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**The Anti-Social Behaviour, Crime and Policing Act 2014**

**The Public Spaces Protection Order – Dog Control Charnwood Borough Council 2016**

Charnwood Borough Council (“the Council”) in exercise of its power under section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 (“the Act”) and of all other enabling powers being satisfied that that the conditions set out in section 59 of the Act have been met hereby makes the following Order:

1. **Fouling**

If within the administrative area of the Council a dog defecates at any time on land to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission and a person who is in charge of the dog at that time fails to remove the faeces from the land forthwith, that person shall be guilty of an offence unless:

1. he has reasonable excuse for failing to do so: or
2. the owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his failing to do so.
3. **Leads by Order**

A person in charge of a dog shall be guilty of an offence if, at any time, on land detailed in Schedule 1 does not comply with a direction given to him by an officer authorised by the Council to put and keep the dog on a lead (no more than 1.5 metres in length) unless:

1. he has reasonable excuse for failing to do so: or
2. the owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his failing to do so.
3. **Leads**

A person in charge of a dog shall be guilty of an offence if, at any time, on land detailed in Schedule 2 below he does not keep the dog on a lead no more than 1.5 metres in length unless:

1. he has reasonable excuse for failing to do so: or
2. the owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his failing to do so.
3. **Exclusion**

A person in charge of a dog shall be guilty of an offence if, at any time, he takes the dog onto, or permits the dog to enter or remain on, any land detailed in Schedule 3 below unless:

1. he has reasonable excuse for failing to do so: or
2. the owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his failing to do so.
3. **Exemptions**

Nothing in this Order shall apply to a person who –

1. Is registered as a blind person in a register compiled under section 29 of the National Assistance Act 1948; or
2. Is deaf, in respect of a dog trained by Hearing Dogs for Deaf People (registered charity number 293358) and upon which he relies for assistance; or
3. Has a disability which affects his mobility, manual dexterity, physical coordination or ability to lift, carry or otherwise move everyday objects, in respect of a dog trained by a prescribed charity and upon which he relies for assistance.

For the purpose of this Order –

* A person who habitually has a dog in his possession shall be taken to be in charge of the dog at any time unless at that time some other person is in charge of the dog;
* Placing the faeces in a receptacle on the land which is provided for the purpose, or the disposal of waste, shall be sufficient removal from the land;
* Being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device or other suitable means of removing the faeces shall not be a reasonable excuse for failing to remove the faeces.
* “An authorised officer of the Council” means an employee, partnership agency or contractor of Charnwood Borough Council who is authorised in writing by Charnwood Borough Council for the purposes of giving directions under the Order.
* Each of the following is a “prescribed charity” –
  + Dogs for the Disabled (registered charity number 700454)
  + Support Dogs Limited (registered charity 1088281)
  + Canine Partners for Independence (registered charity number 803680)

1. **Penalty**

A person who is guilty of an offence under this Order shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

A person may be offered a Fixed Penalty Notice of £100 by way of discharging liability for the offence. The Fixed Penalty Notice is reduced to £50 if paid within 10 days of issue.

**Schedule One**

**Dogs on Lead by Direction**

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| Map No. | Location | Geographical Area | Ward/Parish/Town |
| 1. | Charnwood Water | Loughborough | Hastings |
| 1. | Booth Wood | Loughborough | Garendon |
| 1. | Shelthorpe Pitch and Putt | Loughborough | Shelthorpe |
| 14. | Springfield Lake, Kelcey Road | Quorn | Quorn/Mountsorrel |

