



**Policy Owner:** Director Community, Planning & Environment

**Category:** Operational

**Direction:** 3. Our Innovative City

## 1. STATEMENT OF INTENT

- 1.1 The intent of this Policy is to prohibit the keeping of roosters in the North Sydney local government area.

## 2. ELIGIBILITY

- 2.1 The Policy applies to all residents and businesses in the North Sydney local government area.

## 3. DEFINITIONS

- 3.1 POEO Act - the *Protection of the Environment Operations Act 1997*
- 3.2 Rooster - poultry outlined in the *Local Government (General) Regulation 2005*.

## 4. PROVISIONS

- 4.1 Roosters are prohibited in the North Sydney local government area.
- 4.2 For properties that have existing roosters, Council will investigate each on a case-by-case basis in response to a complaint.
- 4.3 In the event that Council is unable to resolve a complaint, it will advise the complainant to take private action in the form of a Noise Abatement Order under the *POEO Act 1997*.
- 4.4 Implementation:
- a) Council will not actively identify properties that have roosters.
  - b) In the event of a complaint, Council will investigate the matter and endeavour to resolve it.
  - c) In some cases, Council may use the provisions outlined in *Local Government (General) Regulation 2021* or the *POEO Act 1997*.

- d) In the event that a complaint is unable to be resolved, Council will advise the persons(s) making a complaint to take private action in the form of a Noise Abatement Order under the *POEO Act 1997*.

## 5. RESPONSIBILITY/ACCOUNTABILITY

- 5.1 Council's Environmental Health and Compliance Officers and Rangers will ensure that the Policy provisions are carried out and will undertake investigations in the event of a complaint about roosters.
- 5.2 Actions may be taken under the provisions of the *Local Government Act 1993* or the *POEO Act 1997*.

## 6. RELATED POLICIES/DOCUMENTS/LEGISLATION

The Policy should be read in conjunction with the following Council policies and documents:

- Complaints Handling Policy
- Compliance and Enforcement Policy

The Policy should be read in conjunction with the following documents/legislation:

- Protection of the Environment Operations Act 1997
- Local Government Act 1993
- Local Government (General) Regulation 2021

Version	Date Approved	Approved by	Resolution No.	Review Date
1	15 July 2002	Council	747	2008/09
2	16 February 2009	Council	61	2012/13
3	18 February 2013	Council	61	2016/17
4	25 June 2018	Council	214	2020/21
5	26 September 2022	Council	296	2024/25