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Agenda for a hearing by Commissioners of the Regulatory Subcommittee for Waikato District Council to be held in Committee Rooms 1 and 2, 15 Galileo Street, Ngaaruawahia on **FRIDAY, 23 FEBRUARY 2024**, commencing at **10.00am**.

*Information and recommendations are included in the reports to assist the Subcommittee in the decision-making process and may not constitute Council's decision or policy until considered by the Subcommittee.*

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**2. DISCLOSURES OF INTEREST**

**3. HEARING**

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GJ Ion

**CHIEF EXECUTIVE**

# Regulatory Subcommittee

**Reports to:** Policy & Regulatory Committee

**Chairperson:** Cr Janet Gibb

**Deputy Chairperson:** Cr Peter Thomson

**Membership:** Deputy Mayor Carolyn Eyre

Cr Crystal Beavis

(The composition of any Regulatory Subcommittee for quorum purposes to be determined by the Chairperson)

**Meeting frequency:** As and when required

**Quorum:** A panel of three to be appointed in the first instance allowing for a quorum of two once the hearing has commenced.

## Purpose

1. To conduct fair and effective hearings and make determinations on the Council's regulatory functions under legislation and other matters as referred to the Committee.
2. To recommend to the Council or relevant Council committee any matters that it considers necessary to enable the effective management of the Council's regulatory functions.

## Terms of Reference:

1. Hear and determine any statutory or regulatory hearings under relevant legislation unless otherwise delegated or retained by the Council, including (but without limitation):
  - a. objections under the Dog Control Act 1996;
  - b. matters under the Resource Management Act 1991 and related legislation;
  - c. matters under the Impounding Act 1955;
  - d. matters regarding drainage and works on private land under the Local Government Act 1974 and Local Government Act 2002;
  - e. matters under the Gambling Act 2003, Health Act 1956 and Litter Act 1979;
  - f. matters regarding residential pools under the Building Act 2004.
2. Hear and determine other matters that require hearings or submissions, as referred by Council or other Committees.
3. To convene working groups and carry out the Terms of Reference approved and referred by Council or other Committees.

**The Subcommittee is delegated the following powers to act:**

- Conduct statutory hearings on regulatory matters and undertake and make decisions on those hearings that fall within the committee’s Terms of Reference.
- Appoint additional members, including external members, for hearings where expert advice is required.
- Establish and amend hearings protocols relating to the general conduct of hearings and hearings- related matters in accordance with the applicable legislation and the principles of administrative law and natural justice.
- Approval of activities and expenses relating to working groups consistent with the terms of reference and approved working group budget.

**Explanatory Note:**

1. The Committee may request expert advice through the Chief Executive when necessary.
2. The General Manager Customer Support, in consultation with the Chairperson of the Regulatory Subcommittee, are delegated the power to determine:
  - a. the composition of any hearings panel to be convened under the committee’s terms of reference; and
  - b. the appointment of any independent hearings commissioner within the panel of commissioners approved by the Council, to hear and determine any matter under the Resource Management Act 1991 (and related legislation). An independent commissioner can be appointed to act in his/her sole capacity, or together with appointed councillors who hold the appropriate accreditation.
3. Decisions of a hearing panel shall be made by consensus although if necessary the majority view prevails

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<b>To</b>	<b>Policy and Regulatory Subcommittee</b>
<b>Report title</b>	<b>Objection to Menacing Classification</b>
Date:	23 January 2024
Report Author:	Phil Greeves, Animal Control Team Leader
Authorised by:	Roger MacCulloch, General Manager Customer Support

## 1. Purpose of the report

### Te Take moo te puurongo

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To provide information to the Policy and Regulatory Subcommittee (“the Committee”) to enable the Committee to hear the objection to a Menacing Classification imposed on the dog (“Sarge”) belonging to Craig Isherwood (“Mr Isherwood”).

## 2. Executive summary

### Whakaraapopototanga matua

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Section 33A of the Dog Control Act 1996 (“the Act”) allows Waikato District Council (“Council”) to classify a dog as menacing if the dog is considered to pose a threat to a person or other animal due to observed or reported behaviour (Sections 33A and Section 33B of the Act annexed as Appendix 1).

Sarge, a black male Huntaway cross Border Collie, aged 1 year 10 months and owned by Mr Isherwood was observed chasing sheep and, a short time later that same day, was observed attacking a Border Collie. The attack occurred in the public reserve across the road from Mr Isherwood’s partially fenced address at 58 Alexandra Redoubt Road, Tuakau. As a response to the attack Animal Control Officer Amanda Twiss (“ACO Twiss”) attended the property.

After investigation, Council advised Mr Isherwood of the decision to classify Sarge as Menacing (Notice of Classification of dog as Menacing annexed as Appendix 2).

In accordance with section 33B of the Act, Mr Isherwood’s partner, Nicola Brookes (“Miss Brookes”), who is claiming ownership of Sarge, formally objected in writing to the menacing classification within the statutory time frame (Email Notification of Objection to Menacing Classification and Acknowledgement annexed as Appendix 3).

There are no records held with Council confirming Miss Brookes claim of ownership of Sarge. Council’s Register of Ownership for Sarge names Mr Isherwood as being Sarge’s

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owner (P&R Registration Record for Mr Isherwood annexed at Appendix 4) (P&R Registration Record for Sarge annexed at Appendix 5)

Council considers that Sarge poses an ongoing threat to persons or animals given the circumstances of the reported incidents and Sarge's history of roaming.

Council understands that although Miss Brookes has claimed in her emailed objection, they are erecting a kennel and large run for Sarge, Council submits that for public safety reasons Sarge should remain classified as menacing, requiring Sarge to be muzzled when in public.

### **3. Staff recommendations** **Tuutohu-aa-kaimahi**

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#### **THAT the Policy and Regulatory Subcommittee**

- a. receives the report; and**
- b. the Classification of Sarge under section 33(A)(2) of the Dog Control Act 1996 be upheld.**

### **4. Background** **Koorero whaimaarama**

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On 24 November 2023 at 10:52 hours, Council's call centre received a complaint from a member of the public, Ms Antonella Hagspihl ("Ms Hagspihl") had observed a black dog chasing sheep and that the dog had then gone onto the reserve next to the Pony Club and attacked another dog (Service Request annexed as Appendix 6).

Ms Hagspihl describes in her Statement (Complainant Statement annexed as Appendix 7) that on Thursday 23 November 2023 at approximately 5:30pm, she had gone to the Pony club on Alexandra Redoubt Road, Tuakau for a horse lesson.

At approximately 6:30pm, she had gone to the paddock beside the Pony Club and where there were sheep grazing. Whilst there, she observed a dog she described as a black Pitbull, known to her from previous experience, resides at the first house on the right-hand side of Alexandra Redoubt Road, later confirmed as 58 Alexandra Redoubt Road, coming from the direction of River Road, Tuakau chasing and barking at the sheep.

Ms Hagspihl stated that she had rushed towards the dog, yelling at it. The dog had turned around and started heading towards the reserve beside the Pony Club. Ms Hagspihl had continued her lesson but had kept an eye on the dog as she was concerned it would come back.

A short while later, Ms Hagspihl had heard growling, barking, and screaming coming from the reserve. She had looked across and could see the same dog attacking a Border Collie which was being walked by a man.

Ms Hagspihl stated that she saw the black dog had pinned the Border Collie to the ground. She also saw another Border Collie standing nearby. She stated that she saw the man with the Collie kick the black dog and it had let go of the Collie.

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The black dog had stood there for a while then had rushed and attacked the collie again. The man had kicked and screamed at the dog again and it had let go of the Collie and ran off South towards the other end of the Pony Club. The black dog had disappeared for approximately 30 minutes then Ms Hagspihl had observed it heading in the direction of its home. Ms Hagspihl stated that this is not the first time she has seen the dog out, and she stated that she has previously seen the same dog in with the sheep before.

ACO Twiss, states in her Statement (ACO statement annexed as Appendix 8) that she received a Historic Aggressive Complaint about a dog sighted chasing sheep.

As noted in the onsite time in the Service Request, at 11:24 hours ACO Twiss attended the location of the report after having spoken to Ms Hagspihl over the phone. It was during this conversation, Ms Hagspihl described where she believed the dog lived, and was later confirmed to be 58 Alexandra Redoubt Road, Tuakau.

Ms Hagspihl further relayed during that conversation, that it was not the first time she had sighted the same dog wandering, and she was prepared to give a statement.

ACO Twiss recorded Ms Hagspihl's statement over the phone .

ACO Twiss attempted to call Mr Isherwood but was only able to leave a voice message explaining what had happened.

On 28 November 2023 at 2:04pm, ACO Twiss, accompanied by ACO Joanne Smout, visited 58 Alexander Redoubt Road, Tuakau and spoke to Mr Isherwood about the two incidents involving Sarge. Mr Isherwood told ACO Twiss that he didn't believe either incident had occurred.

ACO Twiss advised Mr Isherwood that there were ongoing concerns that Sarge's behaviour was escalating, and due to Sarge's extensive history with Council (Waikato District Council P&R Reports and Impounds annexed as Appendix 9),

Council were classifying Sarge as Menacing as well as issuing an infringement. ACO Twiss asked Mr Isherwood how he was attempting to keep Sarge contained within the property and he showed her a running wire.

ACO Twiss notes in the Classification Decision Making Criteria (Decision making criteria annexed as Appendix 10) that the Property is not fenced sufficiently to contain Sarge, with large gaps where there is no fencing allowing Sarge to freely leave the property. She notes that there used to be fencing along the garage to keep Sarge penned but part of that had been removed.

Ms Brookes noted in her Notice of Objection email that a kennel and run is being erected to contain Sarge.

ACO Twiss discussed with Senior Animal Control Officer Amanda Davis ("SACO Davis") the incidents and reasoning for issuing Mr Isherwood with the Menacing Classification and on 7 December 2023, ACO Twiss hand delivered the Notice of Classification of Dog as Menacing Dog and was signed for by Mr Isherwood.

On 20 December 2023, Ms Brookes emailed SACO Davis stating that she had changed the ownership of Sarge to herself and that she was objecting to the Menacing Classification ("Ms Brookes' email titled Objection to the Menacing Classification annexed at Appendix 3")

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On 21 December 2023, Ms Brookes was emailed Acknowledgement of her Objection to the Menacing Classification (“Ms Brookes’ email titled Objection to the Menacing Classification and reply to her Objection annexed at Appendix 3”).

Having received Ms Brookes objection to the menacing classification, the objection now needs to be determined in accordance with section 33B of the Act (sections 33A and 33B of the Act annexed as Appendix 1).

On Monday 29 January 2024, Council was sent an email containing photographs and video of Sarge chasing sheep in the paddock beside the Tuakau Pony Club (Email received showing video and photos of sarge annexed at Appendix 11).

The photos show a person holding Sarge’s collar and registration tag (Photos of Sarge Roaming annexed as Appendix 12) and the video shows Sarge in a paddock chasing sheep (Video of Sarge Chasing Sheep annexed as Appendix 13).

On Tuesday 30 January 2024, ACO Kerwyn Wyatt went to 58 Alexandra Redoubt Road and seized Sarge for breach of Section 33E(1)(a) of the Dog Control Act 1996 (Notice of Seizure annexed at Appendix 14)(S33E Effect of Classification as Menacing Dog annexed as Appendix 15). Sarge was taken to the Pukekohe Dog Pound and impounded (Gate Impound Form annexed at Appendix 16).

On Wednesday 31 January 2024, a Notice of Retention Letter (Notice of Retention Letter annexed as Appendix 17) was hand delivered to 58 Alexandra Redoubt Road, Tuakau. This letter explained that Council was retaining Sarge until Mr Isherwood can demonstrate comprehensively how he intends to contain Sarge on his property.

## **5. Discussion and analysis**

### **Taataritanga me ngaa tohutohu**

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Section 33B(2) of the Act (Appendix 1) provides that in determining this objection the Committee shall have regard to:

- (a) the evidence which formed the basis for the classification; and
- (b) any steps taken by the owner to prevent any threat to the safety of persons or animals; and
- (c) the matters relied on in support of the objection; and
- (d) any other relevant matters.

As a result of this analysis, the Committee will have the following options:

- A. Uphold the classification of Sarge as menacing; or
- B. Rescind the classification.

The Committee must give written notice of its decision and the reasons for it, under section 33B(3) of the Act to the objector.

The option preferred by staff is option A, and the reasons for this recommendation are discussed below.

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## **5.1 Options**

### **Ngaa koowhiringa**

Staff recommend option A because:

- The Act states that the territorial authority may classify a dog as menacing if the territorial authority considers Sarge may pose a threat to any person, stock, poultry, domestic animal, or protected wildlife because of any observed or reported behaviour of Sarge.
- Sarge was free to leave the Property and able to access a public place and exhibited behaviour which indicates he may pose a threat to any person or domestic pet. As a result of being able to leave the Property, Sarge made contact with another dog, injuring it.
- The owner was not present at the time of the incident and no one else was in attendance to control Sarge physically or verbally to prevent this situation occurring.
- A menacing classification ensures that:
  - Sarge is muzzled when in public to help mitigate the threat Sarge poses.
  - If Sarge offends again, a menacing classification allows Animal Control to take stronger measures of enforcement such as seizure of Sarge until Mr Isherwood can demonstrate how he is going to prevent further offending.
  - Mr Isherwood takes the appropriate steps to ensure any threatening behaviour is mitigated.

## **5.2 Financial considerations**

### **Whaiwhakaaro puutea**

There are no material financial considerations associated with the recommendations of this report.

## **5.3 Legal considerations**

### **Whaiwhakaaro-aa-ture**

Staff confirm that the staff recommendation complies with the Council's legal and policy requirements. Legal Counsel will be available to assist the Committee with the matters of law as required.

## **5.4 Strategy and policy considerations**

### **Whaiwhakaaro whakamaaherehere kaupapa here**

The report and recommendations are consistent with the Council's policies, plans and prior decisions.

## **5.5 Maaori and cultural considerations**

### **Whaiwhakaaro Maaori me oona tikanga**

There are no wider Maaori, or cultural considerations involved in the exercise of Council's legislative responsibilities under the Act.

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## **5.6 Climate response and resilience considerations**

### **Whaiwhakaaro-aa-taiao**

The matters in this report have no known impact on climate change or resilience for the Council.

## **5.7 Risks**

### **Tuuraru**

Should the Committee uphold the classification and proceed with the staff recommendation, the classification stands with no further recourse for appeal by the objector.

Should the Committee rescind the classification, there is a risk that further breaches of the Act will occur, and members of the public could be further threatened or even harmed.

## **6. Significance and engagement assessment**

### **Aromatawai paahekoheko**

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### **6.1 Significance**

#### **Te Hiranga**

The decisions and matters of this report are assessed as of low significance, in accordance with the Council's [Significance and Engagement Policy](#).

### **6.2 Engagement**

#### **Te Whakatuutakitaki**

This is a regulatory/operational matter concerning an individual and we do not propose to inform more broadly than necessary to give effect to the classification, if upheld.

## **7. Next steps**

### **Ahu whakamua**

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Should the classification be upheld, it will apply at a national level.

Council's role will be to update the relevant records and enforce the requirements of the classification.

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## 8. Confirmation of statutory compliance Te Whakatuuturutanga aa-ture

As required by the Local Government Act 2002, staff confirm the following:

The report fits with Council's role and <b>Committee's</b> Terms of Reference and Delegations.	<b>Confirmed</b>
The report contains sufficient information about all reasonably practicable options identified and assessed in terms of their advantages and disadvantages ( <i>Section 5.1</i> ).	Confirmed
Staff assessment of the level of significance of the issues in the report after consideration of the Council's Significance and Engagement Policy ( <i>Section 6.1</i> ).	Low
The report contains adequate consideration of the views and preferences of affected and interested persons taking account of any proposed or previous community engagement and assessed level of significance ( <i>Section 6.2</i> ).	Confirmed
The report considers impact on Maaori ( <i>Section 5.5</i> )	Not applicable
The report and recommendations are consistent with Council's plans and policies ( <i>Section 5.4</i> ).	Confirmed
The report and recommendations comply with Council's legal duties and responsibilities ( <i>Section 5.3</i> ).	Confirmed

## 9. Attachments

### Ngaa taapirihanga

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Appendix 1 – Section 33A and Section 33B of the Act

Appendix 2 – Notice of Classification of dog as Menacing

Appendix 3 – Email Notice of Objection to Menacing Classification and Acknowledgement

Appendix 4 – P&R Record of Dog Owner

Appendix 5 – P&R Record of Dog Registration

Appendix 6 - Service Request

Appendix 7 – Complainant Statement Antonella Hagspihl

Appendix 8 – ACO Statement Amanda Twiss

Appendix 9 – WDC History of Requests and Impounds - Sarge

Appendix 10 – Decision Making Process Form

Appendix 11 – Email received showing video and photos of Sarge

Appendix 12 – Photos of Sarge Roaming

Appendix 13 – Video of Sarge Chasing Sheep

Appendix 14 – Notice of Seizure Sarge

Appendix 15 – S33E Effect of Classification as Menacing Dog

Appendix 16 – Gate Impound Form

Appendix 17 – Notice of retention Letter

Appendix 18 - Served Notice of Retention

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### *Menacing dogs*

Heading: inserted, on 1 December 2003, by [section 21](#) of the Dog Control Amendment Act 2003 (2003 No 119).

#### **33A Territorial authority may classify dog as menacing**

- (1) This section applies to a dog that—
  - (a) has not been classified as a dangerous dog under [section 31](#); but
  - (b) a territorial authority considers may pose a threat to any person, stock, poultry, domestic animal, or protected wildlife because of—
    - (i) any observed or reported behaviour of the dog; or
    - (ii) any characteristics typically associated with the dog's breed or type.
- (2) A territorial authority may, for the purposes of [section 33E\(1\)\(a\)](#), classify a dog to which this section applies as a menacing dog.
- (3) If a dog is classified as a menacing dog under subsection (2), the territorial authority must immediately give written notice in the prescribed form to the owner of—
  - (a) the classification; and
  - (b) the provisions of [section 33E](#) (which relates to the effect of classification as a menacing dog); and
  - (c) the right to object to the classification under [section 33B](#); and
  - (d) if the territorial authority's policy is not to require the neutering of menacing dogs (or would not require the neutering of the dog concerned), the effect of [sections 33EA](#) and [33EB](#) if the owner does not object to the classification and the dog is moved to the district of another territorial authority.

Section 33A: inserted, on 1 December 2003, by [section 21](#) of the Dog Control Amendment Act 2003 (2003 No 119).

Section 33A(3): amended, on 1 November 2004, by [section 10](#) of the Dog Control Amendment Act 2004 (2004 No 61).

Section 33A(3)(c): amended, on 28 June 2006, by section 13 of the Dog Control Amendment Act 2006 (2006 No 23).

Section 33A(3)(d): added, on 28 June 2006, by section 13 of the Dog Control Amendment Act 2006 (2006 No 23).

#### **33B Objection to classification of dog under section 33A**

- (1) If a dog is classified under [section 33A](#) as a menacing dog, the owner—
  - (a) may, within 14 days of receiving notice of the classification, object in writing to the territorial authority in regard to the classification; and
  - (b) has the right to be heard in support of the objection.
- (2) The territorial authority considering an objection under subsection (1) may uphold or rescind the classification, and in making its determination must have regard to—
  - (a) the evidence which formed the basis for the classification; and
  - (b) any steps taken by the owner to prevent any threat to the safety of persons or animals; and
  - (c) the matters relied on in support of the objection; and
  - (d) any other relevant matters.
- (3) The territorial authority must, as soon as practicable, give written notice to the owner of—
  - (a) its determination of the objection; and
  - (b) the reasons for its determination.

Section 33B: inserted, on 1 December 2003, by [section 21](#) of the Dog Control Amendment Act 2003 (2003 No 119).

Appendix 2.



Sarge  
Huntaway Cross Border Collie  
Male Black White

## NOTICE OF CLASSIFICATION OF DOG AS MENACING DOG

Section 33A, Dog Control Act 1996

This is to notify you that this dog has been classified as a menacing dog under section 33A(2) of the Dog Control Act 1996.

This is because reported behaviour of the dog leads us to believe that it may pose a threat to public safety; being any person, stock, poultry, domestic pet, or protected wildlife.

A summary of the effect of the classification and your right to objection is provided overleaf.

Amanda Davis  
**Senior Animal Control Officer**

28/11/2023

Date

ENTERED  
7/12/23

\*For the purposes of the Dog Control Act 1996, you are the owner of a dog if-

- you own the dog
- you have the dog in your possession (otherwise than for a period not exceeding 72 hours for the purpose of preventing the dog causing injury, or damage, or distress, or for the sole purpose of restoring a lost dog to its owner): or
- you are the parent or guardian of a person under 16 who is the owner of the dog and who is a member of your household living with and dependant on you

Hand delivered  
7/12/23

**Phil Greeves**

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**From:** Phil Greeves  
**Sent:** Thursday, 21 December 2023 2:39 pm  
**To:** [REDACTED]  
**Cc:** Democracy  
**Subject:** Objection to the Menacing Classification

Good Afternoon [REDACTED]

We have received your objection, and it has been passed to the democracy team. Your objection has been received within the required framework.

The democracy team handle the objection and will be in contact with you after the holiday period and will send you the process information and the date of the hearing.

Kind regards

**Phil Greeves**

Team Leader Animal Control

**Waikato District Council**

Te Kaunihera aa Takiwaa o Waikato  
 | Nama waea 07 824 8633 | Waea puukoro: 0800 492 452  
 Poutaapeta Mahi: Private Bag 544, Ngaruawahia 3742  
 Waahi Mahi: 15 Galileo Street, Ngaruawahia

**Waikato**



**District Council**  
 Te Kaunihera aa Takiwaa o Waikato

[www.waikatodistrict.govt.nz](http://www.waikatodistrict.govt.nz) | Like us on Facebook

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**From:** [REDACTED] >  
**Sent:** Wednesday, December 20, 2023 6:12 AM  
**To:** Animal Control <Animal.Control@waidc.govt.nz>  
**Subject:** Fw: Amanda Davis

You don't often get email from [REDACTED] [Learn why this is important](#)

Amanda Davis

Senior Animal Control Officer

Waikato District Council

Dear Amanda

My name is [REDACTED] I am writing in reply to your letter in regards to 'Sarge' now a menacing dog. I have changed ownership from my partner [REDACTED] and he is now under my name. Our home of [REDACTED] this will stay the same address for him as we are currently owning and caring for Sarge for our son.

I wish to object to the Menacing Dog Classification and would like this to be explained so I can understand what all this will mean for me but more so for Sarge.

1. You had said you would provide a statement from the person that claims Sarge pinned down and attacked their dog while walking past.
2. Sarge has not been known to bite or hurt anyone, or any other animal.
3. There is no evidence of any vet bill to prove an attack has occurred.
4. There is no evidence of him worrying sheep or any other animal.
5. Sarge is registered and well loved and cared for by our family

[REDACTED] works at the Corrections Department next door to the Dog Pound in Pukekohe. She has weekly visits to our address

and has never had an issue with Sarge for the last 7 months and was quite surprised at hearing he is to be classed as menacing and will

provide me with a statement to confirm what she said.

I acknowledge that Sarge has been impounded for roaming. A kennel and large run is being erected at present for him. Also Sarge will be desexed, I don't think this is the problem. He is a high energy dog that loves to run and play but far from menacing. Without proof of this I do not understand nor do I think it can be determined solely by Animal Control to classify him as Menacing.

