



Dogs in Public Places Council Policy

Council Policy Objective

This policy provides a strategic, structured and integrated approach in planning and managing dog activities in the City's district.

Council Policy Scope

This Policy identifies public areas that are under the care, control or management of the City where dogs are prohibited and where dogs are permitted to exercise either on a leash or off-leash. The policy is also subject to provisions that pertain to dogs as specified in the *Disability Discrimination Act 1992*, *Equal Opportunity Act 1984* and the *Dog Act 1976*.

Council Policy Statement

This Policy ensures suitable and sufficient in number dog exercise areas within the City to meet the needs of dog owners and their dogs, balanced against the needs of other users and the environment.

Definitions

Dog Exercise Areas means areas where dogs can be off lead.

City land means all land held in fee simple or under the care, control or management of the City and includes road reserves.

Footpath means an area that is open to the public that is designated for, or has as one of its main uses, use by pedestrians

Thoroughfare means a road or other thoroughfare and includes structures or other things appurtenant to the thoroughfare that are within its limits, and nothing is prevented from being a thoroughfare only because it is not open at each end.



Policy

The purpose of this policy is to guide Council to:

1. Clarify and define levels of dog access in public areas that are under the care, control or management of the City;
2. Create welcome, safe and functional areas for exercising and socialising of dogs to achieve the following objectives –
 - a. Promote active recreation areas that are valued and well utilised by dogs and their handlers;
 - b. Align with Council's Strategic Community Plan and City of Nedlands Dogs Local Law 2022;
 - c. Respond to community needs and aspirations;
 - d. Reduce any negative impact on the community, including non-dog owners and neighbouring residents;
 - e. Ensure dog behaviour does not have a negative impact on the environment; and
 - f. Assist to maintain and regulate the City' parks and reserves to an acceptable standard.
3. Inform and educate the community relating to dog ownership responsibilities, the location of dog exercise areas and areas where dogs are prohibited.
4. Comply with the requirements of the *Dog Act 1976*, *Local Government Act 1995*, *Disability Discrimination Act 1992*, *Equal Opportunity Act 1984*, *Public Health Act 2016* and *Environmental Protection Act 1986* and other relevant legislation.
5. Monitor compliance and respond to matters relating to legislative requirements that pertain to dogs.

Places where Dogs are Prohibited Absolutely

Pursuant to section 31(2B) of the *Dog Act 1976* and subject to section 8 of the *Dog Act 1976*, the *Equal Opportunity Act 1984* and the *Disability Discrimination Act 1992*, dogs are prohibited at all times in any of the following areas that are under the care, control or management of the City:

- a. Where so indicated by a sign, public building;
- b. a theatre, picture gardens, a playground or public toilet area;
- c. all premises or vehicles classified as food premises or food vehicles under the *Health (Food Hygiene) Regulations 1993* except for a portion of a food premise that may be used for alfresco dining providing:
 - i. There is no evidence of a present risk of unsafe or unsuitable food being sold;
 - ii. The owner or occupier of the premises permits the dog to be present; and



- iii. The dog must be on a leash at all times no longer than 2.0m and held by a person capable of controlling it.
- h. Swanbourne Beach Reserve No. 23729, being the sand and area adjacent to the Swanbourne Beach development as indicated by signs.
- i. Infant Health Centre Playground, Lot 254 Strickland Street, Mt Claremont;
- j. Hollywood Reserve Tennis Courts area and surrounds, Reserve A20838
- k. Karella Street Playground, Lot 164 Smyth Road;
- l. Leura Street Playground, Lot 300 Leura Street;
- m. Campsie Street Playground, Lot 46 Campsie Street;
- n. Jo Wheatley All Abilities Play Space, Lot 501 Esplanade;
- o. Swanbourne Beach Playground, Marine Parade; and
- f. A public swimming pool.

Places Which are Dog Exercise Areas

For the purposes of sections 31(3A) of the *Dog Act 1976*, the following are dog exercise areas:

- 1) ALLEN OVALS, Clement St Swanbourne
- 2) BAINES PARK, Lot: 300 Driftwood Pl Swanbourne
- 3) BEATON PARK, Esplanade Nedlands
- 4) BEATRICE ROAD RESERVE, Loc: 58367 Beatrice Rd Dalkeith
- 5) BIRDWOOD PARADE RESERVE, Reserve: 17391 Birdwood Parade Dalkeith
- 6) BISHOP ROAD RESERVE, Lot: 1627 Bishop Rd Dalkeith
- 7) BLAIN PARK, Lot: 825 Genesta Cr Dalkeith
- 8) BROCKMAN RESERVE, 150 Wavell Rd Dalkeith
- 9) CARRINGTON PARK, Lot 325: Broome St Nedlands
- 10) CAVENDISH GARDENS, Lot: 342 Gainsford Lane Mt Claremont
- 11) CHARLES COURT RESERVE, Esplanade Dalkeith
- 12) COLLEGE GREEN, Lot: 435 Mimososa Ave Mt Claremont
- 13) COLLEGE PARK, Princess Rd Dalkeith
- 14) DALKEITH MEWS, Adelma Rd Dalkeith
- 15) DARAN PARK, Reserve: 45730 Montgomery Ave Mt Claremont
- 16) DAVID CRUICKSHANK RESERVE, 84 Beatrice Rd Dalkeith
- 17) DIRECTORS GARDENS, Grainger Drive Mt Claremont
- 18) DOT BENNETT PARK, Lot: 1 Smyth Rd Nedlands
- 19) GENESTA PARK, Lot: 824 Genesta Cr Dalkeith
- 20) GOLDSMITH RESERVE, Lot: 3857 Garland Rd Dalkeith
- 21) GRAINGER RESERVE, Grainger Drive Mt Claremont
- 22) GRANBY PARK, Granby Cr Dalkeith
- 23) HAMILTON PARK, Hamilton Gardens, Mt Claremont
- 24) HARRIS PARK, Lot 304 Tide Court Swanbourne
- 25) HIGHVIEW PARK, Verdun St Nedlands



- 26) JONES PARK, Reserve No 47257 Jameson St Swanbourne
- 27) LAWLER PARK, Draper St Floreat
- 28) LESLIE GRAHAM RESERVE, Corner Bromilow Green & Camelia Ave Mt Claremont
- 29) LIMEKILN FIELD, Reserve: 30403 North St Swanbourne
- 30) MELVISTA PARK, Reserve: 1669 Melvista Ave Dalkeith
- 31) MONTARIO QUARTER DOG PARKS being two portions of Lot 8006 that are enclosed by a fence and signposted located on the corner of Lemnos Street & Guttman Approach Mt Claremont
- 32) MOORO PARK, Corner Heritage Lane & Mooro Drive Mt Claremont
- 33) MOSSVALE GARDENS, Moss Vale Floreat
- 34) MT CLAREMONT OVAL, Corner Alfred Rd & Montgomery Ave Mt Claremont
- 35) MT CLAREMONT RESERVE, Haldane St Mt Claremont
- 36) NARDINA CRESCENT RESERVE, Corner Nardina Cr & Beatrice Rd Dalkeith
- 37) NEW COURT GARDENS, Reserve: 43380 New Court Gardens Mt Claremont
- 38) PAIERA PARK, Reserve: 47367 Van Kleef Circuit, Mt Claremont
- 39) PAUL HASLUCK RESERVE, Esplanade Nedlands
- 40) PEACE MEMORIAL ROSE GARDEN, Lots: 1-16, 76-78 Stirling Highway Nedlands
- 41) PINE TREE PARK, Reserve 41549 Pine Tree Lane Mt Claremont
- 42) POPLAR GARDENS, Reserve: 42253 Godetia Gardens Mt Claremont
- 43) POINT RESOLUTION RESERVE, Reserve: 1624 Corner Jutland Parade & Victoria Avenue Dalkeith
- 44) ROGERSON GARDENS, Reserve: 39653 Underwood Avenue Floreat
- 45) SANDY BEACH, Reserve: 24457
- 46) SHIRLEY FYFE PARK, Lot: 823 Cygnet Cr Dalkeith
- 47) ST PETERS SQUARE GARDENS, Reserve: 46178 Caladenia Parade Mt Claremont
- 48) STUBBS TERRACE RESERVES (3), Stubbs Tce Mt Claremont
- 49) SUNSET FORESHORE, Reserve: 29174
- 50) SWANBOURNE BEACH, as indicated by signs, Lot 500, Marine Parade
- 51) SWANBOURNE OVAL, Lot: 282
- 52) TERRACE GARDENS, 49 Caladenia Pde Mt Claremont
- 53) VAN KLEEF WALKWAY, Van Kleef Circuit Mt Claremont
- 54) WHITE BEACH, Bishop Road, Dalkeith
- 55) ZAMIA PARK, Corner Zamia St and Nandina Ave Mt Claremont

Exemptions (areas listed below are not dog exercise areas, dogs must be held by a leash)

- a. An area used for sporting or other activities, as permitted by the City, during the times of such use.



- b. A car park, thoroughfare, footpath, access way or right of way.
- c. Areas outside the City's care, control and management.
- d. Conservation areas including Shenton Bushland, Allen Park Bushland, Hollywood Reserve, Birdwood Parade Bushland, Bishop Road embankment bushland, Point Resolution Bushland, White Beach vegetation bushland area, embankment to Sunset Hospital bushland area adjacent Sunset Foreshore, Swanbourne beach vegetated dunes and bushland, and Mt Claremont Oval Bushland.

Related documentation

Nil

Related local Law and Legislation

Local Government Act 1995

Dog Act 1976

Dog Local Law 2023

Related delegation

Nil.

Review History

Adopted by Council October 22, 2024