

# Council Dog and Cat Order 2019 – Domestic Animals Act 1994 (incorporating Schedule 1)



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# Council Dog and Cat Order 2019 – Domestic Animals Act 1994 (incorporating Schedule 1)

## 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 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.

“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.

## Schedule 1 Designated off leash areas

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

| Township       | Name and Location   | Restrictions and Conditions   |
|----------------|---|---|
| Gisborne South | I.R. Robertson Reserve<br>340 Couangalt Road, Gisborne South                          | Off leash when pony club events are not in progress.  |
|                | Gilligan Reserve<br>176 Millett Road, Gisborne South                                  | Restricted to back north section of the reserve.  |
| Kyneton        | Oak Park<br>Corner Pohlman and Powlett Street, Kyneton                                | Restricted to the designated north-west portion of botanic gardens only.  |
|                | Campapse River Walk<br>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<br>180 Redesdale Road, Kyneton                                      | Off leash when sporting events are not in progress.   |
|                | Barkly Square<br>Corner Beauchamp and Wedge Street, Kyneton                           | Off leash when sporting events are not in progress.   |
|                | Kyneton Showgrounds Oval No 2<br>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<br>22-24 Mitchell Street, Kyneton                                      |   |
|                | Hurrys Reserve<br>Mollison Street, Kyneton  | Restricted to inside the velodrome area only. Off leash when sporting events are not in progress.   |
|                | Bolton Reserve<br>1-17 Bolton Reserve Lane, Kyneton                                   |   |
|                | Campaspe Views Reserve<br>2 Campaspe Drive, Kyneton                                   | Restricted to the designated area north of Campaspe Drive, between Windridge Way and Village Green Drive.   |
|                | Bluestone Rise Park<br>Corner Patterson Drive and Quinn Crescent, Kyneton             |   |
| Lancefield     | James Patrick Way Reserve<br>48-70 James Patrick Way, Lancefield                      |   |
|                | Park Street Road Reserve<br>Park Street Road Reserve, Lancefield                      | Restricted to the Road Reserve west of Lancefield Recreation Reserve.   |

| Township       | Name and Location   | Restrictions and Conditions  |
|----------------|---|--|
| Macedon        | Clifford Reserve<br>55 Greene Street, Macedon                               | Off leash when sporting events are not in progress.  |
|                | Tony Clarke Reserve<br>37 Waterfalls Road, Macedon                          | Off leash when sporting events are not in progress.  |
|                | Centennial Park<br>Mount Macedon Road, Macedon                              |  |
| Malmsbury      | Arboretum<br>92 Mollison Street, Malmsbury                                  |  |
|                | Cricket Ground<br>Ellesmere Place, Malmsbury                                | Off leash when sporting events are not in progress.  |
| New Gisborne   | Macedon Ranges Netball Arena<br>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<br>61 Chessy Park Drive, New Gisborne             |  |
|                | Ross Watt Reserve<br>214 Station Road, New Gisborne                         | Restricted to the designated area between the tennis courts and BMX track.   |
|                | Zeal St Reserve<br>8 Doremus Court, New Gisborne                            |  |
|                | Steam Park<br>20 Webb Crescent, New Gisborne                                | Off leash when events are not in progress.   |
| Riddells Creek | Riddells Creek Recreation Reserve<br>32-36 Sutherlands Road, Riddells Creek | Off leash when sporting events are not in progress.<br><br>Off leash use of the dog club area is restricted to participants during obedience training. |
|                | Rangeview Park<br>40-42 Rangeview Drive, Riddells Creek                     | Restricted to the designated south-east area between Yellowgum Avenue and Parkview Terrace.  |
| Romsey         | Lomandra Reserve<br>11A Newnham Drive, Romsey                               |  |
|                | Metcalf Drive Reserve<br>Metcalf Drive, Romsey                              |  |
|                | Bowkett Close Reserve<br>11 Bowkett Close, Romsey                           |  |

| Township | Name and Location   | Restrictions and Conditions   |
|----------|---|---|
| Romsey   | Five Mile Creek Reserve Walk (west side)<br>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<br>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<br>Buffalo Sports Stadium, 1-27 Forest Street, Woodend      | Off leash when sporting events are not in progress.   |
|          | Racecourse Reserve Pony Club<br>Buffalo Sports Stadium, 1-27 Forest Street, Woodend         | Off leash when sporting events are not in progress.   |
|          | Lake Earnshaw Reserve<br>1 Davy Street, Woodend   |   |
|          | Quahlee Park<br>18 Barbara Street, Woodend  |   |
|          | Campaspe Park<br>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<br>14 Reidwell Court, Woodend                                       |   |