Many thanks



Appendix 4

Name ID: 196671  [REDACTED]

**General**

Name Type:\* Person v Natural Person

Status: Current v ●

Pending

Surname:\* [REDACTED] ^  
v

Given Names: [REDACTED]

Title: v

Gender: Male v

Date Of Birth: [REDACTED] 

Preferred Language: v

ABN:  

Deceased

Default Postal Address: [REDACTED] ^  
v

**Suppression**

Suppress Name

Suppress Address

**Contact Details**

Work Phone:  

Home Phone:  

Fax:  

Mobile Phone: [REDACTED]

Email Address: [REDACTED] 

Drag a column header here to group by that column

Association Type	Type Description	Description	Address ID	Association ID	Date Effective	Date Ended
aniSrvAddr	Service Address	<span style="background-color: black; color: black;">[REDACTED]</span>	225694	4248889	14/03/2023	

Association Type	Type Description	Description	Unique Id
aniFeePay	Animal Fee Payer	<a href="#">Annual Renewal Sarge - Huntaway - Black</a>	161267
aniOwner	Animal Owner	<a href="#">Sarge - Huntaway - Black</a>	161267
aniSrvAddr	Service Address	[REDACTED]	225694
cmCaller	Requestor	<a href="#">DOGS0427/24: Animal Charges</a>	608587
cmCaller	Requestor	<a href="#">DOGS0520/24: Animal Charges</a>	609503
cmCaller	Requestor	<a href="#">DOGS2440/23: Dog Property Visit: Please call [REDACTED] to arrange a time ...</a>	594117
cmCaller	Requestor	<a href="#">DOGS2961/23: Animal Charges: 1st impound charge \$80</a>	599051
cmCaller	Requestor	<a href="#">DOGS3164/23: Animal Charges: 2nd impound charge \$130 only</a>	601829
CRMOffender	CRM Offender	<a href="#">DOGS0411/24: Customer has advised that a stray dog is currently roa...</a>	608294
CRMOffender	CRM Offender	<a href="#">DOGS0427/24: Animal Charges</a>	608587
CRMOffender	CRM Offender	<a href="#">DOGS0520/24: Animal Charges</a>	609503
CRMOffender	CRM Offender	<a href="#">DOGS0560/24 [REDACTED]</a>	610025
20 CRMOffender	CRM Offender	<a href="#">DOGS1187/24: Dog comes from the house on the corner on the right ...</a>	617143
CRMOffender	CRM Offender	<a href="#">DOGS1398/24: Dog Straying - Current - Large black dog free roaming ...</a>	619258
CRMOffender	CRM Offender	<a href="#">DOGS1400/24: DOGS0576/24 - Job relation</a>	619307
CRMOffender	CRM Offender	<a href="#">DOGS2405/23: Dog Straying - Current - [REDACTED] reports black dog wit...</a>	593785
CRMOffender	CRM Offender	<a href="#">DOGS2440/23: Dog Property Visit: Please call [REDACTED] to arrange a time ...</a>	594117
CRMOffender	CRM Offender	<a href="#">DOGS2925/23: Dog Straying - Current</a>	598653
CRMOffender	CRM Offender	<a href="#">DOGS2961/23: Animal Charges: 1st impound charge \$80</a>	599051
CRMOffender	CRM Offender	<a href="#">DOGS3149/23: Dog Straying - Current: Dog running loose at old leagu...</a>	601602
CRMOffender	CRM Offender	<a href="#">DOGS3164/23: Animal Charges: 2nd impound charge \$130 only</a>	601829
Impound	Impound Owner - Dog Pound		17329
Impound	Impound Owner - Dog Pound		17373
Impound	Impound Owner - Dog Pound		17571

## Summary

### Associations

	Quantity	Association Type	Description	Status	
▶	13	CRMOffender	<a href="#">CRM Offender</a>	Current	
	5	cmCaller	<a href="#">CRM Requestor</a>	Current	
	1	aniFeePay	<a href="#">Fees for Animal no</a>	Current	
	3	Impound	<a href="#">Impound Owner</a>	Current	
	1	aniOwner	<a href="#">Owner of Animal No</a>	Current	
	1	aniSrvAddr	<a href="#">Service Address</a>	Current	

## Animal

Animal ID:

161267



FeePayer(s):

Owner(s):

Kept At:

Renewal Date: 01-07-2023. Fee 104.00. Date Paid 18-08-2023. 0.00 outstanding

### General

Animal Type:\* DOG Dog  
 Animal Class:\* General General Dog Registration  
 Renewal Code:\* Annual Annual Renewal  
 Status: Active Active  
 Status Last Updated: 14/03/2023 3:59:11 F

### Additional Details

#### Animal Details

Animal Name: Sarge

Date Of Birth:\* 14/03/2022 Years: 1 Months: 10

Primary Breed:\* HUNT Huntaway

Secondary Breed: BDCO Collie Border

Primary Colour:\* BLK Black

Secondary Colour:

Description: Black Mongrel with white chest

Distinguishing Marks:

Permanent Identifier:

Appendix 5

### Gender Details

Gender:\*  

De-sexed

De-sexed Certified Date:  

De-sexed Certified By:  

### Licence Details

Licence Number:

Permanent Tag

Licence Expiry Date:  

Currently Licenced

Pensioner

Date First Licenced:  

Last Year's Licence Number:

### External Licence

External Licencing Council:  

Auckland Council

External Licence Number:

### Microchip Details

Chip Number:

Non-standard Chip Number:

Chip Supplier:  

National Dogs Database

Chip Inserted Date:  

Chip Certified Date:  

Chip Certified By:  

Tapuea H Te Ao

Request

Request Number: DOGS1400/24
Date Received: 24/11/2023 10:52.24 am
Source: Phone
Status: Past
Group: Animal Control
Category: Dog Straying - Historic
Sub Categories:

Priority: Medium
Resp Workgroup: Dogs
Raised By:
User ID: Amanda S Twiss

Related AR:

Property Number: 302052

Property Address:

Property Description:

Caller Name:

Caller Address:

Email:

Land Number:

Home Phone:

Work Phone:

Mobile:

Fax:

Request Details:

DOGS0576/24 - Job relation

Black dog chasing sheep and went to the reserve next to the pony club and attacked another dog.

Caller wants ACO to remove the dog from the owners as they are now fearing for the safety of the children in the area.

Dog comes from - frist house on the right turning from river road

Customer details:

Resolution:

Completed

24/11/23 11.20am Statement taken over phone. sighted both incidents. Left message for owner to call me. ACO13 visited property last night about a wandering complaint which had come in. At the time ACO13 wasn't aware the dog had been acting aggressively while out. 28/11/23 2.04pm Visited property. Spoke to owner. Made him aware of both incidents. He didn't believe that either had occurred. I made him aware that he would be receiving an infringement and a menacing Classification. I asked how he was going to contain Sarge from know on. He said a running wire which we sighted on the property. He was made aware of what the menacing classification entailed 7/12/23 Hand Delivered Menacing Classification to Craig 11/12/23 Infringement sent

Comments:

Event History:

Table with 5 columns: Description, Status, Decision, Commenced, Finalised, Target Date, Role Name, User. Includes a Notes row.

# Waikato District Council<sup>25</sup>

## Request

<i>Description</i>			<i>Commenced</i>	<i>Target Date</i>	<i>Role Name</i>
	<i>Status</i>	<i>Decision</i>	<i>Finalised</i>		<i>User</i>
<b>Notes</b>					
CRM Created			24/11/2023 10:52.25 am		
	Past	Yes	24/11/2023 10:52.27 am		
<hr/>					
Dog Located?			24/11/2023 10:52.27 am		
	Past	Yes	28/11/2023 03:39.58 pm		
<hr/>					
Is the Dog Registered?			28/11/2023 03:39.58 pm		
	Past	Yes	28/11/2023 03:40.05 pm		
<hr/>					
ACO Action			28/11/2023 03:40.05 pm		
	Past	Infringmnt	28/11/2023 03:40.11 pm		
<hr/>					
ACO Action			28/11/2023 03:40.11 pm		
	Past	NFA	28/11/2023 03:40.29 pm		
<hr/>					
Inform Complainant of Action			28/11/2023 03:40.29 pm		
	Past	Yes	28/11/2023 03:40.34 pm		
<hr/>					
CRM Completed?			28/11/2023 03:40.34 pm		
	Past	Yes	28/11/2023 03:40.47 pm		
<hr/>					

# Waikato District Council Request

## Custom Date Fields:

## Custom Text Fields:

**Date Received** 24/11/2023 10:52:27AM **Dog aggressive?\*** Yes  
**Stray Location?\*** [REDACTED]  
**When last seen?\*** Yesterday 6-6:30pm  
**Description of dog\*** black dog  
**Respon/Onsite Target** 01/12/2023 10:52:27AM **Owner Known?\*** No  
**Owner Name**  
**Where dog from?\*** [REDACTED]

**Ani Control Area\*** North

**OnSite Time** 24/11/2023 11:24:58AM

**Completion Target** 01/12/2023 10:52:00AM  
**Work Completed** 28/11/2023 3:40:47PM **Substantiated?** YES  
**Outcome** InfOnly

## Custom Value Fields:

**EOC Open?** 0.00  
**EOC GIS Map?** 0.00  
**EOC Impact**  
**EOC Urgency**  
**EOC Injury Count**  
**EOC Fatality Count**

**Antenno/SSS Ref**



# COMPLAINANT STATEMENT

CRM# DOGS1400/24
Animal ID <u>161267</u>
Offender ID <u>196671</u>
Property ID <u>302026</u>

## DOCUMENTS

(Tick all that apply)

- Statement & Declaration
- Injury information sheet
- Photos
- Consent to obtain medical / veterinary records
- Medical bills / reports
- Complainant's dog details
- Veterinary bills / reports
- Victim impact statement
- Correspondence

## DOG IDENTIFICATION

- Dog not positively identified
- Positive identification of the dog(s) on (date) \_\_\_\_\_ at (time) \_\_\_\_\_
- Familiar with the dog(s)
- Seen it / them confined on property at (address) 1<sup>st</sup> house on RHS coming from River rd
- Positively identified in Animal Control vehicle
- Positively identified at Animal Pound at (address) \_\_\_\_\_
- Positively identified from photos provided by Animal Control Officer #: \_\_\_\_\_
- Photo album (if applicable)

## DOG OWNER IDENTIFICATION

- Does not know who owns the dog
- Knows the owner of the dog

Description of dog owner <i>(ethnicity, gender, build, approximate age, clothing, vehicle, etc.)</i>	
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**PERSONAL DETAILS**

**Complainant**       **Victim**       **Victim's parent / guardian**      *(select all that apply)*

<b>Title</b>	Mrs	<b>Date of birth</b>	
<b>Name</b>	[REDACTED]		
<b>Address</b>	[REDACTED]		
<b>Home phone</b>		<b>Work phone</b>	
<b>Mobile phone</b>	[REDACTED]		
<b>Email</b>	[REDACTED]		

**DOG DETAILS**

**Number of dogs involved:**  1       2       3 or more      *(attach separate sheet)*

<b>Dog 1</b>		<b>Dog 2</b>	
<b>Gender</b>	Male (entire)	<b>Gender</b>	
<b>Size</b>	Large 30kg	<b>Size</b>	
<b>Ears</b>	Dropped	<b>Ears</b>	
<b>Tail</b>	Yes	<b>Tail</b>	
<b>Breed</b>	Pitbull	<b>Breed</b>	
<b>Colour</b>	Black	<b>Colour</b>	
<b>Collar</b>	<del>Blue or Green</del>	<b>Collar</b>	
<b>ID features</b>	Possible white on chest	<b>ID features</b>	

<b>Date of Incident:</b> 23/11/23	<b>Location of Incident:</b> Alexander Redoubt rd
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**COMPLAINANT STATEMENT**

On the 23/11/23 at approx. 5.30pm I arrived at the [REDACTED] to take a lesson. At 6.30pm I went up to the paddock which has sheep grazing in it. I saw the black Pitbull from the first house on the righthand side of [REDACTED] coming from River Road chasing and barking at the sheep thankfully he wasn't close enough to attack them. I rushed toward the dog yelling at him. He turned around and started heading toward the reserve which is beside the [REDACTED] I continued with my lesson but kept an eye on the dog as I was concerned, he would come back. A bit later I heard growling/barking and screaming coming from the reserve. I looked towards the reserve and saw the same black Pitbull attacking a border collie which was being walked by a man, the Pitbull had a Border Collie pinned to the ground and there was another border collie standing nearby. The male owner kicked the black dog and it let go, the Pitbull stood there for a while, then rushed at them and tried attacking the same dog again. I saw the man kick and scream at the Pitbull again.

**Signature**

**COMPLAINANT STATEMENT** *(continued)*

The dog let go of the Border Collie and run off towards the other end of the [redacted] south towards the back of the [redacted]. The Border Collies owner then got in the car and left. The Pitbull disappeared for around half an hour then I saw him run across the reserve heading towards his house, but I didn't see him go back to his property. This is not the first time I have seen him out. I have seen him in with the sheep in the past.

[Redacted signature area]

Signature

[Redacted signature area]

**COMPLAINANT DECLARATION**

This statement is true, and I have made it with the knowledge that it may be used in court proceedings (pursuant to section 82 of the Criminal Procedure Act 2011).

