

LOCAL GOVERNMENT ACT
(Cap. 40:01)

KWENENG DISTRICT COUNCIL (DOGS) BYE-LAWS, 2017
(Published on 25th August, 2017)

ARRANGEMENT OF BYE-LAWS

BYE-LAW

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SCHEDULES

IN EXERCISE of the powers conferred by section 44 as read with section 45 of the Local Government Act, and with the approval of the Minister of Local Government and Rural Development, the Kweneng District Council hereby makes the following Bye-laws —

Citation 1. These Bye-laws may be cited as the Kweneng District Council (Dogs) Bye-laws, 2017.

Interpretation 2. In these Bye-laws, unless the context otherwise requires —
“authorised officer” means the Council Secretary or any other officer of the Council authorised in writing by the Council Secretary to perform the duties under these Bye-laws;
“Council” means the Kweneng District Council;
“licence” means a dog licence issued under bye-law 4;
“public place” means any road, street, thoroughfare, bridge, foot pavement, open space or park within the Council’s area of jurisdiction and the enclosed space within its control;
“rabies certificate” means a certificate signed by a veterinary officer stating that a dog has been vaccinated against rabies; and
“veterinary officer” includes a veterinary officer, livestock officer or stock inspector employed in the Government and a veterinary surgeon as defined under the Veterinary Surgeons Act.

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3. These Bye-laws shall apply to all planning areas of the Kweneng District Council set out in the Administrative Districts Act.

4. (1) A person shall not keep a dog which is over six months old unless he or she has been issued a licence under these Bye-laws.	Licensing of dogs
(2) The owner of a dog shall, within four weeks of the dog attaining the age of six months, apply to an authorised officer for a dog licence to keep the dog in Form A set out in Schedule 1.	
(3) An authorised officer shall, on receipt of an application under subbye-law (2), upon the payment of a fee set out in Schedule 2 and after the production of a rabies certificate by the applicant, issue the applicant with a dog licence in Form B set out in Schedule 1.	
(4) In case of any dispute as to whether a dog is over the age of six months or not, the opinion of a veterinary officer shall be final.	
5. A licence issued under bye-law 4 shall be valid for 12 months and shall be renewable for a further period of 12 months upon application by the owner of a dog under bye-law 6.	Duration of Licence
6. (1) A holder of a licence issued under these Bye-laws may upon expiry of the licence, apply to an authorised officer for a renewal of the licence in Form C set out in Schedule 1.	Renewal of licence
(2) An application for renewal in terms of subbye-law (1) shall be made not later than one month before the expiry of the licence.	
(3) An authorised officer may, on receipt of an application, renew the licence upon payment of a fee set out in Schedule 2 to these Bye-laws.	
7. (1) A person who lawfully acquires a dog, for which a licence has been issued under these Bye-laws may apply to an authorised officer, in Form D set out in Schedule 1, for the licence to be transferred to him or her.	Transfer of licence
(2) An authorised officer shall, upon being satisfied of the validity of the licence and upon payment of a fee set out in Schedule 2, cause the transfer to be effected by endorsing the particulars of the applicant on the licence.	
8. (1) Where a licence is lost or destroyed, the owner of the dog may apply to the authorised officer in writing for a duplicate licence.	Issue of duplicate licence
(2) The authorised officer shall, on being satisfied that a licence issued in terms of these Bye-laws has been lost or destroyed, and upon payment of the fee set out in Schedule 2, issue a duplicate licence to the applicant.	
(3) Where a licence which has been lost and replaced is recovered by a licensee, the duplicate licence shall be returned forthwith to the authorised officer.	
9. An authorised officer may, at any time, withdraw or cancel a licence if, in his or her opinion, it is in public interest to do so.	Revocation or cancellation of licence
10. A dog for which a licence has been issued under these Bye-laws shall, at all times have a metal tag fixed to its neck.	Dog to have metal tag
11. A person in charge of a dog shall —	Yapping, etc. of dogs in season
(a) take all steps necessary to ensure that the yapping, whining or barking of his or her dog does not unduly disturb other people or create a nuisance; and	
(b) not allow a female dog to be at large at the time when that dog is on heat or in season.	
12. (1) A person in charge of a dog shall not allow —	Troublesome, dangerous or infected dogs
(a) any troublesome, ferocious, dangerous dog; or	
(b) any dog suffering from a contagious or infectious disease, to be at large outside the premises on which such dog is normally kept.	

