

Council Dog and Cat Order 2019 – Domestic Animals Act 1994 (incorporating Schedules 1 and 2)



Contents

Council Dog and Cat Order 2019 – Domestic Animals Act 1994 (incorporating Schedules 1 and 2)	1
1. Order details	1
2. Date order applies from	1
3. Definitions	1
4. Confining cats.....	2
5. Dog control in public places.....	2
6. Dogs in designated off leash areas.....	2
7. When dogs are to be restrained in designated off leash areas.....	3
8. Dogs and cats in prohibited areas	3
Schedule 1 Designated off leash areas.....	4
Schedule 2 Designated prohibited areas	8

Council Dog and Cat Order 2019 – Domestic Animals Act 1994 (incorporating Schedules 1 and 2)

1. Order details

This is an Order made by the Macedon Ranges Shire Council under sections 25 and 26(2) of the *Domestic Animals Act 1994* on 27 November 2019.

2. Date order applies from

This Order operates from 1 January 2020, except for clause 4 and clause 8(3) which will come into operation on 1 July 2020.

3. Definitions

In this Order:

“Council” means Macedon Ranges Shire Council.

“effective control” means that an owner of a dog:

- (a) must be able to get the dog to respond to the owner’s recall commands and return to the owner upon verbal command or hand signal; and
- (b) keeps the dog within 50 metres of the owner so that it is in visual and audible range to allow for effective recall at any time; and
- (c) does not allow the dog to harass, intimidate, worry or behave in an antisocial manner toward another person or animal.

“footpath” has the same meaning as the *Road Safety Road Rules 2017*.

“off leash area” means an area designated by Council where dogs may be permitted to be off leash and which are more specifically defined in Schedule 1 of this Order.

“owner” in respect of a dog or cat has the same meaning as *the Domestic Animals Act 1994* and includes a person who keeps or harbours the animal or has the animal in his or her care for the time being whether the animal is at large or in confinement.

“prohibited area” means an area designated by Council where dogs and cats are prohibited for environmental reasons from entering or remaining in and which are more specifically defined in Schedule 2 of this Order.

“public place” has the same meaning as the *Summary Offences Act 1966* and includes Council land.

4. Confining cats

The owner of a cat must keep the cat securely confined to the owner's property and must not allow the cat to wander at large outside of the owner's property between sunset and sunrise.

5. Dog control in public places

- (1) The owner of a dog must restrain the dog by means of a leash, chain or cord when the dog is in any public place that is not designated by Council as an off leash area. The owner of a dog must also adhere to the following requirements:
 - (a) the dog must be restrained on a leash, chain or cord attached to a properly fitted collar, harness or halter, all of which must be in good condition; and
 - (b) the dog must not be allowed to harass, interfere with or behave in an antisocial manner towards another person or animal; and
 - (c) the dog must wear a current registration tag; and
 - (d) the dog must not be left unattended in a public place.

6. Dogs in designated off leash areas

- (1) The areas designated by Council as off leash areas are listed in Schedule 1.
- (2) The owner of a dog may exercise the dog off leash in a designated off leash area subject to any specific restrictions or conditions applying to that area that are specified in Schedule 1.
- (3) When a dog is in a designated off leash area the dog must remain under the effective control of the owner at all times.
- (4) The owner of a dog in an off leash area must:
 - (a) actively supervise the dog and maintain a clear and unobstructed view of the dog at all times; and
 - (b) carry a leash, chain or cord that is in good condition and is able to be placed on the dog when necessary; and
 - (c) make sure that the dog is wearing an appropriately fitted collar, harness or halter with a current registration tag attached; and
 - (d) immediately place the dog on a leash, chain or cord and remove the dog from an off leash area if the dog attacks or behaves aggressively toward another person or animal.

7. When dogs are to be restrained in designated off leash areas

- (1) The owner of a dog in an off leash area must make sure the dog is restrained by a leash, chain or cord when it is:
 - (a) within 5 metres of a playground or barbecue area; and
 - (b) within 5 metres of a footpath, except for the designated Campaspe River Walk in Kyneton and Five Mile Creek Reserve West Walk in Romsey areas during designated off leash times; and
 - (c) when the dog is leaving the off leash area.