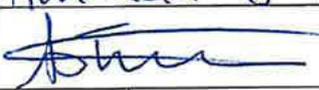
<b>Name</b>	
<b>Signature</b>	
<b>Name of parent / guardian</b> <i>(where complainant is less than 16 years old)</i>	
<b>Signature of parent / guardian</b> <i>(where complainant is less than 16 years old)</i>	
<b>Date</b>	30/11/23

**INTERPRETER DECLARATION** *(if applicable)*

- I know *(name of complainant / victim)* .....
- He / she *(delete one)* is my *(relationship to person)* .....
- My mother tongue is *(language)* .....
- I can read and speak in English because I *(give a reason, e.g. attended an English school in NZ, grew up in NZ, etc.)* .....
- On *(date)* ....., ACO *(name)* ..... interviewed him / her *(delete one)* in my presence.
- I interpreted and translated all information and the questions put to and the answers given by him / her *(delete one)* from *(language)* ..... into English and vice versa to the best of my skill and ability.
- The officer recorded the information I supplied in writing.
- I translated the completed statement back to *(name of complainant / victim)* ..... , who confirmed that the content is true and correct.

<b>Name of interpreter</b>	
<b>Signature of interpreter</b>	
<b>Date</b>	

**ACO VERIFICATION**

<b>Statement recorded at</b> <i>(place)</i>	over the phone		
<b>ACO Full Name</b>	Amenda S Twiss		
<b>ACO Signature</b>			
<b>ACO Number</b>	11	<b>Date</b>	24/11/23
		<b>Time</b>	11.20 am

# ANIMAL CONTROL OFFICER (ACO)



<b>CRM# DOGS1400/24</b> <b>Animal ID 152347 161267</b> <b>Offender ID 67534</b> <b>Property ID <del>1000932</del> 302026</b>
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## DOCUMENTS

*(Tick all that apply)*

- ACO Statement and Declaration
- Scene – photos and key
- Scene – aerial image / map and key
- Scene – sketch diagram and key
- Case notes *(if any)*
- Correspondence and other
- Photo album *(if applicable)*

History  
*(Tick all that apply)*

- P & R printouts
- Infringement notices
- Other:

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**ACO DETAILS**

<b>ACO Number</b>	11	<b>Date of Birth</b>	1/9/79
<b>Full Name</b>	Amanda Twiss		
<b>Email</b>	amanda.twiss@waidc.govt.nz		
<b>Phone</b>	0278389929		

**ACO STATEMENT**

My name is Amanda Twiss, and I am a warranted Animal Control Officer for Waikato District Council. On the 24/11/23 I received an historic aggressive complaint for a dog sighted chasing sheep at the [REDACTED] then later pinning a dog to the ground at the Reserve.

After speaking to the caller, she described the property where the dog came as the First house on right coming from River Road which is [REDACTED]. As this was not the first time the caller had sighted this dog wandering, she was happy to give a statement. A statement was recorded over the phone. The called had been at the [REDACTED] when she sighted the dog from [REDACTED] chasing the sheep that graze at the [REDACTED]. She yelled at the dog, and he stopped chasing the sheep and wandered away. She kept an eye out for the dog as she was concerned it might come back. A bit later she heard growling/Barking and screaming coming from the reserve. She looked over to see the same dog pinning a Border Collie to the ground. She saw the collie's owner kick at the dog which made it let go. It then rushed at the dog again and tried to Attack. The man kicked at the dog again and it ran off towards the [REDACTED].

A voice message was left for the Dog Owner regarding the incident.

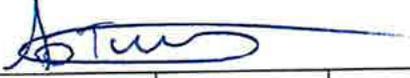
On the 28/11/23 at 2.04pm I visited the property with ACO13 we spoke to the dog owner [REDACTED] about both incidents. He didn't believe either had occurred, we spoke to him about the Menacing Classification and infringement. We told him there was concerns that his dogs behaviour was escalating. I asked how Sarge is contained, he said there was a running wire which we sighted on the property.

On the 7/12/23 at 10.50am the Menacing Classification was hand delivered to [REDACTED] 11/12/23 Infringement sent.

Signature:

**ACO DECLARATION**

This statement is true to the best of my knowledge and belief. I have made the statement knowing that it may be used in court proceedings and that I could be prosecuted for perjury for making a statement known by me to be false and intended by me to mislead.

<b>ACO Full Name</b>	Amanda Twiss				
<b>ACO Signature</b>					
<b>ACO Number</b>	11	<b>Date</b>	11/12/23	<b>Time</b>	10:30 am.

# Request

**Request Number:** DOGS1398/24 **Priority:** Medium  
**Date Received:** 23/11/2023 06:51.24 pm **Resp Workgroup:** Dogs  
**Source:** AftHours **Raised By:** [REDACTED]  
**Status:** Past **User ID:** Joanne Smout  
**Group:** Animal Control  
**Category:** Dog Straying - Current  
**Sub Categories:**

**Related AR:**

**Property Number:** 302026 **Land Number:**  
**Property Address:** [REDACTED] **Home Phone:**  
**Property Description:** [REDACTED] **Work Phone:**  
**Caller Name:** Anonymous, Anonymous **Mobile:**  
**Caller Address:** Invalid Address **Fax:**  
**Email:**

**Request Details:**

Dog Straying - Current - Large black dog free roaming at [REDACTED] has been reported before. Was seen growling at girl earlier this afternoon. Caller [REDACTED]

**Resolution:** Completed  
 visited [REDACTED] dog from this property is notorious for roaming spoke with a occupant of the house claims sarge was inside and has been there for last hr ,advised occupant that he was sighted out recently and to make sure dog is secured properly

**Comments:**

**Event History:**

Description	Status	Decision	Commenced Finalised	Target Date	Role Name User
CRM Created			23/11/2023 06:53.34 pm		
	Past	Yes	23/11/2023 06:53.37 pm		
Dog Located?			23/11/2023 06:53.37 pm		
	Past	Yes	04/12/2023 09:35.14 am		
Is the Dog Registered?			04/12/2023 09:35.14 am		
	Past	Yes	04/12/2023 09:35.21 am		

# Waikato District Council

## Request

<i>Description</i>			<i>Commenced</i>	<i>Target Date</i>	<i>Role Name</i>
	<i>Status</i>	<i>Decision</i>	<i>Finalised</i>		<i>User</i>
<b>Notes</b>					
ACO Action			04/12/2023 09:35.21 am		
	Current				
<hr style="border-top: 1px dashed #000;"/>					
CRM Completed?			04/12/2023 09:35.18 am		
	Past	Yes	04/12/2023 09:35.18 am		
<hr style="border-top: 1px dashed #000;"/>					

# Waikato District Council<sup>27</sup> Request

## Custom Date Fields:

## Custom Text Fields:

<b>Date Received</b>	23/11/2023 6:53:37PM	<b>Dog aggressive?*</b>	No
		<b>Stray Location?*</b>	
		<b>Nearest Landmark?*</b>	
		<b>Loose/Confined?*</b>	Loose
<b>Respon/Onsite Target</b>	23/11/2023 10:53:37PM	<b>Description of dog*</b>	Large, black, skinny, cross-breed
		<b>Owner Known?*</b>	No
		<b>Owner Name</b>	Unknown
		<b>Where dog from?*</b>	Unknown

**Ani Control Area\*** North

**OnSite Time** 04/12/2023 9:35:14AM

**Completion Target** 24/11/2023 2:53:00AM

**Work Completed** 04/12/2023 9:35:18AM **Substantiated?**  
**Outcome**

## Custom Value Fields:

**EOC Open?** 0.00

**EOC GIS Map?** 0.00

**EOC Impact**

**EOC Urgency**

**EOC Injury Count**

**EOC Fatality Count**

**Antenno/SSS Ref**

# Waikato District Council

## Request

**Request Number:** DOGS1187/24      **Priority:** Medium  
**Date Received:** 02/11/2023 03:25.59 pm      **Resp Workgroup:** Dogs  
**Source:** Phone      **Raised By:** [REDACTED]  
**Status:** Past      **User ID:** Amanda S Twiss  
**Group:** Animal Control  
**Category:** Dogs Aggression - Current  
**Sub Categories:**

### Related AR:

**Property Number:** 302026  
**Property Address:** [REDACTED]  
**Property Description:** [REDACTED]      **Land Number:**  
**Caller Name:** [REDACTED]      **Home Phone:**  
**Caller Address:** [REDACTED]      **Work Phone:**  
**Mobile:** [REDACTED]  
**Email:** [REDACTED]      **Fax:**

### Request Details:

Dog comes from the house on the corner on the right hand side of the reserve.  
Hannah has left the reserve, dog came shooting out of the house when they got to the reserve & began attacking her dog.  
She has reported the same dog previously for a similar experience. DOGS0411/24 The offending dog can easily get out of the property. Please contact [REDACTED]

**Resolution:** Completed  
2/11/23 Spoke to [REDACTED] she is unsure if she wants to give a statement at this time. She is going to think about it over night.  
3.30pm Visited [REDACTED] Spoke to owner about incident. Explained that if we get a statement he would be receiving an infringement and a possible menacing classification. He is going to tie dog i up, as his friend is going through a court case at the moment with his dogs so he doesn't want that to potentially happen to him.  
3/11/23 1.57pm Spoke to [REDACTED] she has decided against giving a statement

### Comments:

### Event History:

Description	Status	Decision	Commenced	Target Date	Role Name
Notes			Finalised		User
CRM Created			02/11/2023 03:26.00 pm		
	Past	Yes	02/11/2023 03:26.02 pm		
Dog Seized?			02/11/2023 03:26.02 pm		
	Past	No	03/11/2023 01:58.04 pm		

# Waikato District Council

## Request

Description			Commenced	Target Date	Role Name
	Status	Decision	Finalised		User
<b>Notes</b>					
Current Dog Classification?			03/11/2023 01:58.04 pm		
	Past	NotClass	03/11/2023 01:58.09 pm		
-----					
Infringement / Prosecution or Warnings Required			03/11/2023 01:58.09 pm		
	Past	N/A	03/11/2023 01:58.14 pm		
-----					
Inform Complainant of Action			03/11/2023 01:58.14 pm		
	Past	Yes	03/11/2023 01:58.18 pm		
-----					
CRM Completed?			03/11/2023 01:58.18 pm		
	Past	Yes	03/11/2023 01:58.26 pm		
-----					
CRM Completed			03/11/2023 01:58.00 pm		
	Past	Yes	03/11/2023 01:58.29 pm		
-----					

# 40 Waikato District Council Request

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**Custom Date Fields:**

**Custom Text Fields:**

<b>Date Received</b>	02/11/2023	3:26:02PM	<b>Victim Type?*</b>	Animal
			<b>Dog made contact?*</b>	Yes
			<b>Description of dog?*</b>	Grey Staffy type
			<b>Incident Location?*</b>	Tuakau Reserve
<b>Respon/Onsite Target</b>	02/11/2023	4:26:02PM	<b>Where Dog from?*</b>	?
			<b>Owner Details</b>	-
			<b>Victim Details</b>	-
			<b>Ani Control Area*</b>	North
<b>OnSite Time</b>	02/11/2023	3:30:00PM		
<b>Completion Target</b>	02/11/2023	7:26:00PM	<b>Severity</b>	0
<b>Work Completed</b>	02/11/2023	3:58:29PM	<b>Substantiated?</b>	NO
			<b>Outcome</b>	Verbal

**Custom Value Fields:**

EOC Open?	0.00
EOC GIS Map?	0.00
EOC Impact	
EOC Urgency	
EOC Injury Count	
EOC Fatality Count	

Antenno/SSS Ref



# Waikato District Council<sup>42</sup> Request

<i>Description</i>	<i>Status</i>	<i>Decision</i>	<i>Commenced</i> <i>Finalised</i>	<i>Target Date</i>	<i>Role Name</i> <i>User</i>
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**Notes**

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CRM Completed?			24/08/2023 11:07.30 am		
	Past	Yes	24/08/2023 11:07.30 am		

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# Waikato District Council Request

## Custom Date Fields:

## Custom Text Fields:

<b>Date Received</b>	23/08/2023 3:36:38PM	<b>Dog aggressive?*</b>	No
		<b>Stray Location?*</b>	
		<b>Nearest Landmark?*</b>	
		<b>Loose/Confined?*</b>	Loose
<b>Respon/Onsite Target</b>	23/08/2023 4:00:00PM	<b>Description of dog*</b>	big black poss staff X
		<b>Owner Known?*</b>	No
		<b>Owner Name</b>	
		<b>Where dog from?*</b>	-
		<b>Ani Control Area*</b>	North
<b>OnSite Time</b>	24/08/2023 11:07:27AM		
<b>Completion Target</b>	23/08/2023 11:36:00PM		
<b>Work Completed</b>	23/08/2023 4:30:30PM	<b>Substantiated?*</b>	YES
		<b>Outcome</b>	Verbal

## Custom Value Fields:

<b>EOC Open?</b>	0.00
<b>EOC GIS Map?</b>	0.00
<b>EOC Impact</b>	
<b>EOC Urgency</b>	
<b>EOC Injury Count</b>	
<b>EOC Fatality Count</b>	

Antenna/SSS Ref

# Waikato District Council Request

**Request Number:** DOGS0411/24      **Priority:** Medium  
**Date Received:** 07/08/2023 03:09.36 pm      **Resp Workgroup:** Dogs  
**Source:** Phone      **Raised By:** [REDACTED]  
**Status:** Past      **User ID:** Amanda S Twiss  
**Group:** Animal Control  
**Category:** Dogs Aggression - Current  
**Sub Categories:**

**Related AR:**

**Property Number:** [REDACTED]  
**Street:** [REDACTED]  
**Property Description:** [REDACTED]      **Land Number:**  
**Caller Name:** [REDACTED]      **Home Phone:**  
**Caller Address:** [REDACTED]      **Work Phone:**  
**Mobile:** [REDACTED]  
**Email:** [REDACTED]      **Fax:**

**Request Details:**

Customer has advised that a stray dog is currently roaming around [REDACTED] and has approached her and her dog. Dog is friendly with her but not with her dog. Stray dog has attempted to attack her dog and she has needed to separate them. She has advised that this happened yesterday at 4:30pm and she saw a post on facebook earlier yesterday regarding the same dog.  
Customer thinks dog is from a property on [REDACTED] Customer has advised that dog is quiet intimidating

**Resolution:** Completed  
7/8/23 3.20pm Met [REDACTED] at the park. Dog sighted in the car park. Dog impounded  
No statement taken from [REDACTED] Will be sending an infringement for the wandering which I sighted  
Dog wearing Auckland Tag 2023/314605 this tag doesn't belong to owner or dog. Called Auckland  
Owner, he never received his tag in the mail. Shall cut off tag and post to rightful owner.  
14/8/23 1.54pm Hand delivered Impound notice to [REDACTED] Spoke to him about the Auckland Tag. He  
said that his son who is in jail would have had something to do with that. Explained he would have to  
pay registration on top of fees to collect dog

**Comments:**

**Event History:**

Description	Status	Decision	Commenced Finalised	Target Date	Role Name User
CRM Created	Past	Yes	07/08/2023 03:09.36 pm 07/08/2023 03:09.38 pm		
Dog Seized?	Past	Yes	07/08/2023 03:09.38 pm 08/08/2023 11:32.20 am		

# Waikato District Council

## Request

<i>Description</i>			<i>Commenced</i>	<i>Target Date</i>	<i>Role Name</i>
	<i>Status</i>	<i>Decision</i>	<i>Finalised</i>		<i>User</i>

### Notes

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Current Dog Classification?			08/08/2023 11:32.20 am		
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Past	NotClass		08/08/2023 11:32.28 am		
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Infringement / Prosecution or Warnings Required			08/08/2023 11:32.28 am		
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Past	Infringmnt		08/08/2023 11:32.40 am		
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Infringement / Prosecution or Warnings Required			08/08/2023 11:32.40 am		
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Past	N/A		08/08/2023 11:32.46 am		
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Inform Complainant of Action			08/08/2023 11:32.46 am		
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Current					
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CRM Completed			08/08/2023 11:32.55 am		
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Past	Yes		08/08/2023 11:32.55 am		
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# Waikato District Council Request

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**Custom Date Fields:**

**Custom Text Fields:**

<b>Date Received</b>	07/08/2023 3:09:38PM	<b>Victim Type?*</b>	Animal
		<b>Dog made contact?*</b>	Yes
		<b>Description of dog?*</b>	Black/dark grey pitbull staffy large
<b>Respon/Onsite Target</b>	07/08/2023 4:09:38PM	<b>Incident Location?*</b>	[REDACTED]
		<b>Where Dog from?*</b>	[REDACTED]
		<b>Owner Details</b>	-
		<b>Victim Details</b>	Customers dog

**Ani Control Area\***      North

**OnSite Time**                      07/08/2023 3:20:00PM

<b>Completion Target</b>	07/08/2023 7:09:00PM	<b>Severity</b>	0
<b>Work Completed</b>	07/08/2023 3:32:55PM	<b>Substantiated?*</b>	YES
		<b>Outcome</b>	InfOnly

**Custom Value Fields:**

EOC Open?	0.00
EOC GIS Map?	0.00
EOC Impact	
EOC Urgency	
EOC Injury Count	
EOC Fatality Count	

**Antenno/SSS Ref**



# Waikato District Council

## Request

### Custom Date Fields:

### Custom Text Fields:

<b>Date Received</b>	29/05/2023 11:22:19AM	<b>Dog aggressive?*</b>	No
		<b>Stray Location?*</b>	
		<b>Nearest Landmark?*</b>	
		<b>Loose/Confined?*</b>	Loose
<b>Respon/Onsite Target</b>	29/05/2023 3:22:19PM	<b>Description of dog*</b>	Staffy, Black with white chest, large
		<b>Owner Known?*</b>	No
		<b>Owner Name</b>	n/a
		<b>Where dog from?*</b>	n/a
		<b>Ani Control Area*</b>	North
<b>OnSite Time</b>	29/05/2023 11:40:44AM		
<b>Completion Target</b>	29/05/2023 7:22:00PM		
<b>Work Completed</b>	29/05/2023 11:41:34AM	<b>Substantiated?*</b>	YES
		<b>Outcome</b>	Impounded

### Custom Value Fields:

<b>EOC Open?</b>	0.00
<b>EOC GIS Map?</b>	0.00
<b>EOC Impact</b>	
<b>EOC Urgency</b>	
<b>EOC Injury Count</b>	
<b>EOC Fatality Count</b>	

Antenno/SSS Ref

# Waikato District Council

## Request

**Request Number:** DOGS2925/23 **Priority:** Medium  
**Date Received:** 02/05/2023 04:14.24 pm **Resp Workgroup:** Dogs  
**Source:** Phone **Raised By:** [REDACTED]  
**Status:** Past **User ID:** Phillip Greeves  
**Group:** Animal Control  
**Category:** Dog Straying - Current  
**Sub Categories:**

### Related AR:

**Property Number:** 302026  
**Property Address:** [REDACTED]  
**Property Description:** [REDACTED] **Land Number:**  
**Caller Name:** [REDACTED] **Home Phone:**  
**Caller Address:** [REDACTED] **Work Phone:**  
**Mobile:** [REDACTED]  
**Fax:**

### Request Details:

Dog Straying - Current

dog straying, customer [REDACTED] is at the park with the dog for the next hour  
can we please have someone from animal control pick up the dog

dog not aggressive, lives in the area. Have tried to call owner several times today- no answer

**Resolution:** Completed  
Arrived on site at 4:35pm. Impound Sarge. No one home at [REDACTED] Dog taken to pound.

### Comments:

### Event History:

Description	Status	Decision	Commenced Finalised	Target Date	Role Name User
CRM Created			02/05/2023 04:14.24 pm		
	Past	Yes	02/05/2023 04:14.25 pm		
Dog Located?			02/05/2023 04:14.25 pm		
	Past	Yes	02/05/2023 05:19.51 pm		
Is the Dog Registered?			02/05/2023 05:19.51 pm		
	Past	Yes	02/05/2023 05:19.55 pm		

# Waikato District Council

## Request

<i>Description</i>			<i>Commenced</i>	<i>Target Date</i>	<i>Role Name</i>
	<i>Status</i>	<i>Decision</i>	<i>Finalised</i>		<i>User</i>
<b>Notes</b>					
ACO Action			02/05/2023 05:19.55 pm		
	Past	ImpDog	02/05/2023 05:19.59 pm		
ACO Action			02/05/2023 05:19.59 pm		
	Current				
CRM Completed?			02/05/2023 05:16.00 pm		
	Past	Yes	02/05/2023 05:20.17 pm		

# Waikato District Council Request

## Custom Date Fields:

## Custom Text Fields:

<b>Date Received</b>	02/05/2023 4:14:25PM	<b>Dog aggressive?*</b>	No
		<b>Stray Location?*</b>	[REDACTED]
		<b>Nearest Landmark?*</b>	-
		<b>Loose/Confined?*</b>	Loose
<b>Respon/Onsite Target</b>	02/05/2023 8:14:25PM	<b>Description of dog*</b>	black huntatway
		<b>Owner Known?*</b>	Yes
		<b>Owner Name</b>	[REDACTED]
		<b>Where dog from?*</b>	[REDACTED]
		<b>Ani Control Area*</b>	North
<b>OnSite Time</b>	02/05/2023 5:19:51PM		
<b>Completion Target</b>	03/05/2023 12:14:00AM		
<b>Work Completed</b>	02/05/2023 5:20:17PM	<b>Substantiated?*</b>	YES
		<b>Outcome</b>	Impounded

## Custom Value Fields:

<b>EOC Open?</b>	0.00
<b>EOC GIS Map?</b>	0.00
<b>EOC Impact</b>	
<b>EOC Urgency</b>	
<b>EOC Injury Count</b>	
<b>EOC Fatality Count</b>	

**Antenno/SSS Ref**

# Waikato District Council Request

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**Possible Cause:**

Sarge escaped



# Waikato District Council

## Request

<i>Description</i>	<i>Status</i>	<i>Decision</i>	<i>Commenced</i>	<i>Target Date</i>	<i>Role Name</i>
			<i>Finalised</i>		<i>User</i>

### Notes

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ACO Action			15/03/2023 12:06.51 pm		
	Past	Advice	15/03/2023 12:07.12 pm		

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ACO Action			15/03/2023 12:07.12 pm		
	Past	NFA	15/03/2023 12:07.22 pm		

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Inform Complainant of Action			15/03/2023 12:07.22 pm		
	Past	No	15/03/2023 12:07.27 pm		

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CRM Completed?			15/03/2023 12:07.28 pm		
	Past	Yes	15/03/2023 12:07.30 pm		

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# Waikato District Council Request

**Custom Date Fields:**

**Custom Text Fields:**

<p><b>Date Received</b></p> <p>10/03/2023 6:29:25PM</p>	<p><b>Dog aggressive?*</b></p> <p><b>Stray Location?*</b></p> <p><b>Nearest Landmark?*</b></p> <p><b>Loose/Confined?*</b></p>	<p>No</p> <div style="background-color: black; width: 100%; height: 1.2em; margin-bottom: 2px;"></div> <div style="background-color: black; width: 100%; height: 1.2em; margin-bottom: 2px;"></div> <p>Loose</p>
<p><b>Respon/Onsite Target</b></p> <p>10/03/2023 10:29:25PM</p>	<p><b>Description of dog*</b></p> <p><b>Owner Known?*</b></p> <p><b>Owner Name</b></p> <p><b>Where dog from?*</b></p>	<p>Black with white chest</p> <p>No</p> <p></p> <p>Unknown</p>
	<p><b>Ani Control Area*</b></p>	<p>North</p>
<p><b>OnSite Time</b></p> <p>10/03/2023 6:56:41PM</p>		
<p><b>Completion Target</b></p> <p>11/03/2023 2:29:00AM</p>		
<p><b>Work Completed</b></p> <p>11/03/2023 12:07:30PM</p>	<p><b>Substantiated?*</b></p> <p><b>Outcome</b></p>	<p>NO</p> <p>Verbal</p>

**Custom Value Fields:**

<b>EOC Open?</b>	0.00
<b>EOC GIS Map?</b>	0.00
<b>EOC Impact</b>	
<b>EOC Urgency</b>	
<b>EOC Injury Count</b>	
<b>EOC Fatality Count</b>	

**Antenno/SSS Ref**



# Waikato District Council

## Request

<i>Description</i>			<i>Commenced</i>	<i>Target Date</i>	<i>Role Name</i>
	<i>Status</i>	<i>Decision</i>	<i>Finalised</i>		<i>User</i>
<b>Notes</b>					
ACO Action			15/03/2023 01:24.32 pm		
	Current				
CRM Completed?			15/03/2023 12:30.00 pm		
	Past	Yes	15/03/2023 01:25.19 pm		

