

<b>MINUTES APPEALS HEARING COMMITTEE</b>	<b>MEETING HELD ON TUESDAY 16 SEPTEMBER 2014</b>	<b>TIME 11.35AM</b>
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MINUTES of a meeting of the Appeals Hearing Committee, held at the Council Chambers, Ground Floor, 175 Rimu Road, Paraparaumu, on Tuesday 16 September 2014 commencing at 10.00am.

PRESENT:

Cr	T	Lloyd	(Chair)
Mayor	R	Church	
Cr	M	Cardiff	
Cr	W	Welsh	

IN ATTENDANCE:

Ms	S	Foss	(Acting Group Manager Regulatory Services)
Ms	J	Foote	(Animal Control Officer)
Mr	N	Fowler	(Environmental Standards Manager)
Ms	T	Evans	(Group Manager Community Services)
Ms	S	Haddleton	(Executive Secretary)
Mr	S	Scott	(Dog Owner)

The Chair welcomed everyone to the meeting and read the Council blessing.

**APP 14/09/18  
APOLOGIES**

**MOVED (Mayor/Cardiff)**

**That the apologies of Cr Ammundsen, Cr Bell and Cr Gaylor be accepted.**

**CARRIED**

It was noted that all three Councillors are currently on Leave of Absence.

**APP 14/09/19  
DECLARATIONS OF INTEREST**

There were no declarations of interest.

**APP 14/09/20  
PUBLIC SPEAKING TIME**

Stephen Scott spoke about the incident that is being heard today. He commented that the incident happened quickly and at a lesser distance than 2 metres as indicated in the report.

In relation to the dog issues that Mr Scott was involved with in Wellington, Mr Scott stressed that he was never charged in relation to these incidents and had received an apology from the Police.

Mr Scott also advised that although he had collected leaflets about dog behaviourists in the District, he has not yet undertaken any dog behavioural training, but still has intentions to do so.

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**APP 14/09/21  
CONFIRMATION OF MINUTES**

Cr Bell was not at the meeting, attendees need to be amended.

**MOVED (Cardiff/Church)**

**That the minutes of the Appeals Hearing Committee meeting on 29 April 2014 be amended and accepted as a true and accurate record of that meeting.**

**CARRIED**

**APP 14/09/22  
MEMBERS BUSINESS**

- (a) Public Speaking Time Responses – there was no public speaking to respond to.
- (b) Leave of Absence – there were no requests for leave of absence.
- (c) Matters of an Urgent Nature – there were no matters of an urgent nature.

**APP 14/09/23  
STEPHEN SCOTT: OBJECTION TO MENANCING DOG CLASSIFICATION (CS-14-1295)**

Ms Julie Foote spoke to her report relating to the incident.

Ms Foote explained that the reason for the classification was based on previous incidents in Wellington and this recent incident on the Kāpiti Coast.

A dog being classified as “Menacing” means that the dog needs to be muzzled in public.

Molly has had a temperament test through the SPCA which involves testing with food and testing interactions with people. The SPCA advised Molly had been abused prior to coming into Mr Scott’s care.

Mr Scott was considered an option for rehoming Molly as he has had previous experience with her breed and he has now owned Molly for four years.

Cr Welsh commented that the details around the previous incidents provided by Wellington City Council are unclear. As such he didn’t feel that that he could make a decision on this case at this point in time. He suggested that the meeting be adjourned until the information can be clarified.

Cr Cardiff noted the importance of Mr Scott providing written proof of the Police apology that he received and invited Mr Scott to provide this as proof.

Ross Church raised a concern that if further information is waited on, there is a risk of further incidents in the interim.

Mr Fowler suggested that a muzzle be provided to Mr Scott as a temporary measure until a final decision can be made.

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**MOVED (Cardiff/Welsh)**

That the objection to the classification of “Menacing” of Stephen Scott’s dog Molly be deferred until the Appeals Hearing Committee reconvenes. A new date to reconvene is confirmed to take place within one month.

That the Appeals Committee notes that during this month, Mr Scott has agreed to seek advice from a Dog Behaviourist and begin training with Molly. Mr Scott will bring a report from the Dog Behaviourist to the next meeting and ensure that as a temporary measure, until the next meeting takes place, Molly is always muzzled in public.

That the report CS-141295 be let lie on the table, until the next scheduled meeting of the Appeals Committee.

**CARRIED**

**APP 14/04/24  
RESOLUTION TO GO INTO PUBLIC EXCLUDED**

**MOVED (Welsh/Cardiff)**

	<p><b>PUBLIC EXCLUDED RESOLUTION</b></p> <p>That, pursuant to Section 48 of the Local Government Official Information and Meetings Act 1987, the public now be excluded from the meeting for the reasons given below, while the following matters are considered:</p> <ul style="list-style-type: none"> <li>• <b>Confirmation of Public Excluded Minutes: 29 April 2014</b></li> </ul> <p>The general subject of each matter to be considered, while the public are 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 are as follows:</p>	
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<p><b>Confirmation of Public Excluded Minutes: 29 April 2014</b></p>	<p>Section 7(2)(a) – to protect the privacy of natural persons.</p> <p>Section 7(2)(f)(i) – to maintain the effective conduct of public affairs through the free and frank expression of opinions by or between or to members or officers or employees of any local authority ... in the course of their duty.</p>	<p>48(1)(a): That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.</p>
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**CARRIED**

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*The meeting went into public excluded session at 10.46am.*

*The meeting came out of public excluded session at 10.47am.*

*The meeting was adjourned at 10.47am.*

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Chairperson

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Date