8. Dogs and cats in prohibited areas

- (1) The areas designated by Council as prohibited areas for dogs and cats for environmental reasons are listed in Schedule 2.
- (2) The owner of a dog must not allow the dog to enter or to remain in a prohibited area.
- (3) The owner of a cat must not allow the cat to enter or to remain in a prohibited area.

Schedule 1 Designated off leash areas

Township	Name and Location	Restrictions and Conditions
Bullengarook	Bullengarook Recreation Reserve 683 Bacchus Marsh Road, Bullengarook	Designated area within the oval and surrounds up to the Pony Club. Off leash when sporting events are not in progress.
Carlsruhe	The Common Nicholson Street, Carlsruhe	Restricted to road reserve on the southern side of Nicholson Street, between Jeffrey Street and Wedge Street.
Clarkefield	Clarkefield Recreation Reserve Station Street, Clarkefield	Off leash when sporting events are not in progress.
Darraweit Guim	Recreation Reserve Francis Lane, Darraweit Guim	
Gisborne	Sankey Reserve, Sporting Oval Station Street, Gisborne	Off leash when sporting events are not in progress.
	Sankey Reserve, Open Space 7 Aitken Street, Gisborne	Restricted to the area between Gardiner and Sankey Reserve, south-east side walking trail.
	Dixon Field 40 Robertson Street, Gisborne	Restricted to the designated area behind Council office car park only.
	Dixon Field Ovals 50 Robertson Street, Gisborne	Off leash when sporting events are not in progress.
	Pleasant View Open Space 22 Pleasant View Court, Gisborne	
	Worcester Road Open Space 16 Worcester Road, Gisborne	
	Railton Court Open Space 5A Railton Court, Gisborne	
	Willowbank Drainage Reserve East between Willowbank Rd and 16 Corinya Drive, Gisborne	
	Stirling Way Reserve 15 Stirling Way, Gisborne	
	Gisborne Fields 12 Tovey Drive, Gisborne	Restricted to the designated area.
	Turanga Reserve 16 Turanga Road, Gisborne	

Township	Name and Location	Restrictions and Conditions
Gisborne South	I.R. Robertson Reserve 340 Couangalt Road, Gisborne South	Off leash when pony club events are not in progress.
	Gilligan Reserve 176 Millett Road, Gisborne South	Restricted to back north section of the reserve.
Kyneton	Oak Park Corner Pohlman and Powlett Street, Kyneton	Restricted to the designated north-west portion of botanic gardens only.
	Campapse River Walk River walk from Burton Avenue bridge to Mollison Street bridge	Restricted to the designated path area between Burton Avenue bridge and Mollison Street Bridge only. Off leash allowed between 7.30am and 10am daily.
	Rollinson Reserve 180 Redesdale Road, Kyneton	Off leash when sporting events are not in progress.
	Barkly Square Corner Beauchamp and Wedge Street, Kyneton	Off leash when sporting events are not in progress.
	Kyneton Showgrounds Oval No 2 Corner Beauchamp and Victoria Street, Kyneton	Restricted to the Kyneton Showgrounds Oval No 2; off leash when sporting events are not in progress.
	Gas Works Park 22-24 Mitchell Street, Kyneton	
	Hurrys Reserve Mollison Street, Kyneton	Restricted to inside the velodrome area only. Off leash when sporting events are not in progress.
	Bolton Reserve 1-17 Bolton Reserve Lane, Kyneton	
	Campaspe Views Reserve 2 Campaspe Drive, Kyneton	Restricted to the designated area north of Campaspe Drive, between Windridge Way and Village Green Drive.
	Bluestone Rise Park Corner Patterson Drive and Quinn Crescent, Kyneton	