Detention and destruction of abandoned or diseased dogs	(2) Any person keeping a dog referred to under subbye-law (1) (a) shall display, at the principal entrance of the property where the dog is kept, a legible sign clearly reading "BEWARE OF THE DOG" or "TSHABANTSA". 13. (1) An authorised officer may detain and remove to the kennels or other premises owned by the Council, any dog that is at large in a public place. (2) If a dog detained under subbye-law (1) is a dog for which a licence has been issued under bye-law 4 and is wearing a metal tag, an authorised officer shall, in writing, notify the person to whom the licence was issued of the detention of the dog and the place where it is detained. (3) If a dog detained under this bye-law is not claimed by or on behalf of the owner within seven days of the detention of the dog, or of the notice under subbye-law (2), the authorised officer may cause the destruction of the dog or may otherwise dispose of that dog. (4) An authorised officer may destroy a dog before the expiry of the seven days if he or she has reason to believe that the dog is suffering from an infectious or contagious disease. (5) The owner of a dog detained under this bye-law may receive his or her dog on payment of the fee specified in Schedule 2.
Diseased dogs to be presented for treatment	14. Any person who keeps a dog shall, as soon as the dog shows any signs of suffering from an infectious or contagious disease, present that dog to a veterinary officer for treatment.
Dogs to be vaccinated	15. (1) A person shall not keep a dog which is more than six months old unless the dog has been vaccinated against rabies and the person keeping it is in possession of a rabies certificate in relation to that dog. (2) An authorised officer may authorise the destruction of a dog which is not vaccinated or in relation to which the owner fails to produce a rabies certificate. (3) Notwithstanding the provisions of subbye-law (2), a dog badge shall be enough proof of the existence of a rabies certificate.
Penalties	16. Any person who contravenes any of the provisions of these Bye-laws commits an offence and is liable — (a) for a first offence, to a fine not exceeding P500, or to imprisonment for a term not exceeding two terms, or to both; and (b) for a second and subsequent offence, to a fine not exceeding P1000, or to imprisonment for a term not exceeding six months, or to both.

**SCHEDULE 1
FORM A
APPLICATION FOR DOG LICENCE
(bye-law 4 (2))**

KWENENG DISTRICT COUNCIL (DOGS) BYE-LAWS

Name of Applicant.....

Sex.....

Ward.....

Identity number.....

Physical address.....

Telephone No.....

Name of the Dog.....

Sex

Age.....

Colour.....

Application (New/Duplicate)

Date of application

Date of last vaccination.....

Vaccination report number.....

Number of dogs in your possession.....

Have you ever been convicted of any offence in relation to these Bye-laws for the past two years?

Yes/No

(If yes, please state the reasons)

.....

Signature of applicant

Date

FOR OFFICIAL USE

Recommendation (Approved/Not approved)

Recommended by

Designation

Licence fee

Signature of Issuing Officer

Date.....

Fee paid.....

Official receipt number

Official stamp

FORM B

DOG LICENCE
(bye-law 4(3))

KWENENG DISTRICT COUNCIL (DOGS) BYE-LAWS

This is to certify that (name of applicant)
of P.O. Box /Private Bag /Plot No..... is licensed to keep a
dog over the age of six months in accordance with the provisions of bye-law 4 from the
.....(date) to.. ..

Date of issue

Official receipt No.....

.....
Authorised Officer

FORM C
APPLICATION FOR RENEWAL OF DOG LICENCE
(bye-law 6(1))

KWENENG DISTRICT COUNCIL (DOGS) BYE-LAWS

Name of Applicant.....

Address

Renewal date.....

Dog licence number

Date of last renewal

Issued at.....

No. of current dog licence.....

Plot number

Street/ward/Kgotla.....

Dog name

Colour of dog.....

Tag number of dog.....

Vaccination report number

Signature of applicant.....

Date.....

Signature

Revenue official receipt number.....

Date of approval.....

Registrar.....

Official Stamp.....

FORM D
APPLICATION FOR TRANSFER OF DOG LICENCE
(bye-law7(1))

KWENENG DISTRICT COUNCIL (DOGS) BYE-LAWS

Name of Applicant.....

Address

Transfer date.....

Dog licence No

Previous owner.....

Issued at.....

Purpose of transfer (tick) gift, sold, auctioned, others.....

No. of current dog licence.....

Plot No.....

Street/ward/Kgotla.....

Dog name.....

Tag No. of dog.....

Vaccination report No.....

Signature of applicant.....

Date.....

Signature

Revenue official receipt No.....

Date of approval.....

Registrar.....

Place.....

Stamp.....

FORM E
DUPLICATE LICENCE
Dog Licence
(bye-law 8 (1))

KWENENG DISTRICT COUNCIL (DOGS) BYE-LAWS

This is to certify that.....
(*name of applicant*)

of P.O. Box/ Private Bag/ Plot No.....is licensed to
keep a dog over the age of six months in accordance with the provisions of bye-law 4 from
the.....(date) to the.....

Date of issue.....

Official receipt No.....

.....
Authorised officer

SCHEDULE 2
FEES
(bye-laws 4, 6, 7, 8 and 13)

KWENENG DISTRICT COUNCIL (DOGS) BYE-LAWS

<i>Fees</i>	<i>Amount</i>
Dog license	P50
Renewal	P10
Transfer of licence	P10
Duplicate licence	P10
Metal tag	P15
Detention per day	P50

MADE this 31st day of July, 2017

Council Secretary,
KWENENG DISTRICT COUNCIL.

APPROVED this 10th day of August, 2017.

SLUMBER TSOGWANE,
*Minister of Local Government
and Rural Planning.*