11.3 Policy Review - Companion Animals Management

REPORT BY THE MANAGER, CUSTOMER SERVICES & GOVERNANCE

TO 16 AUGUST 2023 ORDINARY MEETING GOV400103, GOV400047

RECOMMENDATION

That Council:

- 1. receive the report by the Manager, Customer Services & Governance on the Policy Review Companion Animals Management;
- 2. place the revised Companion Animals Management Policy and Annual Work Plan 2023 on exhibition for 28 days; and
- 3. adopt the Companion Animals Management Policy and Annual Work Plan if no submissions are received.

Executive summary

The Companion Animals Policy was last reviewed and adopted by Council in February 2018 and is due for review in this term of Council.

This policy review was conducted by the Manager Customer Services & Governance and the Compliance Coordinator, and in consultation with the Council Rangers and the Executive.

Disclosure of Interest

Nil

Detailed report

The structure and content of this policy have had only minor changes made and remain bound to the 9 key priorities of the Companion Animals Annual Work Plan, however, the proposed actions under each priority area have been removed from the Policy and are detailed in the Companion Animals Annual Work Plan. The background to each objective has been expanded to provide further clarity to the community on Council's legislative and strategic responsibilities.

The Companion Animals Management Policy continues to be supported by the activities of the Companion Animal Annual Work Plan. The Companion Animal Work Plan is reviewed on an annual basis each June and if no changes are recommended this document will operate for the following financial year.

The key objectives of this revised Policy are:

- Comply with the provisions of the Companion Animals Act 1998
- Achieve a high level of responsible pet ownership through education, consultation and cohesive management within the community.
- Increase the number of animals microchipped and registered, therefore reducing the number of animals in the pound.

- Increase the number of impounded animals being returned to owners or rehomed to the community or rehoming organisations.
- Reduce the negative impacts of Companion Animals within the community and the natural environment.
- Ensure adequate resources and facilities for the control, impounding, management and care of companion animals.
- Ensure procedures for enforcement of the Companion Animals Act are conducted to educate animal owners and to protect the broader community.
- Establish guidelines for dealing with feral and infant animals.
- Ensure the safety, security and welfare of Companion Animals whilst in Council's care.

Note: The Companion Animals Work Plan 2023/24 has had important and necessary changes made to the aims, actions and performance indicators in each of the 9 key priority areas. These changes have been made to achieve the following:

- A focus on education of the community rather than enforcement, and providing a positive and proactive role in the community
- A focus on rehoming all companion animals to suitable members of the public, rehoming organisations or foster carers whenever possible
- To ensure the safety and security of the community and other animals at all times
- To ensure positive and productive relationships with key stakeholders in the community and not-for-profit organisations

Note also the change to the Policy title from 'Companion Animals' to 'Companion Animals Management' which is more suited to the objectives and function of Council.

Community Plan implications

| Theme | Looking After Our Community | | |
|----------|--|--|--|
| Goal | A safe and healthy community | | |
| Strategy | Work with key partners and the community to reduce crime, anti-social behaviour and improve community safety | | |

Strategic implications

Council Strategies

Councils Community Plan

Council Policies

Companion Animals Management Policy

Legislation

Companion Animals Act 198

Financial implications

Animal control continues to operate within Council's approved annual budget for 2023/4 and future years.

| Budget Year | Operating Performance Ratio | Own Source Revenue | Building & Infrastructure Renewal |
|-------------|--------------------------------|-----------------------|---|
|-------------|--------------------------------|-----------------------|---|

| 2022/23 | ✓ | × | × |
|--------------|----------|---|---|
| Future Years | √ | * | × |

Associated Risks

There is a significant risk to the community, Council staff and companion animals should Council not operate with a Companion Animals Policy and an Annual Work Plan. The Annual Work Plan outlines the specific activities Council staff and the community should adhere to in order to educate and mitigate all associated risks in the community.

RICHARD CUSHWAY

MANAGER, CUSTOMER SERVICES &
GOVERNANCE

SIMON JONES
DIRECTOR COMMUNITY

2 August 2023

Attachments: 1.

- 1. Policy Review Companion Animals Management Clean Version July 2023.
- 2. Revised Companion Animals Annual Work Plan 2023 July 2023.

APPROVED FOR SUBMISSION:

BRAD CAM GENERAL MANAGER



POLICY Companion Animals Management



ADOPTED VERSION NO 1.1

COUNCIL MEETING MIN NO REVIEW DATE

DATE: FILE NUMBER GOV400047

Objectives

- · Comply with the provisions of the Companion Animals Act 1998
- Achieve a high level of responsible pet ownership through education, consultation and cohesive management within the community.
- Increase the number of animals microchipped and registered, therefore reducing the number of animals in the pound.
- Increase the number of impounded animals being returned to owners or rehomed to the community or rehoming organisations.
- Reduce the negative impacts of Companion Animals within the community and the natural environment.
- Ensure adequate resources and facilities for the control, impounding, management and care of companion animals.
- Ensure procedures for enforcement of the Companion Animals Act are conducted to educate animal owners and to protect the broader community.
- · Establish guidelines for dealing with feral and infant animals.
- Ensure the safety, security and welfare of Companion Animals whilst in Council's care.

Legislative Requirements

- · Companion Animals Act 1998
- Companion Animals Regulation 2018
- Prevention of Cruelty to Animals Act 1979

Policy

Mid-Western Regional Council will annually develop and make publicly available a Companion Animals Annual Work Plan that will identify the actions to be taken by Council to achieve the objectives of this policy and fulfil its responsibilities under the Companion Animals Act, 1998.

This Policy provides the strategic framework for key areas of responsibility and focus of the Companion Animals Annual Work Plan and 9 Key Priorities.

The **priorities** in the Companion Animals Work Plan are;

- Priority 1: Public Education Programme & Promoting Responsible Pet Ownership
- Priority 2: Public Safety, Dangerous Dogs and Restricted Breeds
- Priority 3: Registration and Identification
- Priority 4: Nuisance Animals and Excessive Barking Dogs

POLICY: COMPANION ANIMALS | 1.1

Priority 5: Impounding and Rehoming of Companion Animals

Priority 6: Animal Welfare

Priority 7: Management of Feral and Infant Animals

Priority 8: Cat Management

Priority 9: Off Leash Dog Areas & Importance of Effective Control

PRIORITY 1: PUBLIC EDUCATION PROGRAMME & PROMOTING RESPONSIBLE PET OWNERSHIP

OBJECTIVES

- To achieve a high level of responsible pet ownership through education, consultation and cohesive management within the community
- To ensure that owners of dogs, particularly in rural areas, are well informed about their responsibilities.

BACKGROUND

Council encourages all owners of companion animals to be responsible for their pets' actions. Owning a pet comes with responsibilities for its care and to demonstrate respect for the animal and the potential impact it can have on the community.

Council aims to promote responsible pet ownership through education, involvement in community events and providing services and programs to the community.

Council will also achieve compliance via a combination of education and enforcement.

Being a responsible pet owner includes:

- · Making sure the animal is properly identified and registered,
- · Providing for the health and welfare for the animal,
- Minimising nuisance behaviour and negative impact on the environment and community,
- · Keeping animals out of prohibited areas,
- For dogs, ensuring they are under the effective control and on a leash while in public.

COMMUNITY EDUCATION AND ENFORCEMENT

Encouragement of responsible companion animal ownership through community involvement and education, supported by responsive and appropriate compliance and enforcement activities are well recognised.

The best outcome for the community, companion animals and their owners will be achieved through a well-informed community, supporting Council's efforts to provide a quality animal management program.

Voluntary compliance is facilitated by education and awareness programs as well as incentives and programs with a compliance focus. The whole community, whether companion animal owners or not, should be involved in the process to achieve responsible and rewarding companion animal management.

POLICY: COMPANION ANIMALS | 1.1,

PRIORITY 2: PUBLIC SAFETY, DECLARED DOGS AND RESTRICTED BREEDS

OBJECTIVES

- To reduce the potential threat to public safety by management of aggressive animals.
- To reduce the number of dog attacks.
- To monitor, manage and control the keeping of identified restricted breeds, declared dangerous dogs and menacing dogs.

BACKGROUND

Council aims to reduce the number of complaints of dog attacks each year.qa

As well as dogs attacking humans, there is also a problem with dogs attacking other animals and particularly in rural areas, where dogs often attack livestock. Council acknowledges the impact that such incidents have on farmers and is committed to ensuring that dog owners recognise their responsibilities to prevent such attacks.

Council recognises its obligation under the Companion Animals Act to investigate reports of aggression in dogs and to use preventative powers under the Act, to control and manage animal aggression.

Under the provisions of the Companion Animals Act, 1998 Council will:

- Declare a dog as dangerous or menacing under the provisions of the Companion Animals
 Act, if it attacks with or without provocation, or menaces a person or animal or repeatedly
 threatens to attack or repeatedly chases a person or animal.
- Conduct annual inspections as a minimum of the premises where the restricted breeds and declared dangerous dogs are kept, to ensure compliance with the legislation.
- Initiate compliance and enforcement action to ensure the safe keeping of restricted breeds and declared dangerous dogs to ensure public safety.

PRIORITY 3: REGISTRATION AND IDENTIFICATION

OBJECTIVES

- To increase the number of Companion Animals being lifetime registered and microchipped.
- To increase community awareness of the benefits of microchipping and registration of their animal.
- Lost or stray Companion Animals are promptly impounded and owners notified.
- To increase the number of de-sexed Companion Animals.
- Encourage owners to be actively responsible for their animals' welfare.
- To reduce the number of Companion Animals' euthanised.

BACKGROUND

Proper identification of companion animals is pivotal to their effective management. Additionally, timely and accurate identification facilitates the return of animals to their owners minimising the need for Council to impound animals. Furthermore, identification and registration makes the owners accountable under the NSW Companion Animals Act.

Council encourages pet owners to:

 Ensure their animals are microchipped by 12 weeks of age and registered by 6 months of age in accordance with the Companion Animals Act

POLICY: COMPANION ANIMALS | 1.1

- Ensure their animals wear a collar and tag with name and contact details
- Notify Council of certain changes and events, such as changes to registration or identification information such as address or if the animal goes missing or dies.

PRIORITY 4: NUISANCE ANIMALS AND EXCESSIVE BARKING DOGS

OBJECTIVES

- To minimise the adverse effects of animal noise in the community
- To prevent roaming/escaping animals

BACKGROUND

Council recognises that noise created by animals can affect neighbourhood amenity and the comfort of neighbours. Complaints about barking dogs account for a large proportion of the noise complaints received by Council.

Council aims to resolve animal noise complaints efficiently and effectively and always attempts to reach an amicable outcome for all parties involved.

Under Section 21 of the Companion Animals Act 1998, a dog is a nuisance if it:

- Is habitually at large,
- Makes a noise by barking or otherwise, that persistently occurs or continues to such a degree
 or extent that it unreasonably interferes with the peace, comfort or convenience of any person
 in any other premises.
- · Repeatedly defecates on any other person's property,
- Repeatedly chases any other person, animal or vehicle,
- · Endangers any other person or animal, or
- Repeatedly causes substantial damage to anything outside the property on which it is ordinarily kept.

PRIORITY 5: IMPOUNDING AND REHOMING OF COMPANION ANIMALS

OBJECTIVES

- To reduce the number of animals impounded.
- To ensure the prompt return of identified animals to their owners in accordance with legislation
- To increase the number of animals rehomed with rehoming organisations

BACKGROUND

A large number of companion animals are impounded each year. Council aims to reduce the number of animals impounded, and increase the number returned to their owners or rehomed.

Animals collected or impounded that are not properly microchipped or registered, will be taken to Council's pound. Council Rangers are not trained to accept sick or injured animals nor are Council's facilities equipped to accommodate sick or injured animals.

Council provides a service for the surrender of animals. Council aims to encourage the surrender of animals for reasons such as aggression, but does not encourage the surrender of animals where simple behaviour modification would suffice. Owners seeking advice regarding modification of their companion animal's staff behaviour may be offered brief, experiential, verbal advice in good faith by Council with no liability attached. Animals surrendered due to aggressive behaviour, will not be

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rehomed to the community. Such animals may be euthanized following the statutory period of impoundment.

Council has limited storage facilities for animals and overcrowding is not permitted, due to the risks which animals can pose to each other in crowded situations. Animals that are not collected or adopted are held for statutory periods, following which time elapses, animals are humanely euthanized. Council would welcome the circumstances which see every impounded animal finding a new, responsible and caring owner. Animals requiring euthanasia are listed for treatment in sequence based on the date of their initial impoundment.

PRIORITY 6: ANIMAL WELFARE

OBJECTIVES

- To ensure that Companion animal welfare standards are strictly applied and maintained by Council Rangers
- To minimise risk to Council staff and other animals

BACKGROUND

Many pet problems arise from animals experiencing frustration or boredom, causing reactions such as barking, chasing and jumping up. By providing environmental enrichment such as the addition of cognitive, dietary, physical, sensory and social stimuli, physiological and psychological wellbeing can be improved.

Animal welfare is defined as providing appropriate nutrition, shelter, exercise and interaction to enhance the physical and mental wellbeing of the animal.

Council aims to work with local veterinary clinics and companion animal stakeholders to ensure animal welfare issues in the community are addressed.

PRIORITY 7: MANAGEMENT OF FERAL AND INFANT ANIMALS

OBJECTIVES

- To minimise or eliminate the amount of infant companion animals being euthanised.
- To manage the numbers of feral animals within the community.

BACKGROUND

The Companion Animals Act 1998 requires Councils who seize animals under the provisions to either sell or destroy the animal after the statutory holding period has passed (Seven (7) days for unidentified animals and fourteen (14) days for identified animals). This allows Councils to develop policy guidelines for the management of feral or infant companion animals before the expiry of those statutory periods.

A feral animal under this policy is defined as an untamed or wild cat or dog whose owner is unidentified and has been living in undomesticated circumstances.

Feral animals can pose a significant health and safety risk to people and other animals and are unsuitable for rehoming. To confine a feral animal for an extended period of time would cause stress and be considered cruel.

An infant animal under this policy is defined as a cat or dog less than eight (8) weeks of age.

POLICY: COMPANION ANIMALS | 1.1

PRIORITY 8: CAT MANAGEMENT

OBJECTIVES

- To increase the number of identified, registered and de-sexed cats within the Councils region.
- To educate the community about responsible cat ownership aiming to reduce the numbers of stray/feral/non-registered cats in the community.

BACKGROUND

There is a continuing concern about the number of stray cats and unwanted kittens in the community. Council aims to educate the community about the benefits of de-sexing their cats, and to address issues associated with straying cats.

Cats can be a nuisance to surrounding neighbours and when outdoors they also pose a significant risk to native fauna. Under Section 31 of the Companion Animals Act, a cat is a nuisance if:

- It makes a persistent noise,
- It repeatedly damages anything outside the property on which it is ordinarily kept.

Council recognises that cats are more difficult to confine to a property than dogs. Consequently, each complaint will need to be examined and assessed individually. Distinctions also need to be made between stray or feral and domestic cats, for the purpose of applying this Policy Council Rangers will make that distinction as required.

Cats born after 1998 are required to be identified and registered under the Companion Animals Act.

Note: under the terms of the legislation, there is no definition for a 'stray or feral cat'.

PRIORITY 9: OFF LEASH DOG AREAS & IMPORTANCE OF EFFECTIVE CONTROL

OBJECTIVES

- To monitor the operation of off leash areas.
- To encourage dog owners use the off leash facility appropriately.

BACKGROUND

Mid-Western Regional Council currently has three dog off-leash areas:

- Glen Willow Sporting complex, Mudgee
- · Peoples Park, Gulgong
- Rylstone Showground, Rylstone (along the banks of the river)

Council recognises the benefit of off-leash facilities. Dogs need to be socialised with other dogs and humans. Exercise can play a part in alleviating unwanted behaviour such as excessive barking and some forms of aggression.

It is anticipated that designated off-leash facilities can also help prevent animal owners from using public parks and recreation areas. By providing suitable off-leash facilities, Council is promoting and facilitating compliance with leash requirements in other areas and responsible companion animal ownership generally.

PRIORITY 1: PUBLIC EDUCATION PROGRAMME / PROMOTING RESPONSIBLE PET OWNERSHIP

| Aim | Action | Performance Indicator |
|---|---|-----------------------|
| Achieve a high level of responsible pet owner through education, consultation and cohe management within th community. To ensure that owners dogs, particularly in ruareas, are well informe about their responsibilities. | Communities understanding of the negative impacts companion animals may have on the environment and in rural areas the impact on livestock from dog attacks; and Work with animal welfare organisations to investigate the implementation of a school education program to teach children responsible ownership of dogs including an awareness of a dog's natural hunting instincts. | Walk |

PRIORITY 2: PUBLIC SAFETY / DANGEROUS DOGS AND RESTRICTED BREEDS

| Aim | Action | Performance Indicator |
|--|---|--|
| Reduce the potential threat to public safety by management of aggressive animals. Reduced incidence of dog attacks. Effectively monitor, manage and control the keeping of identified restricted breeds and declared dogs. | Ensure an efficient and effective response to reported dog attacks. Investigate all reports of animal attacks. Update OLG Companion Animals data per attack. Effectively monitor, manage and control the keeping of identified restricted breeds of dogs. Declare dogs as dangerous, menacing or nuisance where necessary under the provisions of the Companion Animals Act. Conduct quarterly inspections of the premises where declared or restricted breeds of dogs are kept to ensure compliance with the legislation. | OLG dog attacks data demonstrates a reduction over time. Number of compliance inspections of restricted and/or declared dog premises, ensuring all necessary controls are in place at that time. Commence investigation into all reported dog attacks within 24 hours of the report being communicated with Council. Council Rangers to attend any relevant vocational training or professional development relating to declared or dangerous dogs. Office of Local Government dog attacks data reviewed and published in annual reports to Executive. |

PRIORITY 3: REGISTRATION AND IDENTIFICATION

| Aim | Action | Performance Indicator |
|---|--|--|
| Increase in the number of Companion Animals being lifetime registered and microchipped. | Implement education programs to advise residents of the process (and benefit) of microchipping and lifetime registering their animal. Education programs to remind companion animal owners to | Increase in number of microchipped and lifetime registered animals in the community. |
| Increased community awareness of the benefits of | notify of changes of ownership, address or other details. Liaise with local veterinary clinics in raising community | Decrease in the number of animals impounded. |
| microchipping and registration of their animal. | awareness about registration and identification. o Implement education programs that promote the benefits of | OLG Companion Animals annual report lodged by due date. |
| Lost or stray Companion Animals are promptly impounded and owners | de-sexing Companion Animals. o Ensure that Council staff regard animal welfare as a high | Increased number of de- sexed companion animals in the community. |
| notified. | priority in all dealings with the community and their companion animals. | Decrease number of Companion Animals being euthanized from |
| sexed Companion Animals. | Council to provide subsidies through Fees and Charges for animals adopted that have been de-sexed. | pound. |
| Encourage owners to be actively responsible for their animals' welfare. | Ensuring all Companion Animals adopted from pound are registered | Microchipping day annually with community. |
| Reduced number of Companion Animals' euthanised. | Ensure all Council Rangers are trained to microchip Companion Animals | |

PRIORITY 4: NUISANCE ANIMALS AND EXCESSIVE BARKING DOGS

| Aim | Action | Performance Indicator |
|--|--|--|
| To minimise the adverse effects of animal noise in the community. To prevent roaming/escaping animals | Review procedures for dealing with animal noise and nuisance complaints. Provide advice to owners about ways they can stop dogs from excessive barking. Remind owners that it is their responsibility to adequately confine their animal to their property. Inspection of dog owners premises for repeat offenders of dogs roaming. | Reduced number of complaints received due to barking dogs and nuisance animals. Reduce number of penalty infringement notices issued from roaming and failing to prevent escape |

PRIORITY 5: IMPOUNDING AND REHOMING OF COMPANION ANIMALS

| Aim | Action | Performance Indicator |
|--|---|---|
| Reduce the number of animals impounded. Ensure the prompt return of identified animals to their owners in accordance with legislation Increase the number of animals rehomed with rehoming organisations | Encourage the community to lifetime register and microchip their animals. Encourage Companion Animal owners to notify of changes of address and details that help facilitate the prompt return of animals. Provide appropriate resourcing and facilities for the surrender of animals. Maintain a patrol and collection service for stray animals. Utilise Councils web page and social media promoting the rehoming and/or return to owner of impounded animals. Ensure the safe and responsible adoption of animals. | Increased number of animals returned to their owners or re-homed. Increased number of microchipped and registered animals. Decrease number of euthanized animals. Maintenance of existing rehoming organisation list and evidence of email correspondence to rehoming org groups. |
| | To deal with the euthanasia of animals in a sensitive ethical manner in strict compliance of welfare standards and codes of practice. | |
| | Mandatory microchipping and registration of all animals leaving pound. | |
| | Liaise with a minimum of 2 rehoming organisations for all Companion Animals available for adoption if unable to rehome locally or behaviour dictates as such. | |

PRIORITY 6: ANIMAL WELFARE

| Ensuring that Companion animal welfare standards are strictly applied and maintained by Council Rangers Minimise risk to Council staff and other animals | Impounded animals are cared for without compromise in accordance with national and state standards, and in accordance with principles of POCTA. Conduct vet checks of Companion Animals received into pound when required Councils engage with the RSPCA as required when receiving when receiving animal welfare complaints. Council Rangers to undertake suitable vocational training to ensure a high level of understanding of national and state companion animal welfare standards. Ensuring the cleaning of the pound to the appropriate standards and in accordance with internal procedures. Ensure use of commercial chemicals in the cleaning of the pound to minimise the outbreak of parvovirus. Ensure a quarterly commercial clean of pound Council Rangers to providing toys, comfortable bedding and ensure impounded dogs are relocated to the outside kennels during the day. Council Rangers to ensure suitable feeding daily, including treats and dog bones. Ensure dog wash installed and available for the washing of impounded animals as required. Ensure installation of shade sails in outside dog kennels for | No Parvovirus outbreaks Quarterly contract commercial clean completed Random cleaning inspections that ensures compliance to cleaning procedures No sick or injured animals as a result of time in pound. |
|---|--|--|

| MID-WESTERN REGIONAL COUNCIL - COMPANION ANIMALS ANNUAL WORK PLAN 2023/2024 | | | | |
|---|---|--|--|--|
| | | suitable shelter | | |
| | 0 | Council Rangers not to accept animals surrendered that are visibly sick or injured | | |
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PRIORITY 7: MANAGEMENT OF FERAL AND INFANT ANIMALS\

| Aim | Action | Performance Indicator |
|---|--|---|
| To minimise or eliminate the amount of infant companion animals being euthanised. Manage the number of feral dogs and cats within the community. | Communication with registered rescue organisations and the RSPCA. Close consultation with local veterinarians. Education programs to promote the benefits of desexing Companion Animals. Euthanizing feral animals as required Provide traps to community for hire, to reduce the number of feral cats and dogs straying | Maintaining a low number of euthanised Companion Animals. Increase in the amount of Companion Animals rehomed. Increase in the no. of Infant Companion Animals rehomed to rescue organisations Increase in the no. of traps hired annually |

PRIORITY 8: CAT MANAGEMENT

| Aim | Action | Performance Indicator |
|---|--|--|
| To increase the number of identified, registered and desexed cats within the Councils region. To educate the community about responsible cat ownership aiming to reduce the numbers of stray/feral/non-registered cats in the community. | Working with the media, and other agencies promoting responsible companion animals' management and ownership. Implement education programs to advise residents of the process (and benefit) of microchipping, de-sexing and lifetime registering their animal. Education programs to remind the companion animal owners to notify of changes of ownership, address or other details. | At least 2 Companion Animal story/editorial/advertisement relating to responsible Companion Animals ownership, to be published via Radio, Social Media and/or Community News. Increase number of microchipped and lifetime registered animals in the community. |

PRIORITY 9: OFF LEASH DOG AREAS & IMPORTANCE OF EFFECTIVE CONTROL

| Aim | Action | Performance Indicator |
|---|--|--|
| Monitor the operation of off leash areas. Encourage dog owners use the off leash facility appropriately. | Educate the community about the benefits of using off leash areas. Educate the community about the correct use and their responsibilities whilst using off leash areas. Patrol of off-leash areas and installation of appropriate signage around the high traffic community spaces Educate community regarding use of off leash parks and effective control in public place | Reduction in the number of fines issued for dogs off lead Ensuring a social media and/or radio campaign advising owners of responsibilities to keep dogs on a lead. |