Township	Name and Location	Restrictions and Conditions
Lancefield	James Patrick Way Reserve 48-70 James Patrick Way, Lancefield	
	Park Street Road Reserve Park Street Road Reserve, Lancefield	Restricted to the Road Reserve west of Lancefield Recreation Reserve.
Macedon	Clifford Reserve 55 Greene Street, Macedon	Off leash when sporting events are not in progress.
	Tony Clarke Reserve 37 Waterfalls Road, Macedon	Off leash when sporting events are not in progress.
	Centennial Park Mount Macedon Road, Macedon	
Malmsbury	Arboretum 92 Mollison Street, Malmsbury	
	Cricket Ground Ellesmere Place, Malmsbury	Off leash when sporting events are not in progress.
New Gisborne	Macedon Ranges Netball Arena 153 Hamilton Road, New Gisborne	Restricted to the designated area at the rear of the netball courts. Off leash when sporting events are not in progress.
	Chessy Park Drive Reserve 61 Chessy Park Drive, New Gisborne	
	Ross Watt Reserve 214 Station Road, New Gisborne	Restricted to the designated area between the tennis courts and BMX track.
	Zeal St Reserve 8 Doremus Court, New Gisborne	
	Steam Park 20 Webb Crescent, New Gisborne	Off leash when events are not in progress.

Township	Name and Location	Restrictions and Conditions
Riddells Creek	Riddells Creek Recreation Reserve 32-36 Sutherlands Road, Riddells Creek	Off leash when sporting events are not in progress. Off leash use of the dog club area is restricted to participants during obedience training.
	Rangeview Park 40-42 Rangeview Drive, Riddells Creek	Restricted to the designated south-east area between Yellowgum Avenue and Parkview Terrace.
Romsey	Lomandra Reserve 11A Newnham Drive, Romsey	
	Metcalfe Drive Reserve Metcalfe Drive, Romsey	
	Bowkett Close Reserve 11 Bowkett Close, Romsey	
	Five Mile Creek Reserve Walk (west side) Between Pohlman Street and Couzens Lane, Romsey	Restricted to the designated walk area between Pohlman Street and Couzens Lane only. Off leash allowed between 7.30am-10am daily.
Tylden	Tylden Oval 1 Lowe Street, Tylden	Restricted to the oval and the designated area north of the oval. Off leash when sporting events are not in progress.
Woodend	Racecourse Reserve Cricket Oval Buffalo Sports Stadium, 1-27 Forest Street, Woodend	Off leash when sporting events are not in progress.
	Racecourse Reserve Pony Club Buffalo Sports Stadium, 1-27 Forest Street, Woodend	Off leash when sporting events are not in progress.
	Lake Earnshaw Reserve 1 Davy Street, Woodend	
	Quahlee Park 18 Barbara Street, Woodend	
	Campaspe Park 144 High Street, Woodend	Restricted to the designated area of Campaspe Park from the corner of Wood and Anslow Street through to Pyke Street, Woodend.
	Peppermint Lane Reserve 14 Reidwell Court, Woodend	

Schedule 2 Designated prohibited areas

Township	Name and Location	Restrictions and Conditions
Darraweit Guim	Deep Creek, Darraweit Guim	Prohibited within the waterway and within 5 Metres from the embankment.
Gisborne	Jacksons Creek, Gisborne	Prohibited within the waterway and within 5 Metres from the embankment.
Kyneton	Campapse River, Kyneton	Prohibited within the waterway and within 5 Metres from the embankment.
Macedon	Riddells Creek, Macedon	Prohibited within the waterway and within 5 Metres from the embankment.
Malmsbury	Malmsbury Common, Malmsbury	96 Mollison Street, Malmsbury (Grassland Section, Conservation Zone 2)
New Gisborne	Gisborne Marshlands, New Gisborne	Gisborne Marshlands (at Steam Park), (Public Conservation and Resource Zone), New Gisborne
Romsey	Five Mile Creek, Romsey	Prohibited within the waterway and within 5 Metres from the embankment.
Woodend	Five Mile Creek, Woodend	Prohibited within the waterway and within 5 Metres from the embankment.
	Hanging Rock Reserve, Woodend	Hanging Rock Reserve, (Public Conservation and Resource Zone), Woodend
	Woodend Racecourse Reserve, Woodend	Woodend Grassland Reserve, (Public Conservation and Resource Zone), Woodend