

MINUTES of a hearing by Commissioners of the Regulatory Subcommittee of the Waikato District Council held in the Ngaruawahia Memorial Town Hall, Galileo Street, Ngaruawahia on **THURSDAY 28 NOVEMBER 2019** commencing at **9.00am**.

Present:

Cr NMD Smith (Chairperson)
Cr C Eyre

Attending:

Mr B Watene (Team Leader Animal Control)
Ms A Davis (Animal Control Officer)
Ms J Newell (Animal Control Officer)
Mrs C Cunningham (Senior Regulatory Administrator)
Ms P Osborne (Animal Control Administrator)
Ms K Ridling (Senior Solicitor)
Ms C Pidduck (Legal Counsel)
Mrs LM Wainwright (Committee Secretary)

Mr P Crocker (Team Leader Animal Education & Control, Hamilton City Council)
Mr M Dias (Objector)
Ms A Rose (Expert Witness for Mr Dias)
Ms J Tanner (Witness)

HEARING

Objection to Menacing Classification – Mark Dias

Dog files: 148581, 148582, 148583, 148627, 148630, 148631, 148651, 148629, 148628,
148633, 148635, 129258, 128809, 148632, 129254, 148703
Owner ID: 28959
Property ID: 1012147

INTRODUCTION

Commissioner Smith welcomed all parties and outlined the process for the hearing.

HEARING OF THE APPLICATION

Ms Rose and Mr Dias presented written (Evidence 1) and answered questions of the Panel.

Commissioner Smith addressed the evidence presented by Ms Rose.

Mr Dias presented verbal evidence and answered questions of the Panel.

The meeting adjourned at 10.14am and reconvened at 10.16am.

Mr Dias continued presenting his verbal evidence.

The meeting adjourned at 11.07am and reconvened at 11.22am.

Mr Watene answered questions of the panel.

Ms Davis (Evidence 2) and Ms Newell (Evidence 3) presented their brief of evidence and answered questions of the panel.

Mr Crocker gave a verbal presentation and presented his assessment sheet (Evidence 4).

The meeting adjourned at 12.38pm and reconvened at 1.21pm.

RIGHT OF REPLY

Ms Rose presented the right of reply.

The hearing adjourned at 1.28pm and the decision reserved.

DELIBERATIONS

The Commissioners undertook deliberations on all evidence presented.

DECISION

THAT having considered the information presented in writing, and in person at the hearing, the Committee upholds the classification of all 16 dogs as menacing pursuant to Section 33C of the Dog Control Act 1996 and dismisses the objection as outlined in the decision.

HE1911/01

The hearing was declared closed at 9.30am on Monday 9 December 2019.