**Schedule Two - The Keeping of Dogs on Leads**

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| Map No. | Location | Geographical Area | Ward/Parish/Town |
| 1. | Cemetery – Leicester Road | Loughborough | Shelthorpe |
| 6. | Cemetery – Groby Lane | Anstey | Anstey |
| 7. | Cemetery – Cotes Road | Barrow Upon Soar | Barrow Upon Soar |
| 8. | Cemetery – Greengate Lane | Birstall | Birstall |
| 8. | School Lane Playing Fields  Meadow Lane Playing Fields  Harrowgate Fields - Playing Fields | Birstall | Birstall |
| 9. | Cemetery – Melton Road | Burton on the Wolds | Burton on the Wolds, Cotes and Prestwold |
| 11. | Cemetery – Wymeswold Lane | Corner of Wymeswold Lane and Rempstone Road | Hoton |
| 12. | Cemetery – Groby Lane | Newtown Linford | Newtown Linford |
| 13. | Cemetery – South Croxton Road | Queniborough | Queniborough |
| 14. | Cemetery – Church Lane | Off the High Street and Station Road | Quorn |
| 14. | Closed Churchyard –  St Bartholomew’s Church | Church Lane | Quorn |
| 15. | Cemetery – Mountsorrel Lane | Rothley | Rothley |
| 16. | Cemetery - Charnwood Road | Shepshed | Shepshed |
| 18. | Cemetery – Barkby Road | Syston | Syston |
| 19. | Cemetery – Leicester Road, Cropston | Cropston | Thurcaston and Cropston |
| 21. | Cemetery – Rempstone Road | Wymeswold | Wymeswold |
| 22. | Cemetery – Cemetery Road | Sileby | Sileby |
| 23. | Cemetery – Green Hill Rise | Hathern | Hathern |
| 24. | Cemetery – off A607 | Thurmaston | Thurmaston |
| 25. | Cemetery – Loughborough Road | Mountsorrel | Mountsorrel |

**Schedule Three**

**Dogs Exclusion – Parish and Town Councils**

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| **Map No.** | **Location** | **Geographical Area** | **Ward/Parish/Town** |
| 6. | Children’s Play Area, | Stadon Road | Anstey |
| 6. | Children’s play area | Hollow Road | Anstey |
| 7. | Toddler Play Area | Wycliffe Avenue | Barrow Upon Soar |
| 8. | Children’s Play Area | Meadow Lane  Harrowgate Drive  School Lane Playing Fields  Tithe Close | Birstall |
| 9. | Children’s Play Area | Towles Fields  Hubbard Road | Burton on the Wolds |
| 10. | Children’s Play Area | Jubilee Playing Fields, Long Furrow | East Goscote |
| 11. | Children’s Play Area | Old Parsonage Lane | Hoton |
| 13. | Children’s Play Area | King George V Playing Fields, Coppice Lane | Queniborough |
| 14. | Children’s Play Area | Stafford Orchard, Station Road | Quorn |
| 15. | Children’s Play Area | Town Green Street Play Area | Rothley |
| 16. | Children’s Play Area | Oakley Road | Shepshed |
| 17. | Children’s Play Area | King George V Playing Field | South Croxton |
| 18. | Skate Park, Central Park | Melton Road | Syston |
| 19. | Children’s Play Area | Jubilee Park, Latimer Road, Cropston | Thurcaston and Cropston |
| 21. | Toddler Play Area | Memorial Hall Playground, Clay Street | Wymeswold |
| 22. | Children’s Play Area, Memorial Park | Seagrave Road | Sileby |
| 23. | Children’s Play Area Hathern Park | Pasture Lane | Hathern |
| 24. | Children’s Play Area | Garden Street Recreation Ground and Elizabeth Park | Thurmaston |
| 25. | Children’s Play Area | Loughborough Road Play Area and Leicester Road Playing Fields | Mountsorrel |

**Dogs Exclusion – Loughborough**

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| **Map No.** | **Location** | **Geographical Area** |
| 1. | Children’s Play Area:   * Braddon Road * Brush Drive * Cumberland Road * Garendon Road * Great Central Road * Hartington Street * Holt Drive * Jubilee Park (children and toddlers play areas) * Kirkstone Drive * Moat Road * Newstead way * Queens Park * Radmoor Road * Rendell Street * Shortcliff Park * Sidings Park * