

LOCAL GOVERNMENT (DISTRICT COUNCILS) ACT
(Cap. 40:01)

GHANZI DISTRICT COUNCIL (DOGS) BYE-LAWS, 2010
(Published on 3rd December, 2010)

ARRANGEMENT OF BYE-LAWS

BYE-LAW

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SCHEDULE II

IN EXERCISE of the powers conferred by section 33 of the Local Government (District Councils) Act, and with the approval of the Minister of Local Government, the Ghanzi District Council hereby makes the following Bye-laws —

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|-------------------------|--|
| Citation | 1. These Bye-laws may be cited as the Ghanzi District Council (Dogs) Bye-Laws, 2010. |
| Application of Bye-laws | 2. These Bye-laws shall apply to Ghanzi township area. |
| Interpretation | 3. 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 Ghanzi District Council;
“licence” means a 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 service and a veterinary surgeon as defined under the Veterinary Surgeons Act. |

- 4. (1)** A person shall not keep a dog which is over six months old without a licence to keep that dog, issued 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 licence to keep that dog in Form A set out in Schedule I.
- (3) The authorised officer shall, on receipt of a written application, upon the payment of the fee set out in Schedule II and after the production of a rabies certificate by the applicant, issue a dog licence in Form B set out in Schedule I.
- (4) In the case of any dispute as to whether a dog is six months old or not, the opinion of a veterinary officer shall be final.
- 5.** A licence issued under bye-law 4 shall be — Duration of licence
- (a) valid for 12 months and shall be renewable for a further period of 12 months upon application by the owner of the dog; and
- (b) symbolised by issuing of a metal tag to the licensee.
- 6. (1)** A holder of a dog licence may, upon its expiry, apply for a renewal to the authorised officer, in Form C set out in Schedule I, for a period of 12 months. 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 that licence.
- (3) Subject to the provisions of subbye-law (4), the authorised officer may, on receipt of an application, renew the licence by endorsing on the licence and upon payment of a fee set out in the Second Schedule to these Bye-laws, and may attach such conditions to the renewal thereof as he or she may determine.
- (4) The authorised officer may refuse to renew a licence if satisfied that —
- (a) the conditions of the licence have not been complied with;
- (b) the conditions of these Bye-laws have not been complied with; or
- (c) it is in the public interest not to renew such licence.
- 7. (1)** A person who acquires a dog for which a licence has been issued under these Bye-laws may apply to the authorised officer, in Form D set out in Schedule I, for the licence to be transferred to him or her. Transfer of licence
- (2) The authorised officer shall, upon being satisfied of the validity of the licence and upon payment of a fee set out in Schedule II, 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 for a duplicate licence in Form E set out in Schedule I. 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 II, issue a duplicate licence to that person.
- (3) Where a licence which has been lost and replaced is recovered, 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 the public interest and necessary 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 by means of a dog collar. Dog to have metal tag
- 11.** A person in charge of a dog shall — Yapping, etc. of dogs and bitches 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; or
- (b) not allow a female dog to be at large at the time when that dog is on heat or in season.

Troublesome, dangerous or infected dogs

12. (1) A person in charge of a dog shall not allow —

- (a) any troublesome, ferocious or 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.

(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 “TSHABA NTSA”.

Detention and destruction of abandoned or diseased dogs

13. (1) An authorised officer may detain and remove to the kennels or other premises owned by the Council, any dog 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, wearing a dog collar with a current metal tag, the 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 after the detention of that 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) The authorised officer may destroy or otherwise dispose of a dog before the expiry of the seven days if he or she has reason to believe that the dog is abandoned or is without an owner or that it is suffering from a 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 Form B of Schedule 1.

Diseased dogs to be presented for treatment

14. A person who keeps a dog shall, where the dog shows any signs of suffering from an infectious disease, present that dog to a veterinary officer for treatment as soon as the sign is noticed.

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) The authorised officer may cause 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 metal tag shall be enough proof of the existence of a rabies certificate.

Penalties

16. (1) Any person who contravenes any provision of these Bye-laws commits an offence and is liable to a fine not exceeding P500, or to imprisonment for a term not exceeding two months, or to both.

(2) For a subsequent offence, such person is liable to a fine not exceeding P1 000, or to imprisonment for a term not exceeding six months, or to both.

SCHEDULE II

FORM A

Application for Dog Licence
(bye-law 4 (2))

Name

Surname.....

Sex.....

Ward.....

Identity number

Address plot number.....

Physical address.....

Telephone No.....

Name of a Dog.....

Sex.....

Age.....

Colour.....

Application (New/Duplicate).....

Date of application.....

Date of last vaccination.....

Number of dogs in your possession.....

Place(s).....

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 applicantDate

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))

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))

Name.....

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.....

Issued at.....

Date of last vaccination.....

Signature of applicant.....

Date.....

Recommendation.....

Date.....

Signature.....

Revenue official receipt number

Stamp.....

Date of Approval.....

Registrar.....

Place.....

FORM D

Application for transfer of Dog licence

(bye-law 7 (1))

Name.....

Address.....

Transfer date.....

Dog Licence number.....

Previous owner

Issued at.....

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

No. of current dog licence.....

Plot number.....

Street/ward/Kgotla.....

Dog name.....

Colour of dog.....

Tag Number of Dog

Vaccination report number.....

Issued at.....

Date of last vaccination.....

Signature of applicant.....

Date.....

Recommendation.....

Date.....

Signature

Revenue official receipt number

Stamp

Date of Approval.....

Registrar

Place

Recommendation

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

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 (6) months in accordance with the provisions of Bye-law 4
from the (*date*) to the

Date of issue

Official receipt No.....

.....

AuthoriSed Officer.

SECOND SCHEDULE

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

<i>FEES</i>	<i>AMOUNT</i>
Dog Licence	P10
Renewal	P10
Transfer of licence	P10
Duplicate licence	P5
Dog collar and tag	P15
Detention per day	P5

MADE this 7th day of September, 2010.

K.N.M. MOLEPOLOLE,
Council Secretary,
Ghanzi District Council.

APPROVED this 17th day of November, 2010.

L. MOKALAKE,
Minister for Local Government.