

3 March 2017

**Auckland
Council**
To Kaitiaki o Tāmaki Makaurau



A

Dog ID 8200039867

(Please quote this in any correspondence).

Ashleigh Nahu

[REDACTED]
Auckland 0612

Dear Ashleigh Nahu

Notice of Classification of a Menacing Dog – Section 33C, Dog Control Act 1996

Dog ID:	40090398328	Primary Breed:	Terrier, American Pit Bull
Microchip No:	941000014637816	Secondary Breed:	
Name:	LUKAH	Primary Colour:	Brown
Sex:	Male Entire	Secondary Colour:	
Age:	2 Years 11 Months		
Address where dog is usually kept: 2/99 Henderson Valley Road Henderson			

This is to notify you¹ that the above mentioned dog has been classified as a menacing dog under section 33C of the Dog Control Act 1996.

This is because Auckland Council has reasonable grounds to believe the dog belongs wholly or predominantly to one or more breeds or types listed in Schedule 4 of the Act.

As a result your dog has been described as being wholly or predominantly of the breed type Terrier, American Pit Bull.

¹ For the purposes of the Dog Control Act 1996, you are the owner of a dog if:

- You own the dog; or
- 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 18 who is the owner of the dog and who is a member of your household living with and dependent on you.

I hereby notify you that the dog described herein has been classified as a **MENACING DOG** with effect from the date of issue of this notice.

A summary of this classification and your right to object is provided on the reverse.

Please note:

- Your dog must now be desexed with a veterinary certificate for proof of desexing provided by **3/04/2017**
- Your dog must now be muzzled when it is at large or in any public place or private way
- Your dog must be kept under control at all times

Documents requested above can be sent to:

Animal Management
Auckland Council
Private Bag 92300
Auckland 1141

Alternatively you can drop the documents into any customer service centre or scan and email to Animal_Management@aucklandcouncil.govt.nz

Yours sincerely



My name is [unclear]
Animal Management, Auckland Council
Auckland Council

EFFECT OF CLASSIFICATION AS A MENACING DOG

Sections 33E, 33F and 36A Dog Control Act 1996

- a) You must not allow your 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) You must produce to the Auckland Council within 1 month after receipt of this notice a certificate issued by a registered veterinary surgeon certifying:
 - (i) that the dog is or has been neutered; or
 - (ii) that for reasons that are certified in the certificate, the dog will not be in a fit condition to be neutered before a date specified in the certificate; and
- c) Where a certificate under paragraph (b)(ii) is produced to the Auckland Council, produce to the Auckland Council within 1 month after the date specified in that certificate, a further certificate under paragraph (b)(i).

You will commit an offence and be liable on conviction to a fine not exceeding \$3,000 if you fail to comply with all of the matters in paragraphs (a) to (c) above. In addition, a dog control officer or dog ranger may seize and remove the dog from you and keep the dog until you demonstrate that you are willing to comply with paragraphs (a) to (c) above.

You are also required, for the purpose of providing permanent identification of the dog, to arrange for the dog to be implanted with a functioning microchip transponder. This must be confirmed by making the dog available to the Auckland Council in accordance with the reasonable instructions of the Auckland Council for verification that the dog has been implanted with a functioning microchip transponder of the prescribed type and in the prescribed location.

You will commit an offence and be liable on conviction to a fine not exceeding \$3,000 if you fail to comply with this requirement within 2 months after the dog is classified as menacing if your dog.

If the dog is in the possession of another person for a period not exceeding 72 hours, you must advise that person of the requirement to not allow the dog to be at large or in any public place or in any private way (other than when confined completely within a vehicle or cage) without the dog being muzzled in such a manner as to prevent the dog from biting but to allow it to breathe and drink without obstruction. You will commit an offence and be liable on conviction to a fine not exceeding \$500 if you fail to comply with this requirement.

Full details of the effect of classification as a menacing dog are provided in the Dog Control Act 1996.

RIGHT OF OBJECTION TO CLASSIFICATION UNDER SECTION 33A
Section 33D, Dog Control Act 1996

You may object to the classification of your dog as menacing by lodging with the Auckland Council a written objection within 14 days of receipt of this notice setting out the grounds on which you object.

You have the right to be heard in support of the objection and will be notified of the time and place at which your objection will be heard.