

[Legal Notice No. 88]

PROVINCIAL GOVERNMENT ACT 1981

THE TEMOTU PROVINCE  
DOG CONTROL ORDINANCE  
1995

AN ORDINANCE TO  
PROVIDE FOR THE CONTROL AND LICENSING OF DOGS

PRELIMINARY

1. This Ordinance shall be cited as the Temotu Province Dog Control Ordinance 1995 and shall come into operation in accordance with section 32 of the Provincial Government Act 1981.

2. In this Ordinance:

“authorised officer” means a police officer or officer authorised by the Executive in writing to implement and enforce this Ordinance;

“bitch” means a female dog at least six months old;

“executive” means the Temotu Province Executive;

“owner” means the owner or keeper of a dog and includes the occupier of any premises at which a dog is ordinarily kept or permitted to remain and any person who may be temporarily in charge of a dog;

PART ONE  
CONTROL OF DOGS

3. (1) It shall be the duty of every owner of a dog to ensure that the dog does not attack any person;

(2) Any person who contravenes subsection 3(1) commits an offence and is liable on conviction to a fine not exceeding \$100.

(3) Where a person is convicted for a second time under subsection 3(2) in respect of the same dog, an authorised officer may take the dog and destroy it.

4. (1) It shall be the duty of every owner of a dog:
  - (a) to keep the dog under proper control at all times; and
  - (b) to ensure that the dog does not damage property belonging to another person.
- (2) Any person who contravenes subsection 4(1) commits an offence and is liable on conviction to a fine not exceeding \$100.
5. (1) It shall be the duty of every owner of an unspeyed bitch in season to keep it under proper control and restrain it from running loose.
- (2) Any person who contravenes subsection 5(1) commits an offence and is liable on conviction to a fine not exceeding \$50.

PART TWO  
LICENSING OF DOGS

6. This Part shall only apply to Lata Station as shown on the plan at Schedule One.
7. (1) No person shall keep any dog not less than six (6) months old, within Lata Station, unless he shall have been issued and is in possession of a licence in his own name in respect of that dog.
- (2) Any person who contravenes subsection 7(1) commits an offence and is liable on conviction to a fine of \$30.
8. (1) Application for a licence shall be made to the Province on the form set out at schedule two and upon payment of the appropriate fee as prescribed in schedule three the authorised officer of the Province shall issue a licence in the name of the owner in respect of that dog in the form set out at schedule four.
- (2) Every licence issued under this ordinance shall remain valid until 31st March in the year of issue and shall then cease to be valid.
- (3) Upon application and payment of the appropriate fee as prescribed in schedule three, the authorised officer of the

Province may issue a duplicate licence or endorse the transfer of a licence to another.

9. The Province shall maintain a register of all licences issued under this ordinance, all transfers of licences and the names and addresses and description of licensed dogs.
10. A police officer, area constable or other authorised officer of the Province may take and destroy a dog not licensed under this Part.
11. In proceedings arising out of or under this Part, any dogs shall be presumed to be over six (6) months old and the burden of the contrary shall be on the party that so alleges.

PART THREE  
DUTIES OF AUTHORISED OFFICERS

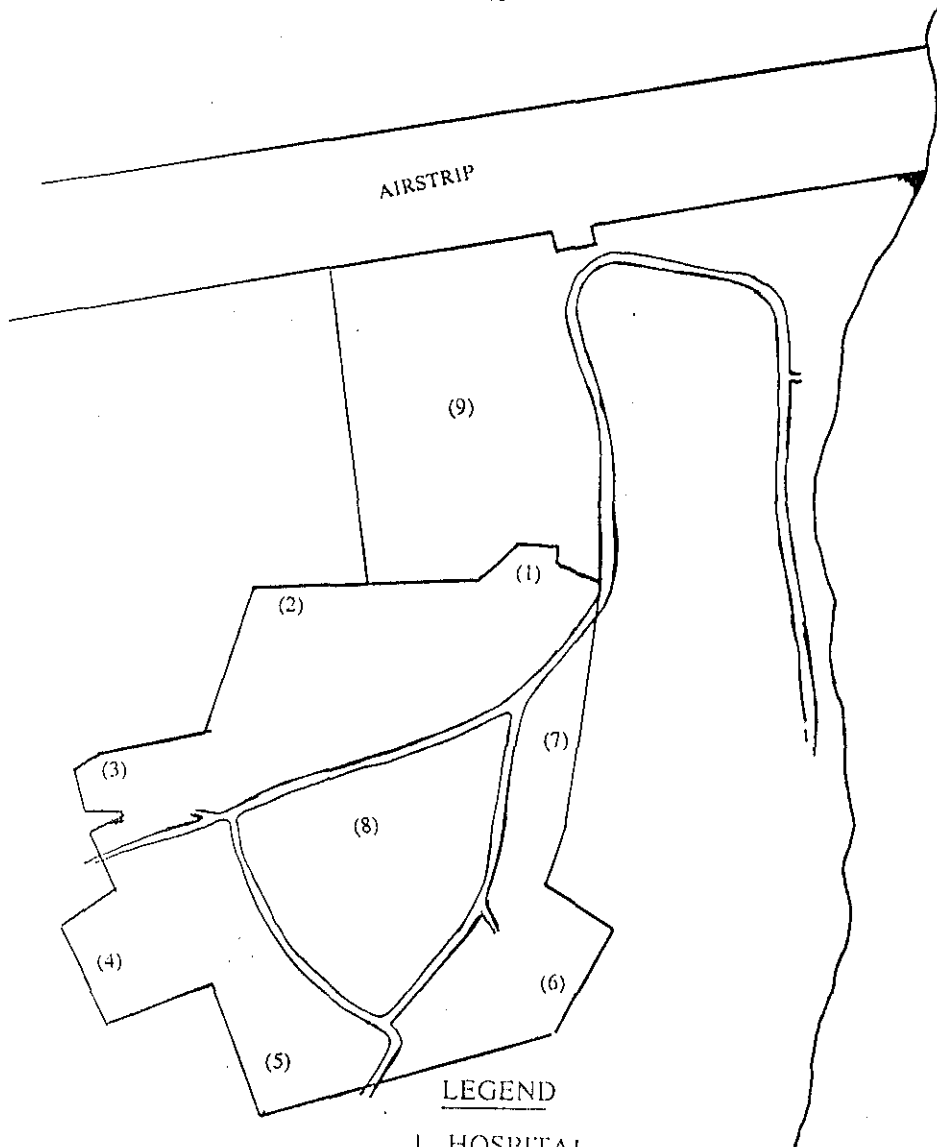
12. (1) It shall be the duty of an authorised officer to make reasonable enquiries to establish whether any breach of this Ordinance is being or has been committed and to demand the production of any dog licence issued under Part Two of this Ordinance for inspection.
- (2) Any person who obstructs or impedes any authorised officer acting in due exercise of their powers under this ordinance commits an offence and is liable on conviction to a fine of up to \$100.

PART FOUR  
REVOCATIONS

13. The Eastern Island Council (Dogs) Bye-laws, 1976, are repealed.

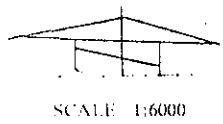
SCHEDULE ONE  
LATA TOWN (STATION) BOUNDARY PLAN

AIRSTRIP



LEGEND

- 1. HOSPITAL
- 2. SIEA (GENERATOR)
- 3. COM
- 4. SCHOOL
- 5. SIBC AERIALS
- 6. PRO. REST HOUSE
- 7. POST OFFICE
- 8. SPORTS/RECREATION
- 9. CUSTOMARY LAND



SCALE 1:6000