

CHBDC:Part 13:2008

CENTRAL HAWKE'S BAY DISTRICT COUNCIL BYLAWS



Part 13 – The Keeping of Animals, Poultry and Bees

Superseding Model General NZS 9201:Part 13:1999

Contents

Explanatory Note	2
Copyright	2
Referenced Documents	2
Foreword	3

Section

1300 Scope	4
1301 Pig Keeping	4
1302 Stock in Urban Areas	4
1303 Poultry Keeping	5
1304 Noise from Animal, Bird or Fowl	5
1305 Bee Keeping	5
1306 Bylaw Approval Date	5

Explanatory Note

This Bylaw is based on the Model General Bylaw NZS9201:Part 13:1999 The Keeping of Animals, Poultry and Bees as compiled by Standards New Zealand. This Bylaw amends that Standard as necessary to meet the requirements of the Central Hawke's Bay District Council.

Copyright

The copyright of the Model General Bylaw NZS9201:Part 13:1999 The Keeping of Animals, Poultry and Bees is the property of the Standards Council. The copying and amendment of the Model Bylaw has been carried out by a Territorial Authority in the process of preparing its local bylaw, as permitted by the Standards Council.

Referenced Documents

Reference is made in this document to the following:

New Zealand Legislation

- Health Act 1956
- Local Government Act 1974
- Local Government Act 2002

Foreword

The CHBDC Bylaws series covers various matters under local authority jurisdiction. Local authorities are empowered under a variety of Acts including the Local Government Act 2002 to make Bylaws.

This CHBDC Bylaw is a revision of the Model General NZ Standard The Keeping of Animals, Poultry and Bees Bylaw prepared by Standards New Zealand. The Model General has been reviewed by technical staff and amendments have been made where required to meet the requirements of the Central Hawke's Bay District Council. Further updates have been made where necessary to reflect changes in related legislation.

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. The revision simplifies the previous standard by deleting all the requirements related to pig sties and pig swill as pig keeping is not generally allowed in areas which have a predominantly urban character under the District Plan.

Reference should be made to CHBDC:Part 1 *Introductory* and to the legislation referred to under Referenced Documents, for any other definitions not included in this Part.

CHBDC BYLAWS

Part 13 - THE KEEPING OF ANIMALS, POULTRY AND BEES

1300 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 146 of the Local Government Act 2002, and section 64 of the Health Act 1956.

1301 PIG KEEPING

1301.1 No pigs shall be kept on any site in any area zoned Residential under the relevant section of the Central Hawke's Bay District Council District Plan.

1301.2 No pigs shall be kept on any site in the following areas zoned 'Township' under the relevant section of the Council District Plan;

Kairakau Beach, Pourerere Beach, Otane, Mangakuri Beach, Blackhead Beach or Te Paerahi (Porangahau) Beach.

1301.3 On any site in any other area zoned 'Township' under the relevant section of the Council District Plan no more than two (2) sows and their progeny up to weaner stage shall be kept.

1301.4 On any site in the Central Hawke's Bay District no person shall construct or allow any pig sty to remain or any pigs to be at large or to range at a distance less than fifty (50) metres from any dwelling, or any wholly or partly occupied building, or any street or public place or from any boundary of any adjoining property except with the permission of an authorised officer.

1301.5 On any site in the Central Hawke's Bay District no person shall keep any pigs so as to cause a nuisance as defined in the Health Act 1958, Section 29.

1302 STOCK IN URBAN AREAS

Any person keeping stock in an urban area shall ensure that premises where stock are kept meet such conditions as may be prescribed by an authorised officer.

1303 POULTRY KEEPING

- 1303.1** In any areas of the Central Hawke's Bay District, other than those zoned 'Rural' in the relevant section of the Council District Plan, NO poultry, caged or otherwise (which shall include geese, ducks, pigeons, turkeys, and domestic fowls of all descriptions) shall be kept 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.
- 1303.2** No poultry house or poultry run shall be erected or maintained, so that any part of it is within ten (10) metres from any dwelling, factory, or any other building, whether wholly or partially occupied, or within two (2) metres of the boundary of adjoining premises.
- 1303.3** Every poultry run shall be enclosed to confine the poultry.
- 1303.4** 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.
- 1303.5** In any area of the Central Hawke's Bay District, other than those zoned 'Rural' in the relevant section of the Council District Plan, no more than twelve (12) adult poultry shall be kept on any site.
- 1303.6** In any area of the Central Hawke's Bay District, other than those zoned 'Rural' in the relevant section of the Council District Plan, NO rooster(s) shall be kept.
- 1303.7** On any site in the Central Hawke's Bay District no person shall keep any poultry, caged or otherwise (which shall include geese, ducks, pigeons, turkeys, and domestic fowls of all descriptions) so as to cause a nuisance as defined in the Health Act 1958, Section 29.

1304 NOISE FROM ANIMAL, BIRD, OR FOWL

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

1305 BEE KEEPING

- 1305.1** In any area of the Central Hawke's Bay District, other than those zoned 'Rural' in the relevant section of the Council District Plan, NO bees shall be kept.
- 1305.2** 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.

1306 BYLAW APPROVAL DATE

The Common Seal of the Central Hawke's Bay District Council was attached, under Resolution (*Reference - CHBDC:Part13:2008*) passed at a meeting of the Central Hawke's Bay District Council held on (Day) (Month) (Year).

DATE CONFIRMED : ____/____/____