# Waikato District Council Request

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**Custom Date Fields:**

**Custom Text Fields:**

<b>Date Received</b>	10/03/2023 4:13:04PM	<b>Dog aggressive?*</b>	No
		<b>Stray Location?*</b>	-
		<b>Nearest Landmark?*</b>	-
		<b>Loose/Confined?*</b>	Loose
<b>Respon/Onsite Target</b>	10/03/2023 8:13:04PM	<b>Description of dog*</b>	-
		<b>Owner Known?*</b>	No
		<b>Owner Name</b>	-
		<b>Where dog from?*</b>	-

**Ani Control Area\*** North

**OnSite Time** 15/03/2023 1:24:27PM

<b>Completion Target</b>	11/03/2023 12:13:00AM		
<b>Work Completed</b>	15/03/2023 1:25:19PM	<b>Substantiated?*</b>	NO
		<b>Outcome</b>	Verbal

**Custom Value Fields:**

<b>EOC Open?</b>	0.00
<b>EOC GIS Map?</b>	0.00
<b>EOC Impact</b>	
<b>EOC Urgency</b>	
<b>EOC Injury Count</b>	
<b>EOC Fatality Count</b>	

**Antenno/SSS Ref**

# Waikato District Council Request

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**Possible Cause:**

DO not very responsible



# Waikato District Council

## Request

<i>Description</i>			<i>Commenced</i>	<i>Target Date</i>	<i>Role Name</i>
	<i>Status</i>	<i>Decision</i>	<i>Finalised</i>		<i>User</i>
<b>Notes</b>					
Is the Dog Registered?			24/11/2022 10:05.21 am		
	Past	Yes	24/11/2022 10:05.26 am		
-----					
ACO Action			24/11/2022 10:05.26 am		
	Past	Advice	24/11/2022 10:05.35 am		
-----					
ACO Action			24/11/2022 10:05.35 am		
	Current				
-----					
CRM Completed?			24/11/2022 10:06.46 am		
	Past	Yes	24/11/2022 10:06.46 am		
-----					

# Waikato District Council Request

## Custom Date Fields:

## Custom Text Fields:

<b>Date Received</b>	24/11/2022 9:13:54AM	<b>Dog aggressive?*</b>	No
		<b>Stray Location?*</b>	[REDACTED]
		<b>Nearest Landmark?*</b>	[REDACTED]
		<b>Loose/Confined?*</b>	Loose
<b>Respon/Onsite Target</b>	24/11/2022 1:13:54PM	<b>Description of dog*</b>	Black and white
		<b>Owner Known?*</b>	No
		<b>Owner Name</b>	[REDACTED]
		<b>Where dog from?*</b>	[REDACTED]
		<b>Ani Control Area*</b>	North
<b>OnSite Time</b>	24/11/2022 10:05:20AM		
<b>Completion Target</b>	24/11/2022 5:13:00PM		
<b>Work Completed</b>	24/11/2022 10:06:46AM	<b>Substantiated?*</b>	YES
		<b>Outcome</b>	Verbal

## Custom Value Fields:

<b>EOC Open?</b>	0.00
<b>EOC GIS Map?</b>	0.00
<b>EOC Impact</b>	
<b>EOC Urgency</b>	
<b>EOC Injury Count</b>	
<b>EOC Fatality Count</b>	

Antenno/SSS Ref

# Waikato District Council Request

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**Possible Cause:**

Dog had somehow managed to escape the compound his owner had made.

## Dog Pound Register

Register Number:   Dog Pound Register - Register Number 17571

Register ID:

### Dog Details

Breed:   Huntaway  
 Colour:   Black  
 Gender:   Male  
 Tag No.:

Breed 2:   Collie Border  
 Colour 2:   White

### Impound Details

Impounding Date:    
 ACD:    
 Where Seized:    
 Reason:   Wandering at Large s.52a  
 Pen Number:   T7  
 Tag Colour:   Yellow

### Outcome

Outcome:   Released... Suitable for Adoption?:    
 Released To:   
 Chip Number:   
 Fostered To:   
 Date Fostered:   Date Returned:    
 Temperament Tested:   Test Conducted By:   
 ECM Doc Set ID:  

Foster Phone No.:

Impound Fee:	<input type="text" value="80.00"/>	
Seizure Fee:	<input type="text"/>	
Reg. Fee:	<input type="text" value="104.00"/>	
Microchip Fee:	<input type="text"/>	
Sustenance Fee:	<input type="text" value="220.00"/>	
Surrender Fee:	<input type="text"/>	
De-sexing Fee:	<input type="text"/>	
De-fleaing & Worming:	<input type="text"/>	
Vaccination:	<input type="text"/>	
<b>TOTAL FEES:</b>	<input type="text" value="404.00"/>	

# Dog Pound Register

Register Number:  Dog Pound Register - Register Number 17373

Register ID:

## Dog Details

Breed:  Terrier Staffordshire Bull

Breed 2:

Colour:  Black

Colour 2:  White

Gender:  Male

Tag No.:

## Impound Details

Impounding Date:

ACQ:

Where Seized:

Reason:  Private Impounding

Pen Number:  T15

Tag Colour:

## Outcome

Outcome:  Released... Suitable for Adoption?

Released To:

Chip Number:

Fostered To:  Foster Phone No.:

Date Fostered:  Date Returned:

Temperament Tested:  Test Conducted By:

ECM Doc Set ID:

Impound Fee:	<input type="text" value="130.00"/>
Seizure Fee:	<input type="text"/>
Reg. Fee:	<input type="text"/>
Microchip Fee:	<input type="text"/>
Sustenance Fee:	<input type="text"/>
Surrender Fee:	<input type="text"/>
De-sexing Fee:	<input type="text"/>
De-fleaing & Worming:	<input type="text"/>
Vaccination:	<input type="text"/>
TOTAL FEES:	<input type="text" value="130.00"/>



# Dog Pound Register

Register Number:  Dog Pound Register - Register Number 17329

Register ID:

## Dog Details

Breed:  Terrier Staffordshire Bull  
Colour:  Black  
Gender:  Male  
Tag No.:

Breed 2:  Cross  
Colour 2:  White

## Impound Details

Impounding Date:   
ACO:   
Where Seized:   
Reason:  Wandering at Large s.52a  
Pen Number:  T34 - Auckland  
Tag Colour:  Green

## Outcome

Outcome:  Released - Suitable for Adoption?:   
Released To:   
Chip Number:   
Fostered To:   
Date Fostered:   
Temperament Tested:   
ECM Doc Set ID:   
Date Returned:   
Test Conducted By:   
Foster Phone No.:

Impound Fee:	<input type="text" value="80.00"/>
Seizure Fee:	<input type="text" value=""/>
Reg. Fee:	<input type="text" value=""/>
Microchip Fee:	<input type="text" value=""/>
Sustenance Fee:	<input type="text" value=""/>
Surrender Fee:	<input type="text" value=""/>
De-sexing Fee:	<input type="text" value=""/>
De-fleaing & Worming:	<input type="text" value=""/>
Vaccination:	<input type="text" value=""/>
<b>TOTAL FEES:</b>	<input type="text" value="80.00"/>

**Classification Decision Making Criteria****Owner ID: 196671****DOG ID: 161267****Sarge, Black/White, Huntaway/Border Collie cross Male 2023/1325**

<b><u>OWNER RESPONSIBILITY</u></b>
Spoke to [REDACTED] he doesn't believe that his dog was sighted chasing sheep or pinning down another dog. Owner does not leave the property
<b><u>HISTORY</u></b> <i>(Any history in Council Database)</i>
3 x Impounding's 24/11/22 Wandering DOGS1457/23 10/3/23 Wandering DOGS2405/23 2/5/23 Wandering DOGS2925/23 29/5/23 Wandering DOGS3149/23 7/8/23 Aggressive DOGS0411/24 23/8/23 Wandering DOGS0560/24 3/11/23 Aggressive DOGS1187/24
<b><u>SERIOUSNESS OF THE INCIDENT</u></b> <i>(Was contact made? Was the attack prolonged? What injuries were sustained?)</i>
Sarge was sighted chasing sheep at the Pony Club. No contact was made. Later that evening Sarge was sighted attacking a dog, the was pinning a dog to the ground and the owner was sighted kicking the pitbull of his dog. Sarge was then sighted rushing at the same dog and trying to attack it again
<b><u>VICTIMS VIEWS</u></b> <i>(Impact of the incident on the Victim, and/or ongoing effects of the incident?)</i>
Caller is concerned for the safety of the sheep grazing at the Pony Club and for the dogs being exercised at the reserve. She has seen Sarge in with the sheep before but feel his intentions have changed. Before it looked like a game, now he looks more aggressive towards them.
<b><u>EVIDENCE</u></b> <i>(Witness statement provided? Dog identified?)</i>
1) Statement

<b>REGISTRATION COMPLIANCE</b> <i>(Was the dog registered at the time? If not, have they registered it since?)</i>
2023/15406
<b>PROPERTY</b> <i>(Is the property suitable to contain this dog?)</i>
Property is not fenced off well enough to contain dog. There is wooden pail fencing at the front of the property, the lefthand side of the property has a big gap where there is no fencing so dog can freely get into market gardens. They did used to have fencing along the garage to keep him penned up, but part of that has been taken down.
<b>MITIGATING RISK</b> <i>(How the dog owner thinks they can mitigate this sort of behaviour in the future? Physical steps the dog owner has taken?)</i>
Dog owner has a running wire on the property.
<b>ACO REASONING BEHIND CLASSIFICATION</b>
I feel Sarge needs to be classified as menacing as he has shown aggression towards dogs in the past, but we have not been able to get statements to proceed with any enforcement action. The owner has done nothing to rectify the problem even after many conversations regarding Sarge getting out. Placing a menacing classification ensures the dog is muzzled when in public to ensure the dog cannot repeat this offence. If the dog is caught out, a menacing classification gives council the ability to seize and hold the dog until the dog owner shows how they will comply with the classification

**OUTCOME****Discussion between ACO and Team Leader**Dog Seized/Impounded **Yes/No**Menacing Classification **Yes/No**Dangerous Classification **Yes/No**Infringement **Yes/No**Prosecution **Yes/No**

Signed (ACO)



Date 28/11/23.

