



Comhairle Cathrach na Gaillimhe
Galway City Council
HOUSING DEPARTMENT

Tel: (091) 536400 www.galwaycity.ie

Control of Horses Act, 1996
Galway City Council (Control of Horses) Bye-Laws, 2020

Application for the Release of a Seized Horse

USE ONE FORM FOR EACH HORSE BEING CLAIMED

For Office Use only

- | | |
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| 1. Date of Seizure | |
| 2. Location of Seizure | |
| 3. Electronic Tag Number of Seized Horse | |
| 4. Date of Claim | |

PARTS 1-7 MUST BE COMPLETED

ALL SEIZURE AND DETENTION FEES MUST BE PAID PRIOR TO THE RELEASE OF THE HORSE

Part 1; To Be Completed by the Claimant

Requirement 1; THE CLAIMANT MUST PROVIDE PICTORIAL PROOF OF IDENTITY AND AN AFFIDAVIT CONFIRMING ALL OF THE DETAILS IN THIS APPLICATION FORM ARE CORRECT (PARTS 1-7) THE FOLLOWING DOCUMENTATION IS ACCEPTABLE AS PROOF OF IDENTITY;

- PASSPORT
- DRIVERS LICENCE
- A FORM OF IDENTITY CONTAINING A PHOTOGRAPH OF THE CLAIMANT ISSUED BY AN GARDA SIOCHANA OR A MINISTER OF THE GOVERNMENT

1.1. Full Name	
1.2. Full Permanent Address	
1.3. Contact Telephone Number(s)	
1.4. Date of Birth	
1.5. P.P.S./R.S.I. Number	
1.6. Colour of Horse Being Claimed	
1.7. Breed of Horse Being Claimed	
1.8. Sex of Horse Being Claimed	Male / Female (Delete as Appropriate)
1.9. Height of Horse Being Claimed	Hands
1.10. Age of Horse Being Claimed	Years Months
1.11. Other Distinguishing Features	
1.12. Where is this horse normally kept?	
1.13. Who owns the land/premises? (Include Name and Full Address)	
1.14. Was this horse licensed?	Yes / No (Delete as Appropriate)
1.15. If so, what is the License Number?	
1.16. If claiming an exemption from the requirement to hold a valid horse licence; state the grounds	

1.17. Have you ever been disqualified under Section 7 of the Control of Horses Act, 1996 from keeping a horse? (If so, provide details)	
1.18. Please explain why this horse was in a 'Control Area' without a valid Horse License/Passport (if applicable)	
1.19. If this horse is released to you, where do you propose to keep it? (Provide full address)	
1.20. Who owns this land?	

Part 2; Proof of Ownership of the Horse

Requirement; THE CLAIMANT MUST PROVIDE A HORSEPASSPORT AS EVIDENCE OF OWNERSHIP OF THE HORSE

2.1. Equine Identification Document (Equine Passport) for the horse or other documentation confirming ownership or the right to keep the horse to the satisfaction of the Council

Requirement; WHERE THE CLAIMANT DOES NOT HOLD A VALID HORSE PASSPORT AT THE TIME THE HORSE WAS SEIZED AND DETAINED A COPY OF A CURRENT APPLICATION FOR A HORSE PASSPORT (FULLY COMPLETED) MUST BE SUBMITTED WITH THIS FORM TO THE COUNCIL WITH AN AFFIDAVIT SWORN IN THE PRESENCE OF A SOLICITOR CONFIRMING OWNERSHIP OF THE HORSE

2.2. Passport Issuing Body

2.3. Veterinary Practitioner

Part 3; Proof of Equine Premises Registration

Requirement; THE CLAIMANT MUST PROVIDE A LETTER FROM THE DEPARTMENT OF AGRICULTURE CONFIRMING THAT THE PLACE WHERE THE HORSE WILL BE KEPT IS AN EQUINE REGISTERED PREMESIS

3.1. Department of Agriculture Equine Premises Registration Number

Part 4; Proof of Land Ownership

Requirement; THE CLAIMANT MUST PROVIDE THE DEEDS OR THE LAND REGISTRY FILE FOR THE PLACE WHERE THE HORSE WILL BE KEPT

4.1. Acreage of Land

4.2. Deeds of Land

4.3. Land Registry Folio Number

Part 5; Proof of Rental Agreement

Requirement; IF THE CLAIMANT DOES NOT OWN THE LAND WHERE THE HORSE WILL BE KEPT A VALID WRITTEN RENTAL AGREEMENT OF NOT LESS THAN ELEVEN MONTHS MUST BE PROVIDED. THE DEEDS OF THE LAND OR THE LAND REGISTRY FILE MUST ALSO BE INCLUDED

