
Dog Control Hearings Panel

Te Komiti Whiriwhiri I Ngaa Take Kuri

OPEN MINUTES

Minutes of a meeting of the Dog Control Hearings Panel held in Committee Room 1, Municipal Building, Garden Place, Hamilton on Wednesday 26 April 2023 at 1.30pm.

PRESENT

Members

Cr M Donovan
Cr M Tauariki
Cr A Bydder
Cr A Casey-Cox

In Attendance:

Sue Stanford - Animal Control Manager
Drisanna Sheely - Tompkins wake

Governance Staff:

Amy Viggers – Governance Lead
Nicholas Hawtin – Governance Advisor

Procedural Motion

Resolved: (Cr Bydder/ Cr Tauariki)

That the Dog Control Hearings Panel approves Cr Donovan to undertake the role of Chair for the duration of this meeting in the absence Cr Wilson.

1. Apologies – *Tono aroha*

Resolved: (Cr Donovan/ Cr Tauariki)

That the apologies for absence from Cr Wilson and Cr Huaki are accepted.

2. Confirmation of Agenda – *Whakatau raarangi take*

Resolved: (Cr Donovan/ Cr Casey-Cox)

That the agenda is confirmed.

3. Declarations of Interest – *Tauaakii whaipanga*

No members of the Council declared a Conflict of Interest.

4. Confirmation of the Dog Control Hearings Panel Open Minutes 21 February 2023

Resolved: (Cr Casey-Cox/ Cr Donovan)

That the Dog Control Hearings Panel confirm the Open Minutes of the Dog Control Hearings Panel Meeting held on 21 February 2023 as a true and correct record.

5. Confirmation of the Dog Control Hearings Panel Open Minutes 1 March 2023

Resolved: (Cr Donovan/ Cr Bydder)

That the Dog Control Hearings Panel confirm the Open Minutes of the Dog Control Hearings Panel Meeting held on 1 March 2023 as a true and correct record.

4. Objection to menacing classification - Nigel Binks

Mr Binks spoke to his objection including the incident from his point of view and outlined his concerns in relation to the process. He responded to questions from elected Members concerning the timeline, the incident and his experience as a dog owner.

Staff took the report as read. Along with Ms Sheely responded to questions from Elected Members concerning the history of Basil which was limited to this incident, risks, the role of the Panel, and the investigation timeline.

The above (item 6: Objection to menacing classification - Nigel Binks) was adjourned during the discussion of the item at the request of Elected Members.

7. Resolution to Exclude the Public

Resolved: (Cr Donovan/ Cr Casey-Cox)

Section 48, Local Government Official Information and Meetings Act 1987

The following motion is submitted for consideration:

That the public be excluded from the following parts of the proceedings of this meeting, namely consideration of the public excluded agenda.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution follows.

General subject of each matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
C1. Confirmation of the Dog Control Hearings Panel Public Excluded Minutes 21 February 2023) Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
C2. Confirmation of the Dog Control Hearings Panel Public Excluded Minutes 1 March 2023)	
6. Objection to menacing classification - Nigel Binks		

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

Item C1.	to maintain the effective conduct of public affairs through protecting persons from improper pressure or harassment	Section 7 (2) (f) (ii)
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| Item C2. | to maintain the effective conduct of public affairs through protecting persons from improper pressure or harassment | Section 7 (2) (f) (ii) |
| Item 6. | To maintain the effective conduct of public affairs through protecting persons from improper pressure or harassment | Section 7 (2) (f) (ii) |

The meeting went into public excluded session at 2:14pm.

During the Public Excluded session of the meeting the following was resolved to be released to the public:

That the Dog Control Hearings Panel:

- a) receives the report;
- b) confirms it has considered the mandatory matters specified under the Dog Control Act 1996, and other matters relevant to the objection;
- c) notes that the Dog Control Hearings Panel in determining any objection can only either uphold or rescind the classification under the Dog Control Act 1996;
- d) rescinds the menacing classification; and
- e) approves the release of the above to the public via the open minutes of this meeting.

The meeting was declared closed at 2.26pm.