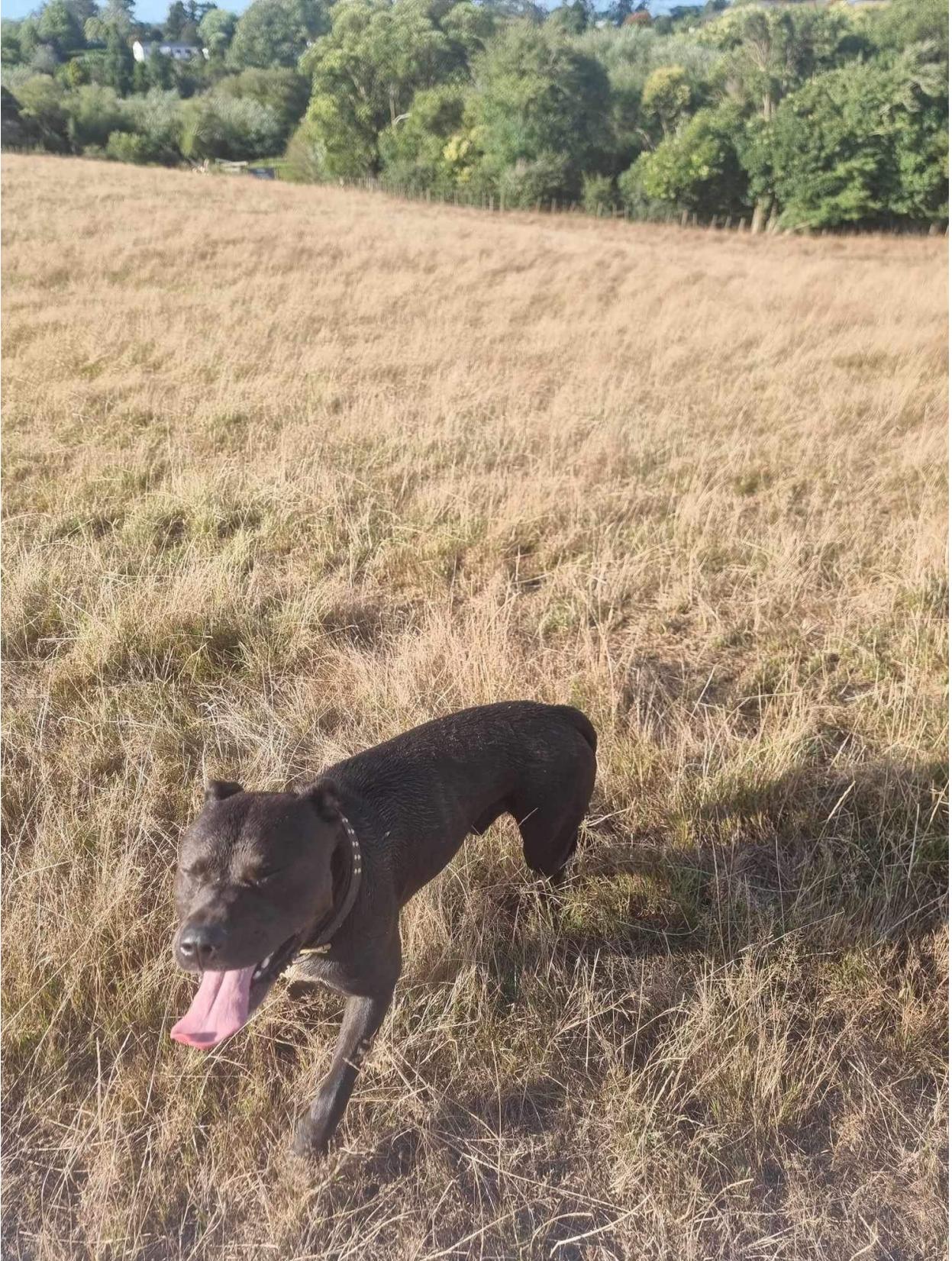
**Check List**

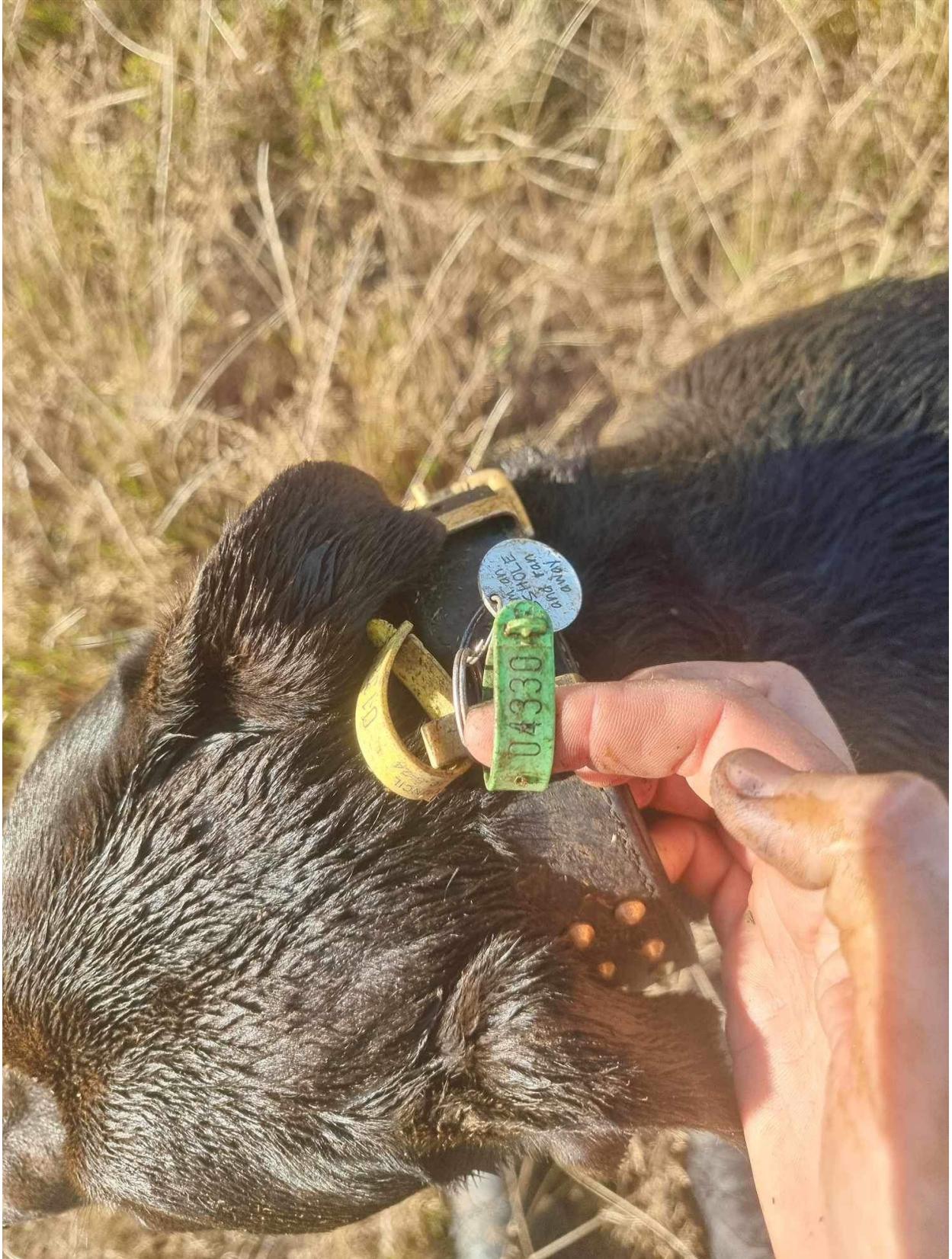
- Witness Statement
- Officers Statement
- Sworn Evidence (If Dangerous)
- Classification
- Copy of signed classification in ECM
- Classification hand delivered or delivered by registered post

**From:** [REDACTED]  
**Sent:** Mon, 29 Jan 2024 19:00:50 +1300  
**To:** "Animal Control" <Animal.Control@waidc.govt.nz>  
**Subject:** Attention Kerwin  
**Attachments:** IMG\_0.MOV

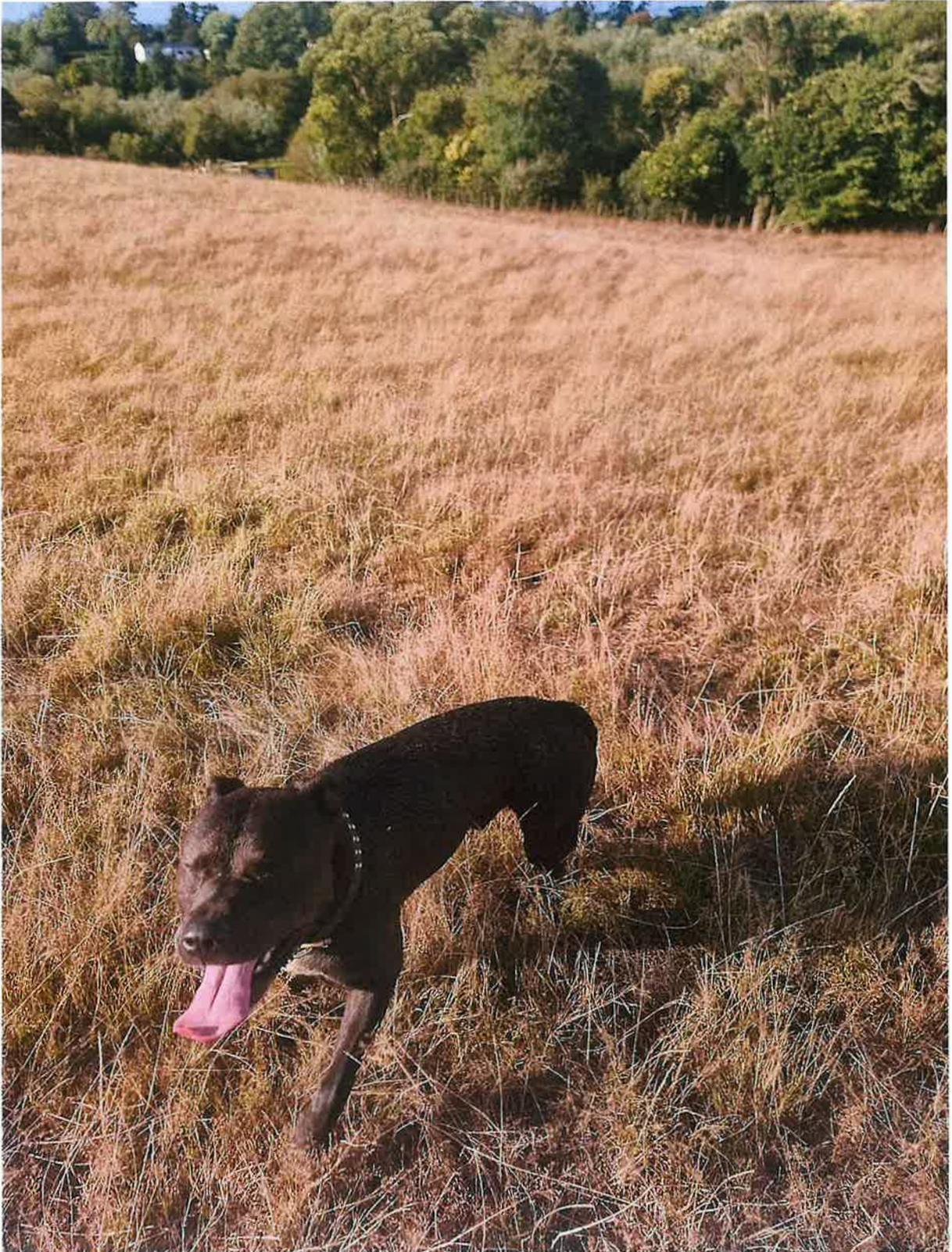
You don't often get email from jaimeebernasconi@gmail.com. [Learn why this is important](#)

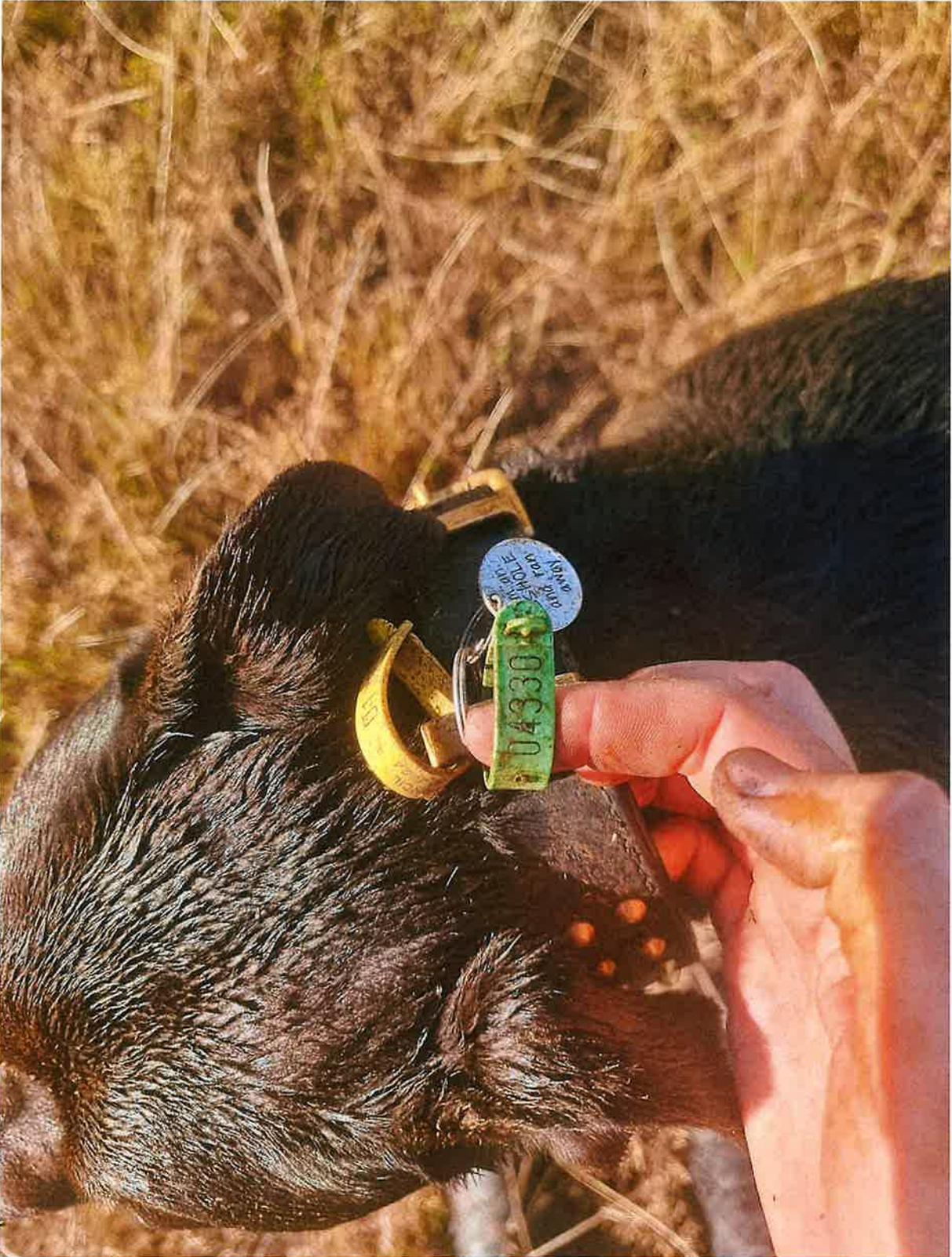
Here are the photos and videos of the dog that's been harassing our Sheep at the Tuakau Pony Club

