ✓ Applicable fees are to be paid in conjunction with the North Burnett Regional Council fees and charges schedule

APPLICATION SUBJECT TO APPROVAL & WILL NOT BE PROCESSED UNLESS ALL REVELANT SECTIONS ARE COMPLETED FULLY AND ALL REQUIRED DOCUMENTATION HAS BEEN SUBMITTED

Section 1 – DETAILS OF OWNER			
Applicants name (in full)			
Address			Size of property (m²)
Postal address (if different from above)			
Contact telephone numbers	*(Home)*	*(Work)*	*(Mobile)*

Address where animals are to be housed (if different from above)	
Reason for application to keep animals other than cats or dogs?	
How long have you owned the animal/s?	

Section 2 – DETAILS OF ANIMAL(S)

Animal Type	Tag No. (I.D / Brand)	Sex (M/F)	Desexed (Yes/No)	Age (Approx.)	Breed/Colour/ Markings
(1)					
(2)					
(3)					
(4)					

Requirement for proper enclosures

1) The enclosure-
   a) Must be suitably fenced
   b) Must be of a size appropriate to the species and breed of the animal
   c) May be constructed such that parts of a building or structure can form part of the enclosure in lieu of fencing, provided the building or structure does not have openings through which the animal can escape
   d) Must contain adequate shelter
2) The enclosures gates must be closed and latched except when in actual immediate use
3) Suitably fenced means a fence constructed of strong materials and designed in such a way to prevent the animal from-
   a) Escaping over, under, through or around the fence
   b) Protruding over, under, through or around the fence
   c) Threatening to attack a person or animal over, under, through or around the fence
   d) Attacking a person or animal over, under, through or around the fence.
4) Keeping an animal on a leash, cord, rope, wire or chain does not constitute a proper enclosure

Should you require any further information in relation to this matter please contact Council's Compliance Team on 1300 696 272.

Schedule 10 Keeping of animals

section 11

1. Prescribed activity

Keeping of animals.

2. Activities that do not require approval under the authorising local law

This section has been intentionally left blank.

3. Documents and materials that must accompany applications for approval

An application for approval must be accompanied by—

(a) the species, breed, age, gender and any unique identification number of the animal or each of the animals for which the approval is sought; and

(b) the number of animals proposed to be kept; and

(c) the area, or part of the area, in which the animal or animals are proposed to be kept; and

(d) the nature of the premises in which the animal or animals are proposed to be kept; and

(e) where relevant according to the additional criteria for particular approvals in section 4, evidence of current membership of a relevant association or club; and

(f) where relevant according to the additional criteria for particular approvals in section 4, written consent to the keeping of the animals signed by occupiers of adjoining properties where the area of the subject property is less than 6000m2.

(g) if relevant—a copy of any development permit under the *Sustainable Planning Act 2009;* and

(h) the prescribed fee fixed by resolution of the local government; and

(i) in the case of dogs—an indication of whether the applicant is seeking an approval to breed the dogs; and

(j) the name of each person who is to occupy any residence located on the premises on which the animal or animals are to be kept.

4. Additional criteria for the granting of approval

(1) For all approvals, the additional criteria are that—

(a) the land is physically suitable for the keeping of the animal; and

(b) the enclosure in which the animal is to be kept is structurally suitable; and

(c) the animal is not likely to cause undue nuisance, inconvenience, or annoyance to the occupiers of adjoining land; and

(d) the animal will not have a significant detrimental effect on the amenity of the surrounding area; and

(e) the animal will not have a significant detrimental effect on the local environment or cause pollution or other environmental damage.

(2) For an approval to keep more than 2 dogs (except greyhounds) or 3 cats, the additional criteria are that—

(a) written consent has been obtained from any occupiers of adjoining properties; and

(b) either—

viii. in the case of dogs—the applicant requires the dogs as working dogs for the control and management of stock on a grazing property, as defined by the Animal Management Act 2009; or

ix. in the case of dogs or cats—other special circumstances exist justifying the need for keeping more than 2 dogs or 3 cats; or

x. in the case of dogs or cats that were resident within the North Burnett Regional Council area prior to the introduction of this Local Law, and were in an area that allowed the keeping of more than two cats or dogs.

(3) For an approval to keep more than 6 greyhounds, the additional criteria are that—

(a) the applicant is a member of the Greyhound Racing Authority of Queensland; and

(b) the area of land for the keeping of the greyhounds is greater than 20,000m²; and

(c) written consent has been obtained from any occupiers of adjoining properties.

(4) For an approval to keep a guard dog, the additional criteria are that—

(a) the fencing proposed for the keeping of the dog is suitable to contain the dog at all times; and

(b) the applicant has demonstrated suitable measures to mitigate noise emitted by the dog; and

(c) a suitable person will be available to be contacted in relation to the dog at all times.

(5) For an approval to keep pigeons or doves, the additional criteria are that—

(a) written consent has been obtained from any occupiers of adjoining properties; and

(b) if the applicant is not the owner of the land on which the animal is to be kept—written consent has been obtained from the owner of the land.

(6) For an approval to keep a rooster, the additional criterion are that—

(a) written consent has been obtained from any occupiers of adjoining properties; and

(b) if the applicant is not the owner of the land on which the animal is to be kept—written consent has been obtained from the owner of the land; and

(c) the applicant produces evidence of current membership of a recognised and functioning poultry club; and

(d) the applicant has demonstrated suitable measures to mitigate noise emitted by the rooster.

5. Conditions that must be imposed on approvals

The following conditions are conditions that must be imposed on approvals –

(a) The approval holder must –

i. care for the animal in accordance with appropriate standards; and

ii. keep the animal in enclosures that comply with specified structural requirements; and

iii. comply with specified standards of hygiene; and

iv. ensure that the animal wears or displays an appropriate identifying tag; and

v. ensure that the animal does not cause nuisance, inconvenience or annoyance to others; and

vi. take specified action to protect against possible harm to the local environment; and

vii. comply with all reasonable directions of an authorised person in the time specified by the authorised person.

6. Conditions that will ordinarily be imposed on approvals

The conditions that will ordinarily be imposed on an approval are that the approval holder must—

(a) keep the animal or animals in an enclosure that complies with any structural requirements specified in the approval; and

(b) keep the animal or animals in a manner that complies with standards of hygiene specified in the approval; and

(c) not keep more than any maximum number of animals specified in the approval; and

(d) except in relation to an approval for keeping pigeons or doves—not seek to use the approval to keep any animal other than the specific animal registered on the approval; and

(e) take any action specified in the approval to protect against possible harm to the local environment.

7. Term of approval

The term of an approval commences on the date the approval is granted and expires on the next 30th day of June, unless otherwise specified in the approval.

8. Term of renewal of approval

The term of a renewal of the approval shall be the term stated in the renewal.