5.1. Name of Landlord

5.2. Length of the Rental Agreement

5.3. Acreage of the Land Available for Keeping Horses

5.4. Deeds of the Land

5.5. Land Registry File

Part 6; To Be Completed by the Land Owner

Requirement; AN AFFIDAVIT SWORN IN THE PRESENCE OF A SOLICITOR MUST BE PROVIDED BY THE LANDOWNER CONFIRMING ALL OF THE DETAILS IN PART 4 7 5 ARE CORRECT

6.1. Full Name

6.2. Full Permanent Address

6.3. Contact Telephone Number(s)	
6.4. Date of Birth	
6.5. PPS/RSI Number	
6.6. Do you live on these lands?	
6.7. Garda Station Closest to this Land	
6.8. If the landowner is not the claimant, details of the lease agreement must include the name and address of the lease, the term of the lease and the acreage of the land	
6.9. Dated Signature of Landowner	

Part 7; To be Completed by the Claimant

FORM MUST BE COMPLETED FOR A VALID APPLICATION TO BE MADE.

1. I have completed the above questionnaire fully and I have produced all documents referred to in Parts 1 - 7
2. Furthermore, I acknowledge that I may be liable for prosecution by Galway City Council or the Gardaí for the keeping of an unlicensed horse and / or a validly registered horse passport in a Control Area.
3. (Applicable to Galway City Council Tenants Only) I acknowledge also that the Estate Management Section of the Council will be informed of this matter with a view to ascertaining whether or not there has been a breach of a tenancy agreement. I agree to attend for interview as part of any investigation.
4. I acknowledge that this horse will not be released until such time as all impoundment fees listed in the Schedule of Fees for which I am liable have been paid in full.

Signature _____ **Date** _____

Galway City CouncilControl of Horses Act, 1996 andGalway City Council (Control of Horses) Bye-Laws 2021 made thereunder**NOTICE OF SEIZURE AND DETENTION OF HORSE(S)**

To Whom it May Concern:

Date:

Notice is hereby given that ____ No. horse(s) understood to be in your ownership

Was/were seized on __/__/__ from _____

The horse(s) may be reclaimed on production of:

- (a) Proof of identification of owner or keeper by passport, driver's licence or other form of legitimate official photographic identification which the Council in its absolute discretion deems to be acceptable
- (b) Proof of ownership of the horse
- (c) The passport of the horse or proof of a current completed application form
- (d) Proof of entry on Register of Horse Premises of the premises where the horse is to be kept in accordance with the provisions of the Control on Places Where Horses are Kept Regulation 2014 (S.I. No 113 of 2014)
- (e) A horse license for the time being in force granted by the Council if the horse is kept in the control area (unless an exemption under Bye-Law 5 applies) or by another local authority if the horse is proposed to be kept in the control area of that authority
- (f) Evidence that the horse is microchipped and registered in accordance with the provisions of the European Union (Identification of Equidae) Regulations
- (g) Payment of all fees due to the local authority arising from the seizure and detention of the horse demanded pursuant to the provisions of these Bye-Laws
- (h) Documentary evidence that the owner or keeper is the owner of land adequate to maintain the horse, or if renting, providing evidence of rental agreement for a period of not less than eleven (11) months signed by the land owner and giving permission for the horse to be kept on his/her property

If you fail to comply with the requirements of paragraphs (a) to (h) above within 5 days from the date of service of this notice (excluding the date of service) the Council will dispose of the horse (s) in accordance with the Control of Horses Act, 1996 and the Bye-Laws above mentioned.

Authorised Person on behalf of Galway City Council

Or Member of An Garda Síochána

Galway City Council

Control of Horses Act, 1996 and Galway City Council Control of Horses) Bye-Laws 2021 made
thereunder

NOTICE OF SEIZURE AND DETENTION OF HORSE(S)

To Whom it May Concern:

Date:

Notice is hereby given that ____ No. horse(s) described as follows:

Was/were seized on __/__/__ from _____

The identity of the owner or keeper(s) of the horse(s) is not known to the Council.

The keeper(s) of the horse(s) may collect the horse(s) on production of:

- (a) Proof of identification of owner or keeper by passport, driver's licence or other form of legitimate official photographic identification which the Council in its absolute discretion deems to be acceptable
- (b) Proof of ownership of the horse
- (c) The passport of the horse or proof of a current completed application
- (d) Proof of entry on Register of Horse Premises of the premises where the horse is to be kept in accordance with the provisions of the Control on Places Where Horses are Kept Regulation 2014 (S.I. No 113 of 2014)
- (e) A horse licence for the time being in force granted by the Council if the horse is kept in the control area (unless an exemption under Bye-Law 5 applies) or by another local authority if the horse is proposed to be kept in the control area of that authority
- (f) Evidence that the horse is microchipped and registered in accordance with the provisions of the European Union (Identification of Equidae) Regulations
- (g) Payment of all fees due to the local authority arising from the seizure and detention of the horse demanded pursuant to the provisions of these Bye-Laws
- (h) Documentary evidence that the owner or keeper is the owner of land adequate to maintain the horse, or if renting, providing evidence of rental agreement for a period of not less than eleven (11) months signed by the land owner and giving permission for the horse to be kept on his/her property

Please take notice that if the owner or keeper does not identify him or herself and satisfy the requirements of paragraphs (a) to (h) above within 5 days from the date of seizure and detention, the Council will dispose of the horse (s) in accordance with the Control of Horses Act, 1996 and the Bye-Laws above mentioned.

