



Dog Control (National Dog Control Information Database Levy) Order 2006

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 31st day of July 2006

Present:

Her Excellency the Governor-General in Council

Pursuant to section 35B of the Dog Control Act 1996, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council and on the recommendation of the Minister of Local Government, makes the following order.

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Order

1 Title

This order is the Dog Control (National Dog Control Information Database Levy) Order 2006.

2 Commencement

This order comes into force on 30 September 2006.

3 Interpretation

(1) In this order, unless the context otherwise requires,—

Act means the Dog Control Act 1996

costs means the costs of maintaining the database

database means the national dog control information database compiled and maintained for the purposes of the Act

financial year means a period of 12 months beginning on 1 July in any year and ending with the close of 30 June in the next year

levy means the levy imposed under clause 4.

(2) Terms defined in the Act and used in this order have the same meanings as in the Act.

4 Levy imposed

(1) A levy is imposed on all territorial authorities to fund the costs of maintaining the national dog control information database.

(2) The levy is payable—

(a) in each financial year; and

(b) to the Crown.

(3) The levy is payable in accordance with—

(a) clause 5, for the 2006/07 financial year; and

(b) clauses 6 to 9, for the 2007/08 financial year and each following financial year.

5 Levy for 2006/07 financial year

(1) The levy for each territorial authority is set out in the Schedule.

- (2) The levy must be paid—
- (a) in a single amount; and
 - (b) no later than 31 October 2006.

6 Calculation of levy for 2007/08 financial year and each following financial year

- (1) The levy must be calculated in accordance with this clause.
- (2) The costs for the financial year must be estimated.
- (3) Ten percent of the costs must be divided equally among each territorial authority (other than the Chatham Islands Council).
- (4) Forty-five percent of the costs must be apportioned among all territorial authorities using the following calculation to determine each territorial authority's apportionment:

$$a \times \frac{b}{c}$$

where—

- a is the dollar amount (being 45% of the costs)
 - b is the number of dogs recorded in the database as being registered with the territorial authority as at 1 February in the previous financial year
 - c is the total number of dogs recorded in the database as being registered with territorial authorities as at 1 February in the previous financial year.
- (5) Forty-five percent of the costs must be apportioned among all territorial authorities using the following calculation to determine each territorial authority's apportionment:

$$d \times \frac{e}{f}$$

where—

- d is the dollar amount (being 45% of the costs)
- e is the resident population of the territorial authority's city or district—
 - (a) as at 1 February in the previous financial year; and
 - (b) as stated in the most recent publicly available Statistics New Zealand information at that date (whether the information is based on a determination, an estimation, or otherwise)

- f is the resident population of New Zealand—
- (a) as at 1 February in the previous financial year; and
 - (b) as stated in the most recent publicly available Statistics New Zealand information at that date (whether the information is based on a determination, an estimation, or otherwise).
- (6) This clause is subject to clause 7.

7 Levy may be adjusted to compensate for over-recoveries or under-recoveries

The levy payable in any financial year may be adjusted—

- (a) to deduct any over-recoveries from the levy paid in 1 or more previous financial years; or
- (b) to add any under-recoveries from the levy paid in 1 or more previous financial years.

8 Notification of levy

The Secretary for Local Government must notify each territorial authority of the levy payable by it for each financial year—

- (a) in writing; and
- (b) no later than 30 April in the previous financial year.

9 Payment of levy

Each levy must be paid—

- (a) in a single amount; and
- (b) no later than 30 September in the financial year to which the levy relates.

10 GST

A levy payable under this order is exclusive of goods and services tax.

Schedule

Levy for 2006/07 financial year

cl 5(1)

Territorial authority	Levy amount (exclusive of GST) (\$)
Ashburton District Council	5,138
Auckland City Council	31,918
Buller District Council	2,209
Carterton District Council	2,121
Central Hawke's Bay District Council	3,826
Central Otago District Council	4,140
Chatham Islands Council	274
Christchurch City Council	32,888
Clutha District Council	4,705
Dunedin City Council	13,590
Far North District Council	8,476
Franklin District Council	8,548
Gisborne District Council	8,093
Gore District Council	4,672
Grey District Council	2,523
Hamilton City Council	11,354
Hastings District Council	10,683
Hauraki District Council	3,277
Horowhenua District Council	4,620
Hurunui District Council	3,586
Hutt City Council	10,168
Invercargill City Council	6,579
Kaikoura District Council	1,330
Kaipara District Council	4,151
Kapiti Coast District Council	5,760
Kawerau District Council	1,776
Mackenzie District Council	1,680
Manawatu District Council	5,509
Manukau City Council	27,376
Marlborough District Council	7,472
Masterton District Council	4,510
Matamata-Piako District Council	4,237
Napier City Council	6,529
Nelson City Council	4,905
New Plymouth District Council	8,674
North Shore City Council	17,740
Opotiki District Council	1,802
Otorohanga District Council	2,383
Palmerston North City Council	8,373
Papakura District Council	4,670
Porirua City Council	5,130
Queenstown-Lakes District Council	2,995

Territorial authority	Levy amount (exclusive of GST) (\$)
Rangitikei District Council	3,807
Rodney District Council	11,745
Rotorua District Council	9,081
Ruapehu District Council	3,619
Selwyn District Council	6,289
South Taranaki District Council	4,508
South Waikato District Council	3,520
South Wairarapa District Council	2,529
Southland District Council	8,142
Stratford District Council	2,206
Tararua District Council	4,766
Tasman District Council	7,501
Taupo District Council	5,394
Tauranga City Council	9,633
Thames-Coromandel District Council	3,801
Timaru District Council	6,590
Upper Hutt City Council	4,766
Waikato District Council	6,411
Waimakariri District Council	6,332
Waimate District Council	2,563
Waipa District Council	5,679
Wairoa District Council	2,743
Waitakere City Council	17,281
Waitaki District Council	4,168
Waitomo District Council	3,070
Wanganui District Council	6,459
Wellington City Council	14,581
Western Bay of Plenty District Council	6,186
Westland District Council	1,799
Whakatane District Council	5,437
Whangarei District Council	8,999

Diane Morcom,
Clerk of the Executive Council.

Explanatory note

This note is not part of the order, but is intended to indicate its general effect.

This order, which comes into force on 30 September 2006, imposes a levy on territorial authorities in each financial year to fund the costs of maintaining the national dog control information database

(compiled and maintained under section 35A of the Dog Control Act 1996).

The levy amounts for the 2006/07 financial year are set out in the *Schedule*.

The levy amounts for the 2007/08 financial year and each following financial year must be calculated in accordance with *clause 6*. Adjustment for any over-recovery or under-recovery of the levy from previous financial years is authorised by *clause 7*.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 3 August 2006.

This order is administered by the Department of Internal Affairs.
