

## Poultry, Pigeons and other Birds – Information Sheet

### Introduction

The purpose of this information sheet is to help in the interpretation of the City of Canning Animals, Nuisance and Environment Local Law 2021, with regard to the keeping of poultry, pigeons and other birds. Local Laws available at the State Law Publisher's website here; [https://www.legislation.wa.gov.au/legislation/prod/gazettestore.nsf/FileURL/gg2021\\_169.pdf/\\$FILE/Gg2021\\_169.pdf?OpenElement](https://www.legislation.wa.gov.au/legislation/prod/gazettestore.nsf/FileURL/gg2021_169.pdf/$FILE/Gg2021_169.pdf?OpenElement)

### Definitions

**Poultry** includes fowls, peafowls, turkeys, ducks and other domestic fowl;

**Pigeon** means those birds that are classified within the family Columbidae but does not include doves;

### How many Poultry can be kept?

In a residential zone an owner or occupier must not keep or permit to be kept on the premises more than **6 poultry**.

### What are the requirements for Keeping Poultry?

A person who keeps poultry or permits poultry to be kept must ensure that all poultry -

- are kept in a properly constructed poultry coop, except where poultry are freed for exercise;
- no poultry are to be kept less than 5 metres from an opening to a dwelling house on any other lot;
- no poultry are to be kept less than 1 metre from a side or rear boundary; and
- no poultry are to be kept within 6 metres of a street, public building, commercial premises or food business.
- The premises is to be kept free from excrement, filth, food waste and all other matter that is likely to become offensive.

### How many Pigeons can be kept?

In a residential zone an owner or occupier must not keep or permit to be kept on the premises more than **20 pigeons**.

### What are the requirements for Keeping Pigeons?

A person who keeps pigeons or permits pigeons to be kept must ensure that—

- all pigeons are kept in a properly constructed pigeon loft, except where pigeons are freed for exercise;
- no opening to a pigeon loft, including openings for ventilation, is within 6 metres of a dwelling house on any other lot;

- no pigeons are to be kept less than 1 metre from a side or rear boundary; and
- no opening to a pigeon loft, including an opening for ventilation, is within 6 metres of a street, public building, commercial premises or food business.

### Conditions for keeping Aviary Birds

A person who keeps, or permits to be kept, aviary birds on any premises, must ensure that the aviary or cage in which the birds are kept is located at least 1 metre from any lot boundary and at least 6 metres from a dwelling house on any other lot. In addition to these setback requirements, noise from the birds must comply with the assigned noise levels, as stated within the Environmental Protection (Noise) Regulations 1997 and the noise must not be considered as unreasonable.

### Noise Considerations

When deciding to keep birds of any sort, it is important to consider the type of bird and how much noise they produce. Bird noise is required to comply with the Environmental Protection (Noise) Regulations 1997 (available via state law publisher website [www.slp.wa.gov.au](http://www.slp.wa.gov.au) ) In some instances, residents have had to remove particular birds when the noise they have produced has adversely impacted neighbours. It is important, that birds are kept as far from neighbours as is practicable to minimise

### Exemption Application Process

In certain circumstances, the general restrictions imposed by the Local Laws relating to the keeping of Pigeons and Poultry can be varied to the benefit of responsible owner without causing a nuisance to neighbours or creating a risk to health.

Certain discretionary and exemption provisions are contained within the City's Local Laws where subject to an exemption (an approval) the number of birds kept, or the setback requirements can be varied.

An application for exemption must include the following:-

- A statement outlining the reasons why an exemption is sought;
- The number of birds proposed to be kept;
- A site plan showing lot size, location of enclosure, and the distance of the enclosure from any boundaries and buildings on adjoining lots; and
- Proof of membership of a poultry or pigeon club (if applicable).
- Application fee of \$66.00 is payable.

The City may give notice of the application to any owner or occupier of adjoining properties who, are likely to be affected by the granting of the exemption, including a statement that submissions may be made to the local government by a specified day being a day not less than 14 days from the day on which the notice is given to the person.

For further information, please contact the City's Public Health and Amenity team on 1300 422 664.

**APPLICATION FOR AN EXEMPTION TO KEEP POULTRY**

**LOCATION OF PROPOSED APPLICATION FOR EXEMPTION:**

Applicant's Name: \_\_\_\_\_

Lot No: \_\_\_\_\_ Street No: \_\_\_\_\_ Street Name: \_\_\_\_\_

Suburb: \_\_\_\_\_ Postcode: \_\_\_\_\_

Phone Number: \_\_\_\_\_ E-mail \_\_\_\_\_

Address: \_\_\_\_\_

What Clause of the City's Local Laws does this application relate:

<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
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Clause 2.2 (Large Animals)

Clause 2.4 (Keeping Poultry and Pigeons – Number of animals)

Clause 2.6 (Keeping Poultry - setback requirements)

Clause 2.7 (Keeping Pigeons – setback requirements)

Please detail the number of birds proposed to be kept:

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Please provide justification for Exemption Application:

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The City, in determining an application for exemption to Local Laws, may take into account the comments of adjoining owners.

**Attached to this Application (Site Plan);**

Please attach a site plan showing lot size, construction type and location of enclosure, and the distance of the enclosure from any boundaries and buildings (dwellings) on adjoining lots.

For further information, please contact the City's Public Health team on 1300 422 664.