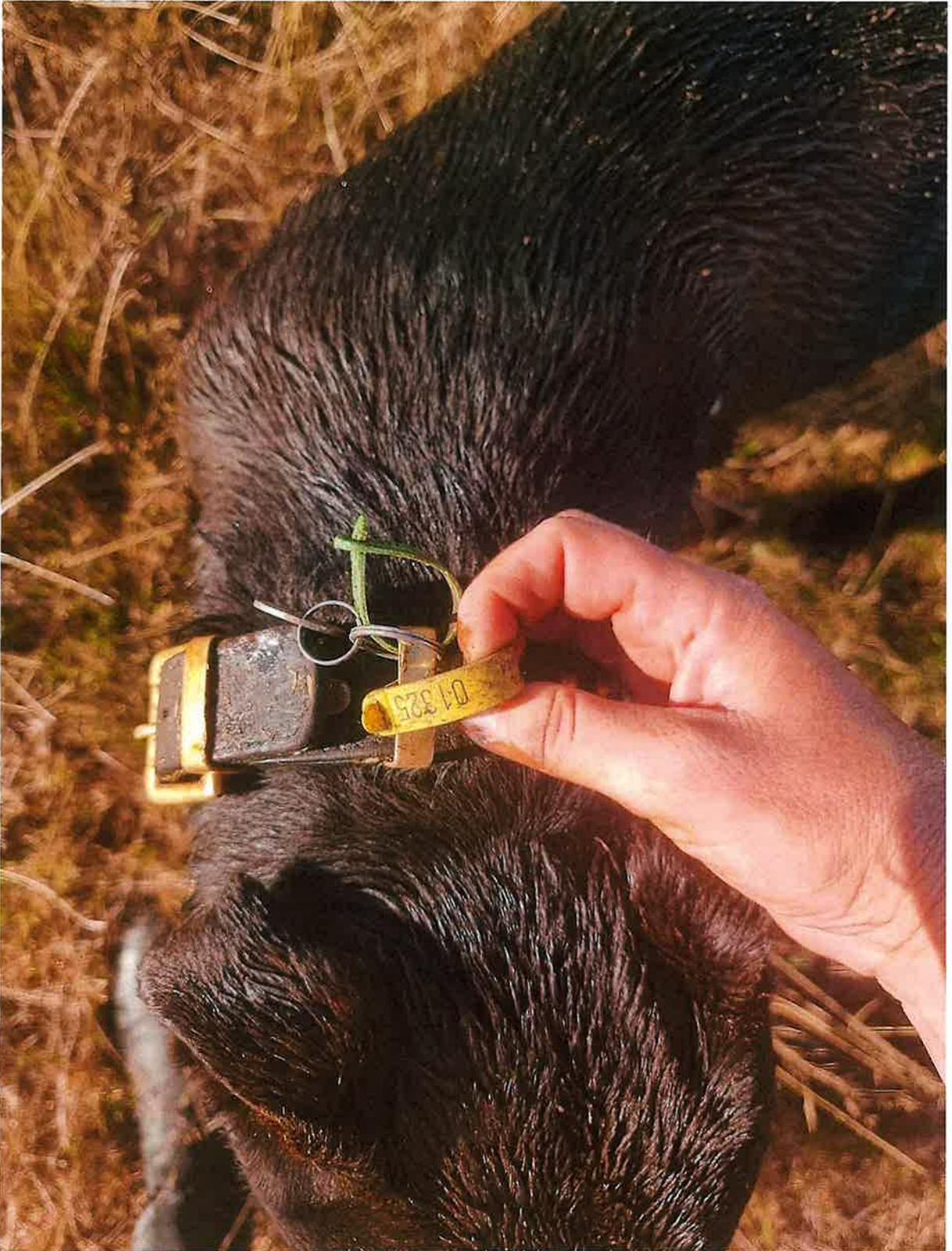












# Animal Control

## Notice of seizure and removal of a dog



Date 30 Jan 2024 Time 1202 pm  
 To DOG owner  
 Address [REDACTED]  
 Tag no. \_\_\_\_\_ ANI no. \_\_\_\_\_  
 Name SARG Breed STAFF  M /  F

This is to notify you that this dog has been seized and removed from this address under the section of the Dog Control Act 1996 indicated below:

Section 15 (1)		Without access to food, water or shelter
Section 20		Failure to comply with Bylaw
Section 28 (7)		Disqualification of dog owner
Section 33E (2)	✓	Failing to comply with menacing classification requirements
Section 42 (2)(a)		Failing to register dog
Section 52 (3)		Failing to control dog
Section 52 (A)(4)(a)		Failing to confine or control dog on owner's property
Section 56(2)		Removal of barking dog causing distress
Section 57 (5)(a)		Dog attacking person or animals
Section 57A (3)		Dog rushing at persons, animals or vehicle

The details of these offences are listed on the reverse of this notice.

You may apply for the return of the dog and should contact \_\_\_\_\_ at the Ngaruawahia / Tuakau Office on 0800 492 452, fax 07 824 8091 within seven days of the date of this notice. You may be required to pay any fees incurred in the seizure, custody, sustenance and transport of the dog.

**Note:** The dog may be sold, destroyed or otherwise disposed of unless the dog is claimed and all fees owing are paid within seven days from the date of this notice. Disposal of the dog may not exempt the owner from fees owing or from possible prosecution.

Animal Control Officer APD 33 Date 30 Jan 2024

### 0800 492 452

- If calling from overseas +64 7 824 8633
- publicenquiries@waic.govt.nz

- www.waikatodistrict.govt.nz
- www.facebook.com/WaikatoDistrictCouncil

**Postal Address**  
 Waikato District Council  
 Private Bag 544  
 Ngaruawahia 3742

**Huntly Office**  
 142 Main Street  
 Huntly

**Ngaruawahia Office**  
 15 Galileo Street  
 Ngaruawahia

**Raglan Office**  
 7 Bow Street  
 Raglan

**Te Kauwhata Office**  
 1 Main Road  
 Te Kauwhata

**Tuakau Office**  
 2 Dominion Road  
 Tuakau

**33E Effect of classification as menacing dog**

(1)

If a dog is classified as a menacing dog under section 33A or section 33C, the owner of the dog—

(a)

must not allow the dog to be at large or in any public place or in any private way, except when confined completely within a vehicle or cage, without being muzzled in such a manner as to prevent the dog from biting but to allow it to breathe and drink without obstruction;

PEN NUMBER: 5 80

PHOTO!!!! ✓

Date: 30 Jan 24

Name: SARG

Breed: Staff

Colour: Brown & white

Gender:  Male  Female (Circle)

Location:

Seized:  Yes  No (Circle)

Microchip #:

Requires Microchipping: Yes  No (Circle)

Dog Poled:  YES  NO (Circle)

Tag Colour:  RED  YELLOW  GREEN

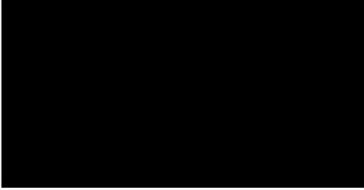
ACO Comments:

Sect 33E

Your Ref	In reply please quote	If calling please ask for
		Phil Greeves



31 January 2024



**Postal Address**  
 Private Bag 544,  
 Ngaruawahia, 3742  
 New Zealand

0800 492 452  
[www.waikatodistrict.govt.nz](http://www.waikatodistrict.govt.nz)

**By hand delivery:**

Dear

**Failure to Comply with Menacing Classification**

**Background**

1. On 28 November 2023, following an investigation into a dog attack Waikato District Council ("Council") issued a Notice of Classification of Dog as Menacing Dog in accordance with section 33A of the Dog Control Act 1996 (**Act**) in respect of your dog "Sarge". Your partner, objected to this notice within the 14-day period under the Act on your behalf. This objection will be heard by the Waikato District Council Hearings Committee. Notwithstanding that an objection has been raised, the effects of the Menacing Classification will stay in force until an order to rescind the classification has been determined.
2. In accordance with section 33E(1)(a) of the Act you as the owner of "Sarge" must not allow the dog to be at large or in any public place or in any private right of way, without being muzzled.
3. You have failed to contain "Sarge" in accordance with section 33E(1)(a) of the Act and, as such you, as the registered owner, are non-compliant with "Sarge's" menacing dog classification (**Menacing Classification**).

**Failure to comply with Menacing Classification**

4. On the 29 January 2024 Waikato District Council received a complaint regarding "Sarge" leaving the property.
5. Sarge was video recorded chasing sheep at 6:40pm then sighted again wandering in a nearby paddock.

**Next steps**

6. Pursuant to section 33EC(b) of the Act Council is not going to release Sarge back into your custody until it is satisfied that you have demonstrated a willingness to comply with the Menacing Classification (section 33E(1) of the Act). The evidence to date suggests that what you are using to

Your Ref	In reply please quote	If calling please ask for
		Phil Greeves

contain your dogs is not adequate. Council is however prepared to give you a further seven (7) days from the date of this letter (until **5pm 7 February 2024**) to demonstrate comprehensively how you intend to contain Sarge on your property. A property Inspection would need to be carried out by an Animal Control officer to ensure that the fencing is adequate to contain the dog. The dog will not be able to go back to your property [REDACTED] until you have an appropriate containment area which complies with the menacing classification and prevents your dog from been able to leave the property

7. If after seven days (by **5pm 7 February 2024**), Council is satisfied that you have not demonstrated a willingness to comply with the effect of the Menacing Classification, Council will retain custody of "Sarge" and notify you in writing of its reasons for this decision and the implications of this decision (i.e. that Council will have the right to dispose of "Sarge", subject to the determination of any appeal to the District Court, in accordance with section 71A of the Act).
8. It is recommended that you obtain independent legal advice in relation to this letter and its contents.

Yours sincerely



**Phil Greeves**

**ANIMAL CONTROL TEAM LEADER**

Enc

1. Extract of the Dog Control Act 1996 section 33E – Effect of classification as menacing dog

Extract of the Dog Control Act 1996 section 33E – Effect of classification as menacing dog

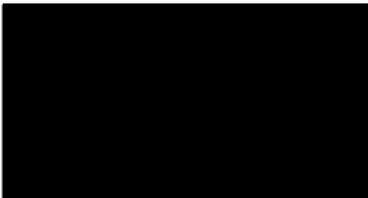
**33E Effect of classification as menacing dog**

- (1) If a dog is classified as a menacing dog under section 33A or section 33C, the owner of the dog—
  - (a) must not allow the dog to be at large or in any public place or in any private way, except when confined completely within a vehicle or cage, without being muzzled in such a manner as to prevent the dog from biting but to allow it to breathe and drink without obstruction; and
  - (b) must, if required by the territorial authority, within 1 month after receipt of notice of the classification, produce to the territorial authority a certificate issued by a veterinarian certifying—
    - (i) that the dog is or has been neutered; or
    - (ii) that for reasons that are specified in the certificate, the dog will not be in a fit condition to be neutered before a date specified in the certificate; and
  - (c) must, if a certificate under paragraph (b)(ii) is produced to the territorial authority, produce to the territorial authority, within 1 month after the date specified in that certificate, a further certificate under paragraph (b)(i).

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		Phil Greeves



31 January 2024



**Postal Address**  
Private Bag 544,  
Ngaruawahia, 3742  
New Zealand

0800 492 452  
www.waikatodistrict.govt.nz

By hand delivery:

31 Jan 2024

1436 HRS

Outbrokes

Dear Craig

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Yours sincerely

A handwritten signature in black ink, appearing to read "Phil Greeves", written over a light blue oval stamp.

Phil Greeves

**ANIMAL CONTROL TEAM LEADER**

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