



**2. Limit on Cat Numbers**

- 2.1 Subject to clauses 2.3–2.5, the limit on the number of cats to be kept on any premises is two.
- 2.2 A person must not, without permission, keep a cat on any premises where the number of cats being kept on those premises exceeds the limit.
- 2.3 Permission under clause 2.2 may be given if the Council is satisfied that:
  - 2.3.1 no insanitary condition exists on the premises as a result of the keeping of cats; and
  - 2.3.2 a nuisance is not caused to any neighbour as a result of the keeping of cats on the premises.
- 2.4 The limit in clause 2.1 does not apply to a cattery in respect of which a development authorisation is in force pursuant to the *Development Act 1993*.
- 2.5 The limit in clause 2.1 does not apply to those cats being kept on premises when this by-law comes into effect, however, the limit does apply if the number of cats kept on those premises increase after that time

**3. Desexing of Cats**

A person must not, without permission, keep a cat unless the cat is desexed.

**4. Requirement to Microchip Cat**

A person must not, without permission, keep a cat unless the cat is identified by means of having a microchip implanted in its body containing information that may be used to obtain the current address or telephone number of the owner or other person entitled to possession of the cat.

**5. Registration**

- 5.1 A person must not keep a cat on any premises unless the cat is registered in accordance with this by-law.
- 5.2 The requirement in clause 5.1 of this by-law will commence 12 months after the commencement of this by-law.
- 5.3 An application for registration of a cat:
  - 5.3.1 must be made to the Council in the manner and form (if any) and accompanied by the fee (if any) as prescribed by the Council; and
  - 5.3.2 must nominate a person of or over 16 years of age who consents to the cat being registered in his or her name.
- 5.4 Registration under this by-law remains in force until 30 June next ensuing after registration was granted and may be renewed from time to time for further periods of 12 months.
- 5.5 Where an application for registration of a cat is accepted prior to the commencement of the requirement under this by-law to register the cat, the registration will be taken to commence on the day the requirement commences.

**6. Cats not to be a nuisance**

- 6.1 An owner or occupier of premises on which a cat or cats are kept or allowed to remain must ensure that the cat or cats are effectively controlled or confined to the premises such that the cat or cats do not cause a nuisance.
- 6.2 For the purposes of clause 6.1 a Cat causes a nuisance where:
  - 6.2.1 the Cat wanders onto public or private land without the consent of the owner or occupier of the land; or
  - 6.2.2 noise or odour created by the Cat unreasonably interferes with the peace, comfort or convenience of a person; or
  - 6.2.3 the Cat defecates or urinates onto public or private land without the consent of the owner or occupier of the land; or
  - 6.2.4 the Cat damages or otherwise has an adverse impact upon native flora or fauna.

**7. Notices**

- 7.1 The Council may serve notice on the occupier of premises or the owner of a cat requiring action to be taken to ensure compliance with this by-law.
- 7.2 The person to whom notice is given must comply with the notice.
- 7.3 If the person to whom notice was given does not comply with the notice, a cat management officer of the Council may carry out the terms of the notice and recover the costs of so doing from that person.

The foregoing by-law was duly made and passed at a meeting of The Berri Barmera Council held on the day of 2014 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

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Mr David Beaton  
Chief Executive Officer