

From: [Jenny Lapham](#)
To: ["fyi-request-26954-1b978d4d@requests.fyi.org.nz"](mailto:fyi-request-26954-1b978d4d@requests.fyi.org.nz)
Subject: FW: Local Government Official Information and Meetings Act 1987 (LGOIMA) Request
Date: Thursday, 20 June 2024 02:19:00 p.m.
Attachments: [DOC.pdf](#)

My apologies we have noticed an error in our response to question 3. This has been corrected.

Kia Ora

I refer to your e-mail of 23 May 2024. Our responses to your request are provided below the questions.

1. Please provide the number of incidents involving wildlife, and the location, for the last 5 years, adequate information for the nature of the incident to be identified (for example whether disturbance, harassment, injury or death) and whether it involved dogs or non-dog actors such as vehicles, or those unaccompanied by a dog, and the enforcement action taken.

I advised that pursuant to section 17(f) of LGOIMA that as the information cannot be made available without substantial collation or research your request is declined.

2. Clause 1.1 of the proposed Dog Control Policy states DOC has agreed the DCC bylaw will apply to beaches over which DOC has legal control. Please provide the legal authority to apply the DCC Bylaw to land controlled by DOC, to enter into an agreement with DOC that will occur, and a copy of that agreement.

Information is attached.

3. Please provide the legal authority to apply the DCC Bylaw to land controlled by the Otago Regional Council, and the communications that record ORC agrees to that occurring.

There are no areas on the proposed dog control bylaw schedules that are on Otago Regional Council owned land.

4. The summary of considerations refers to environmental sustainability. Please provide all materials relating to the environmental assessment that was performed, including how that is reflected and achieved in the proposed documents.

Please note: the statement under "Sustainability" provides an example being the removal of dog faeces from public places. This comment is based on the general knowledge that residents, ratepayers and visitors do not want dog faeces in public places, e.g., on footpaths, tracks and cycleways etc. A lot of the information contained in the bylaw is provided based on feedback, research from a wide variety of areas and experience and knowledge of the staff, who work in the day to day environment.

However, in relation to your specific question you are advised that pursuant to section 17(f) of LGOIMA that the information cannot be made available without substantial collation or research, your request is declined.

5. The report and proposed Policy and Bylaw contain numerous statements of a scientific nature. The number is too excessive to itemise. To make it easier for Council, please provide all scientific materials relied on when authoring the documents. For example, the names of the veterinarian manuals consulted, or copies of the scientific research published in credible scientific journals. Noting that stating that information cannot be provided because the documents are copied from other Council's is inadequate because these are documents asserted by the DCC. Failing to provide supporting evidence will confirm the DCC lacks any proof the purported scientific statements are correct.

Please note that the Council has sought information informing the draft for a wide variety of sources, which are available on-line, libraries etc. We have not kept copies of all the information we have sourced. So to provide this information to you would require us to search for it again.

Therefore, you are advised that pursuant to section 17(f) of LGOIMA that the information cannot be made available without substantial collation or research, your request is declined.

However, should you wish to provide research that indicates the statements and comments in the proposed bylaw are incorrect, you are welcome to make a submission and attach appropriate information.

As we have declined to provide some information you are advised that you have the right to seek a review by the Office of the Ombudsman.

Kā mihi

Jennifer Lapham

**Mana Whakahaere Kairuruku/Governance Support Officer
Governance Group**

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Te Kaunihera a Rohe o Ōtepoti - Dunedin City Council

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Ros MacGill

From: Anne Gray
Sent: Thursday, 23 May 2024 11:47 a.m.
To: Ros MacGill
Subject: FW: Please check: Dog Policy draft wording

From: Samantha Marsh <smarsh@doc.govt.nz>
Sent: Friday, 3 May 2024 12:46 p.m.
To: Anne Gray <Anne.Gray@dcc.govt.nz>
Subject: RE: Please check: Dog Policy draft wording

Kia ora Anne,

Apologies for the delay in reply – where did the time go so quickly!

This wording looks great and is in alignment with other Districts around the country. We are happy to support



Kā mihi,
Samantha Marsh (*She/her*)
Senior Biodiversity Ranger | Kaiwhakahaumaru Matua Taiao
Dunedin | Ōtepoti
Phone: +64 27 237 4316

www.doc.govt.nz



Papatūānuku thrives

Toitū te marae a Tāne-Mahuta, Toitū te marae a Tangaroa, Toitū te tangata –
If the land is well and the sea is well, the people will thrive



From: Anne Gray <Anne.Gray@dcc.govt.nz>
Sent: Tuesday, April 23, 2024 9:57 AM
To: Samantha Marsh <smarsh@doc.govt.nz>
Subject: Please check: Dog Policy draft wording

Kia ora Samantha,

Thanks for your time discussing how we'll approach the DOC beaches in our Dog Control Bylaw and Policy. We've been discussing this further and as well as making it clearer for people, including DOC beaches in the bylaw/policy means that our Animal Services officers can continue to enforce the rules on DOC beaches as well as DCC beaches.

Does this wording sound ok to include in the policy please?

NOTE that the Department of Conservation (DoC) has its own rules about dog access on public conservation land managed by their Department. For more information on these rules please contact DoC directly. On beaches where it may be confusing whether DoC or the Council has control, DoC agrees that the bylaw will apply. These beaches are specified in the Dunedin Dog Control Policy, Schedule A.

Kā mihi,
Anne

Anne Gray

Policy Analyst/Business Co-ordinator

Kaitātari

CUSTOMER AND REGULATORY SERVICES

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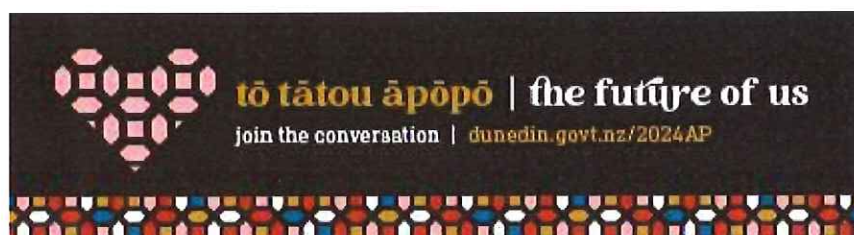
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Ros MacGill

From: Anne Gray
Sent: Thursday, 23 May 2024 02:16 p.m.
To: Ros MacGill
Subject: FW: Territorial Authority seaward boundaries standardised

.. some initial suggested wording on this (point 3):

The scope of the Dog Control Bylaw is Dunedin City public places that the Dunedin City Council can control or manage, as well as some areas that the Department of Conservation can control or manage (with their agreement).

From: Andrew Dunn <Andrew.Dunn@dcc.govt.nz>
Sent: Thursday, 23 May 2024 1:49 p.m.
To: Anne Gray <Anne.Gray@dcc.govt.nz>
Subject: Territorial Authority seaward boundaries standardised

Hi Anne

Link below to a press release from the then Local Government Minister regarding the standardising of TLA boundaries at MLWS.

<https://www.beehive.govt.nz/release/territorial-authority-seaward-boundaries-standardised>

The DCC coastal boundary was already MLWS before this however this quote summarises the purpose of having a MLWS boundary;

“The key benefit of this jurisdiction extension is that it will allow all territorial authorities to locally regulate public nuisances and safety issues on beaches where issues arise,” said Mr Carter.

“In particular, extension will remove a barrier to managing issues such as the use of motor vehicles on beaches. It will allow local control where there is a community preference for such measures, and answers the demand from many coastal residents and beach users for safer beaches.

Regards
Andrew

Andrew Dunn
Senior Geospatial Analyst
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28 MAY 2011

Territorial Authority seaward boundaries standardised

John Carter

Local Government

The seaward boundaries of 23 territorial authorities have been standardised to the mean low water springs (low tide mark) to provide nationally consistent seaward boundaries for all 53 coastal authorities, says Associate Local Government Minister John Carter.

“The key benefit of this jurisdiction extension is that it will allow all territorial authorities to locally regulate public nuisances and safety issues on beaches where issues arise,” said Mr Carter.

Prior to the change, 30 authorities had jurisdiction to the mean low water springs, and 23 had jurisdiction to the mean high water spring. This left these 23 councils with no jurisdiction to regulate activities on the full beach area.

“In particular, extension will remove a barrier to managing issues such as the use of motor vehicles on beaches. It will allow local control where there is a community preference for such measures, and answers the demand from many coastal residents and beach users for safer beaches.

“Before making the decision I consulted with the 23 affected territorial Authorities and with Local Government New Zealand. As a jurisdictional change, the standardisation does not impose any significant direct costs or responsibilities on territorial authorities, but simplifies the management of the area by allowing affected councils to respond to community concerns,” said Mr Carter.