

FINE LIST FOR THE BY-LAW RELATING TO THE REGULATING OF THE KEEPING OF DOGS AND CATS AND OTHER ANIMALS

SECTION	DESCRIPTION OF TRANSGRESSION	1 ST OFFENSE	2 ND OFFENSE
3.1 read with 14	Kept more than the number of dogs and cats allowed i.e. 2 dogs and/or 2 cats.	R300	R600
4.1.3 read with 14	Kept a dog after his/her permit to keep a dog had been cancelled or has previously had a dog removed from his or her care or has a previous criminal conviction or civil judgment against him or her in respect of cruelty to an animal	R1000	R2000
4(6)(a) read with 14	Permit any bitch in season owned or kept by him or her to be in any public street or public place.	R500	R1000
4(6)(b) read with 14	Urged a dog to attack, worry or frighten any person or animal through negligence fail to prevent any dog from attacking, worrying or frightening any person or animal, except where necessary for the defence of such first-mentioned person or his or her property or of any other person.	R3000	R5000 <i>No AG</i>
4(6)(c) read with 14	Kept any dog which causes damage to public property.	R1000	R2000
4(6)(d) read with 14	Kept a dog tethered by chain or any other means. <i>Where? For what purpose? How? ?</i>	R500 <i>No AG</i>	R1000 <i>No AG</i>
4(6)(e) read with 14	Kept a dog in the faeces of which he or she fails to remove regularly enough to not to constitute a health hazard and dispose of such faeces in a suitable manner.	R500	R1000
4(6)(f) read with 14	Kept a dog which barks, howls or whistles to such an extent that it causes an unreasonable disturbance or nuisance to inhabitants of the neighbourhood or has another habit that causes an unreasonable disturbance or nuisance to inhabitants of the neighbourhood.	R1000	R2000
4(6)(g) read with 14	Kept any dog which is starved or under-fed or denied constant access to clean water and adequate shelter.	NO AG	NO AG
4(6)(h) read with 14	Kept any dog which causes a nuisance to inhabitants of the neighbourhood by having acquired the habit of charging any vehicle, animals, poultry, birds or persons outside any premises where it is kept.	R1500	R3000
4(6)(i) read with 14	Permitted a dog owned or kept by him or her to be in any public street or public place while suffering from mange or any other infectious or contagious disease and cannot prove that the dog is under treatment by a registered veterinarian or animal welfare society and is no longer a public health hazard;	NO AG	NO AG
4(6)(i)(ii) read with 14	Permitted a dog owned or kept by him or her to go untreated by a qualified veterinarian if severely sick or injured;	R2500	R5000 <i>No AG</i>
4(6)(i)(iii)	Permitted a dog owned by him or her which is in the assessment of the authorized official ferocious, vicious or	NO AG	NO AG

read with 14	dangerous, to be in any public street or public place, unless it is humanely muzzled and contained on a leash and under control;		
4(6)(i)(iv) read with 14	Permitted a dog owned by him or her to trespass on private property	R300	R600
4(6)(i)(v) read with 14	Permitted a dog owned by him or her to constitute a hazard to traffic using any public street;	R1000	R2000
4(6)(i)(vi) read with 14	Permitted a dog owned or kept by him or her to constitute or to his or her knowledge be likely to constitute a source of danger or injury to any person outside the premises on which such dog is kept;	R1000	R2000
4(6)(i)(vii) read with 14	Permitted a dog owned or kept by him or her to be in any public street or public place except on a leash and under control unless the dog is in an area designated by the Municipality as a free running area;	R1000	R2000
4(6)(i)(viii) read with 14	Permitted a dog owned or kept by him or her to be left alone unattended in an open bakkie in any public place or public street;	NO AG	NO AG
4(6)(i)(ix) read with 14	Permitted a dog owned or kept by him or her to be left alone unattended in a closed vehicle/bakkie in any public place or public street;	NO AG	NO AG
4(6)(i)(x) read with 14	Permitted a dog owned or kept by him or her to keep a vicious dog on a property without displaying a board outside the property of a possible danger.	R500	R1000
4(6)(j) read with 14	Permitted a vicious or dangerous dog to be in any public street or public place unless it is humanely muzzled and contained in a leash and under control by a competent adult dog handler.	NO AG	NO AG
4(6)(k) read with 14	Kept a dog which does not have on its collar or micro-chip the owner's contact details or reference to a society for the prevention of cruelty to animals or registered animal welfare organisation.	R500	R1000
4(6)(l) read with 14	Provoked, harassed, terrified or teased any dog.	R200	R400
4(6)(m) read with 14	Hawked a dog, including selling puppies or kittens in a public place.	R300	R600
4.7.5 read with 14	Freed any dog which has been taken into custody by an authorised official, or is being kept in custody in terms of this section or which has been impounded.	R1000	R2000

