

STATEMENT - DOG NOISE NUISANCE

By post to: Rangers and Compliance, Port Stephens Council
PO Box 42
RAYMOND TERRACE NSW 2324
Ph: 02 4980 0255 Fax: 02 4987 3612

And/or email to; compliance@portstephens.nsw.gov.au

I, _____ of _____
(YOUR NAME) (YOUR ADDRESS)

Occupation _____ Age _____

Phone (Home) _____ (Mobile) _____

Am making this statement in regard to nuisance dog noise.

This statement made by me accurately sets out the evidence which I would be prepared, if necessary, to give in court as a witness. The statement is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything, which I know to be false or do not believe to be true.

The dog(s) creating the noise are described as: _____

Being kept at the premises of (address of dogs):

No/Street _____

Suburb _____ Postcode _____

The occupier of the premises is (name of owner/occupier if known):

Date of alleged offensive noise; (date from) _____ / _____ / _____

(date to) _____ / _____ / _____

That between the dates recorded the dog(s) did create offensive noise and unreasonably interfered with my comfort in my premises. I have attached a noise diary which was recorded by me and was made of my own free will.

Print name _____

Signature _____

Date _____ / _____ / _____

**IMPORTANT, Council can only consider noise directions on offensive noise within 7 days of the noise.
ALL DIARIES SHOULD BE GIVEN TO COUNCIL WITHIN 7 DAYS OF THE NOISE EVENT.**

DOG NOISE DIARY

Noise Diary Requirements

IMPORTANT; this is part of your statement, if any false or misleading information is supplied you could be liable to fines and or prosecution.

The diary should be logged chronologically and in neat legible writing.

REMEMBER you may be required to testify in court how each noise episode impacted on your comfort and repose. **ALL** details must be completed for the diary to be valid.

Audio Recording is encouraged to be taken of each noise episode, so the recording can be used as evidence you should state your name location and time at the commencement of each recording. **Important;** you may commit an offence under the prescribed legislation if you audio record a person without their consent. It is not an offence to record animal noise.

Date log the date of each noise episode.

Time should be logged down to minutes when an episode occurs (eg 1.53am)

Type of noise should include the type of noise (eg bark, yelp, whine) and numbers of barks for each noise episode. An example of a noise episode could be "8 Barks" or "Whining 2 mins" or "12 yelps".

Your location is the location you are at when you heard the bark such as lounge room, kitchen, back yard, front yard. All recordings must be from the location marked (ie if you are in the loungeroom, record from the loungeroom (you can be prosecuted if you provide false information!))

Activity are the actions being undertaken at the time of the noise episode such as watching TV, phone conversation, reading, study, sleep etc.

Y/N; Recording you will need to mark Y or N to indicate if there is a recording for the event.

EXAMPLE ONLY

Date	Time	Type of noise	Your location	Activity	Y/N*
15/1/16	9.20pm	12 Barks	loungeroom	Watching TV	y
I was affected in that..		Unable to hear the TV, had to turn it up very loud			
16/1/16	10.11pm	10 Barks	bedroom	sleeping	y
I was affected in that..		Woken from sleep, tired next day			
17/1/16	8.40am	Whine 8 mins	Reading book	garden	y
I was affected in that..		Stopped reading, unable to concentrate			
18/1/16	3.23pm	18 Barks	Back yard	Playing with kids	y

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I was affected in that..	<i>Not affected</i>
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DOG NOISE DIARY

Date	Time	Type of noise	Your location	Activity	Y/N*
I was affected in that..					
I was affected in that..					
I was affected in that..					
I was affected in that..					
I was affected in that..					
I was affected in that..					
I was affected in that..					
I was affected in that..					
I was affected in that..					
I was affected in that..					
I was affected in that..					

I certify that the entries are true and correct (sign) _____ (date) ____/____/____

(If further pages are required, please copy this page and attach)

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