DOG NOISE/NUISANCE COMPLAINT

Appendix a BD-F1

Surname: …………………………………………… Name ……………………………………………

Address: ………………………………………………………………………………………………….

Phone (home): ……………………………………... Business/Mobile: …………………………….

**States:**

I wish to lodge a complaint of a barking dog at:

(Address)……………………………………………....................

The barking occurs when:

…………………………………………………………………………………………………………………………….

The Barking Affects Me Because:

……………………………………………………………………………………………………………………………

While I wish to have Council investigate this incident: *(Please tick appropriate box)*

🞏 **I am not willing to give evidence in Court/Victoria Civil & Administrative Tribunal in relation to this matter.**

**OR**

## 🞏  **I am willing to give evidence in Court/Victorian & Civil & Administrative Tribunal**.

Should you decide not to go to court and give evidence Council would be unable to instigate court proceedings and will be limited in the action that can be taken. Please return the completed log sheet (on the back of this statement) to the Local Laws team. Once we have received this information it will be used for the purpose of investigating your complaint.

## 🞏  **I consent to have my contact details given to the Dispute Settlement Centre of Victoria to assist in resolving the issue**

**Section 48 Criminal Procedure Act 2009 – Disclosure of Witness Information**

Council will not disclose your name, address or telephone number unless a matter is to proceed to court. If a matter is to proceed to court, Pursuant to Section 48 of the Criminal Procedure Act 2009, a Charge and Summons is required to be served on the Accused person and Council **must** disclose your name in these documents in accordance with this Act. If you are required to give evidence in Court, your personal information (name and address) will be disclosed. We encourage you to discuss this with the investigating Officer if you have any concerns or which to understand the process further.

On completion please return to Local Laws, City of Kingston, PO Box 1000 Mentone

I BELIEVE THE INFORMATION GIVEN ABOVE TO BE TRUE AND CORRECT.

On (Date): Signature: …………………………………………

DOG NOISE/NUISANCE COMPLAINT

**Please complete the following noise log sheet before submitting form. Please note log sheets must be correctly filled out for a minimum of 10 days (refer to sample form). Failure to complete logs as required may limit Council in any action that can be taken and you may be required to resubmit the complaint.**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| ***Date*** | ***Time Noise Started***  | ***Duration*** | ***Your Location*** | ***Description of Noise*** | ***Affect*** |
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* Please keep in mind that not all complaints can be substantiated by Council Officers therefore civil action may be an option,
* All information on this Statement must be completed and signed before it will be processed for investigation.
* Please note the information you provide on this form is **EVIDENCE** Council will utilise when investigating the complaint, therefore the information provided **must be true and correct. This form is a legal document.**

Personal Information collected by Council is used for municipal purposes as specified in the Local Government Act 1989. The personal information will be held securely and used solely by Council for these purposes and/or directly related purposes. Council may disclose this information to other organizations if required or permitted by legislation. The applicant understands that the personal information provided is for the above purpose and that he or she may apply to Council for access to and/or amendment of the information. Requests for access and/or correction should be made to Council’s Privacy Officer. A full copy of our Privacy Policy may be obtained from the Kingston website: [http://www.kingston.vic.gov.au](http://www.kingston.vic.gov.au/) or from one of our Customer Service Centers.

**SAMPLE DOG NOISE/NUISANCE COMPLAINT**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| ***Date*** | ***Time Noise Started***  | ***Duration*** | ***Your Location*** | ***Description of Noise*** | ***Affect*** |
| 25/5/2016 | 6.15am | 5mins | Bedrooms | Barking | Woke family up |
| 25/5/2016 | 10.12pm | 16mins | Longue room | Barking | Couldn’t hear TV |
| 26/5/2016 | 6.21am | 9mins | Bedrooms | Barking | Woke family up |
| 27/5/2016 | 5.50am | 21mins | Bedrooms | Barking | Woke family up |
| 28/5/2016 | 8.35am | 7mins | Kitchen | Barking | Annoying |
| 28/5/2016 | 9.54pm | 24mins | Longue room | Barking | Couldn’t hear TV |
| 29/5/2016 | 12.51pm | 34mins | Backyard | Barking and growling | Can’t do gardening in my own backyard |
| 29/5/2016 | 3.13pm | 11mins | Backyard | Barking and jumping at fence | Kids couldn’t play on trampoline  |
| 30/5/2016 | 6.59am | 3mins | Kitchen | Barking | Annoying |
| 31/5/2016 | 9.45pm | 11mins | Longue room | Barking | Couldn’t hear TV |
| 1/6/2016 | 5.54am | 16mins | Bedrooms | Barking | Woke kids up |
| 2/6/2016 | 7.11pm | 27mins | Study | Barking | Kids couldn’t do homework |
| 3/6/2016 | 6.15am | 7mins | Bedroom | Barking | Woke kids up |
| 4/6/2016 | 11.21am | 42mins | Backyard | Barking, growling and jumping at the fence | Annoying whilst trying to mow the lawn |

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