4.9 read with 14	Kept a dog if his or her premises that is not properly and adequately fenced to keep such dog inside when it is not on a leash unless the dog is confined to the premises in some other manner, provided that such confinement is not inhumane in the assessment of the authorised official.	R1000	R2000
4.11(a) read with 14	Failed to remove excrement after a dog defecated in a public street, public place or public road and to place it in a plastic or paper bag or wrapper and dispose of it in a receptacle provided for the deposit of litter or refuse.	R300	R600
4.11(b) read with 14	Walked a dog, other than a guide dog, in a public street, public place or public road, without carrying a sufficient number of plastic or paper bags or wrappers, within which to place the excrement of the dog, in the event of the dog defecating.	R300	R600
4.13(a) read with 14	Failed to keep a dog on any premises in such a manner as not to be a source of danger to the Municipality's employees entering upon such premises for the purpose of carrying out their duties.	R300	R600
4.13(b) read with 14	Failed to display in a conspicuous place at each access point to the premises a notice to the effect that a dog is being kept on such premises.	R300	R600
4.15(a) read with 14	Operated a kennel, pet shop or pet parlour without the permission of the Municipality.	R1000	R2000
4.15(c) read with 14	Conducted the business of a kennel, pet shop or pet parlour in such a manner to cause a risk, nuisance or annoyance to other people.	R1000	R2000
4.16 read with 14	Hawked an animal: (a) in a street or public place; or (b) in or from a movable structure or vehicle. (c) at public markets	R300	R600
5.3.2(a) read with 14	Kept more than two cats, or allow more than two cats, over the age of six months to be kept on any premises;	R300	R600

5.2.3(b) read with 14	Kept more than four cats, or allow more than four cats, to be kept on an agricultural property or smallholding of 2.5 hectares or larger.	R500	R1000
5.2.3.(c) read with 14	Kept more than two cats, except for if the cats fall under 5.2.	R300	R600
5.3.4 read with 14	Kept a cat after his/her cat has previously been removed from his or her care or has a previous criminal conviction or civil judgment against him or her in respect of cruelty to an animal.	R500	R1000
6.1.7 read with 14	Worked a working equine whilst the outcome of his/her application for a permit in terms of subsection 6.1.1. is pending.	R300	R600
6.3(a) read with 14	Permitted a working equine to be in any public place whilst being incapable of pulling an animal drawn vehicle or carry an unreasonable load;	R500	R1000
6.3(b) read with 14	Permitted a working equine to constitute a hazard to traffic using any public street;	R500	R1000
6.3(c) read with 14	Permitted a working equine to constitute or to his or her knowledge be likely to constitute a source of danger or injury to any person using a public street;	R500	R1000
6.3(d) read with 14	Permitted a working equine to be in any public street or public place except when under his or her control;	R500	R1000

6.3(e) read with 14	Worked a working equine which does not have on the name, telephone number and address of its owner.	R500	R1000
6.3(f) read with 14	Permitted a working equine to draw any vehicle, or use any harness which does not comply with the SABS standards and criteria (Schedules "C" and "D") which may be declared by Municipality from time to time.	R1000	R2000
6.5 read with 14	Rescued or attempted to rescue, by threats of violence or otherwise, from the person or persons in charge thereof any working equine being lawfully brought to the pound, or rescued or attempted to rescue any working equine after such working equine has been lawfully impounded by an authorised official.	NO AG	NO AG
7.2.5 read with 14	Failed to ensure that the kennel, pen or run area where animals are kept is cleaned regularly and that excreta does not accumulate in a kennel, pen or run area or similar confining place, whether within or outside a building..	R500	R1000
7.2.6 read with 14	Housed animals, including dogs and cats in a crate or enclosure that restricts natural freedom of movement or does not allow sufficient space for exercise according to the needs of that animal. <i>FOR WHAT PURPOSE? WHAT ABOUT A CRATE FOR TRANSPORTATION BY AIR? IN A CAGE?</i>	R500 NO AG	R1000 NO AG
7.2.8 read with 14	Failed to present a permit when required.	R100 2300	R200 2500
7.3.5 read with 14	Failed to ensure that a structure in which animals are kept which forms part of an outbuilding used for human habitation, is sited at least four and a half meters from such habitable room and is not under the same roof space as the habitable room. <i>DOMESTIC CAT = 4.5m from House? ANIMALS SUCH AS CATS? MEANING?</i>	R500 NO AG	R1000 NO AG
7.4.1 read with 14	Failed to ensure that all manure resulting from keeping of animals and poultry is, pending removal from the premises, stored under shelter in sealed fly-proof containers and disposed of on a regular basis so as to prevent any nuisance from being created, provided that such disposal may not include composting on the premises, except on agricultural property.	R500	R1000
7.4.2 read with 14	Failed to keep all feed for the keeping of animals and poultry in a rodent-proof place, container or storeroom.	R500	R1000
7.4.4 read with 14	Failed to dispose of carcasses at the owner's expense and in a manner approved by the Municipality.	R500	R1000

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7.6(a) read with 14	Kept a kennel or cattery in a condition that does not comply with the requirements listed in section 7(6)(a) and does not have a permit from the Municipality:	R1500	R3000
7.6(b) read with 14	Failed to provide separate isolation facilities for sick dogs and cats to the satisfaction of the Municipality;	R1000	R2000
7.6(c) read with 14	Failed to provide <u>cages</u> for the safekeeping of cats of durable, impervious material and constructed so as to be easily cleaned. <i>7.2.6 = CONTRADICTION</i>	R1000 ? R2000 ?	
7.7.2 read with 14	Altered or used a structure for the keeping of animals or poultry for purposes other than those specified in the permit.	R500	R1000
7.10 read with 14	Terrified or caused stress or fear to any animal with fireworks or by any other means.	R1500	R3000

7.11(a) read with 14	Maimed an animal in any way including tail docking and ear cropping, except for rare breeds where case law had allowed tail docking (proof needs to be submitted).	NO AG	NO AG
7.11(b) read with 14	Posed, kept, imported, bought, sold, trained, bred or had under his or her control an animal for the purposes of fighting any other animal.	NO AG	NO AG
7.11(c) read with 14	Baited, provoked or incited any animal to attack another animal or to proceed with the fighting of another animal.	NO AG	NO AG
7.11(d) read with 14	Promoted animal fights for financial gain or as a form of amusement.	NO AG	NO AG
7.11(e) read with 14	Allowed any of the acts referred to in subsection 7.11(a) to (d) to take place on any premises or place in his or her possession or under his or her charge or control.	NO AG	NO AG
7.11(f) read with 14	Owned, used or controlled any premises or place for the purpose or partly for the purpose of presenting animal fights on such premises or placed or who acted or assisted in the management of such premises or place, or who received any consideration for the admission of any person or animal to such premises or place.	NO AG	NO AG
7.11(g) read with 14	Is present as a spectator at any premises or place where any of the acts referred to in section 7.11 (c) and (d) is taking place or where preparations are being made for such acts	NO AG	NO AG

The George Municipality By-law Relating to the Regulating of the Keeping of Dogs, Cats and Other Animals was approved by Council on 29 June 2023 and promulgated on 14 July 2023. In order to give effect to the provisions within the by-law the above admission of guilt fine list is recommended for approval by the Chief Magistrate.

The fine amounts provide sufficient deterrent value in relation to the seriousness of the offence and in some cases will escalate in amount due to the continued transgressions should there be any. The escalation will only be applicable when the perpetrator is found guilty or pays an admission of guilt fine in respect of the preceding offence.

Where transgressions are considered serious or where an admission of guilt will not assist in resolving the matter, there is no admission of guilt and the matter must be considered by a competent court for the granting of appropriate relief.

This determination replaces any previous determinations applicable to the George Magisterial District(s).

APPROVED  **WITH EFFECT FROM** 1ST November, 2023.

SENIOR  10/10/2023

CHIEF MAGISTRATE
DATE: 10/10/2023

SENIOR LANDDROS
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 SENIOR MAGISTRATE