Authorised Person on behalf of Galway City Council

Or Member of An Garda Síochána

Galway City CouncilControl of Horses Act, 1996 andGalway City Council (Control of Horses) Bye-Laws 2021 made thereunder**NOTICE OF DISPOSAL OF DETAINED HORSE(S)**

Name: _____

Date: _____

Address: _____

Dear _____

Notice is hereby given that the Council/Superintendent (delete as appropriate), has refused to release the detained No. ____ horse(s) understood to be owned or kept by you, because the Council/Superintendent (delete as appropriate) is not satisfied that the adequate accommodation and sustenance, or if detained under Section 37(2) of the above Act adequate veterinary attention, would be provided for the horse(s) or has reason to believe the horse(s) or has reason to believe the horse (s) would be cruelly treated.

FURTHER TAKE NOTICE that any representation(s) you may wish to make to the Council/Superintendent (delete as appropriate) shall be made in writing with the period of five (5) days from the date of this Notice or such longer period as the Notice may specify and thereafter the Council/Superintendent (delete as appropriate) may in the event of representations not being accepted, dispose of the horse (s).

Yours sincerely,

Authorised Person on behalf of Galway City Council**Or Member of An Garda Síochána**

Galway City Council (Control of Horses) Bye-Laws 2021

NOTICE OF THE PROPOSED DISPOSAL OF DETAINED HORSE(S)

Pursuant to section 40 (1) of the Control of Horses Act, 1996

Queries may be referred to Housing Department

Phone (091) 536400

Notice is hereby given that Galway City Council proposes to dispose of the horse(s) described below, which was/were detained under the Control of Horses Act 1996, pursuant to the provisions of Section 40 of the said Act after the expiration of 5 days from the date hereof.

Date Impounded	Colour	Sex	Height	Description	Microchip Number*	Location of Seizure	GCC Ref No.

The above horse(s) are held at the Council's pound.

AND TAKE NOTICE that the owner or keeper may within a period of five (5) days from the date hereof make representations to the Council or Superintendent against the proposal to dispose of the horse(s) for the reasons set out in Section 40 of the Act. In the event of any representation not being successful, the owner or keeper, may within seven (7) days of notification of the decision in writing by the Council or Superintendent, appeal the decision to the District Court within whose District Court Area the horse is detained.

*All horses seized and detained are microchipped on entry to the pound, where no microchip is identified at time of seizure.

Authorised Person on behalf of Galway City Council

Or Member of An Garda Síochána

Galway City Council (Control of Horses) Bye-Laws 2021**NOTICE OF THE PROPOSED DISPOSAL OF DETAINED HORSE(S)**

Pursuant to section 40 (1) of the Control of Horses Act, 1996

Queries may be referred to Control of Horses Section (091) 536400

Name: _____

Date: _____

Address: _____

Dear _____

Notice is hereby given that ____ No. horse(s) understood to be in your ownership or keep was/were seized by the Council on ____/____/____ at _____

Take notice that is proposed to dispose of the horse(s) after the expiry of 5 days from the ____/____/____, being the date of the publication of the enclosed public notice at the place where the horse(s) are detained. Destruction is the proposed method of disposal.

And take notice that the reasons for the proposed disposal are that the said horse(s) was/were previously detained under Section 37 of the said Act on ____ previous occasions within 12 months of their seizure on the ____/____/____ and the Council is of the opinion that the owner or keeper of the horse(s) is not exercising adequate control over the horse(s) as to prevent it/them straying, causing a nuisance, or posing a danger to persons or property or such horse(s) is/are likely to be in a public place whilst not under the adequate control or identifiable or capable of identification as required by Regulations made under the said Act. (Delete as appropriate).

And take notice that you the reputed owner or keeper of the said horse(s) may within that 5 day period make representations against the proposal, including presentations to the effect that the owner of the horse(s) was not the owner of the horse(s) on any previous occasion when it was detailed under Section 37 of the Act above mentioned during the period of 12 months, to Galway City Council against the proposal.

Yours sincerely,

Authorised Person on behalf of Galway City Council

Or Member of An Garda Síochána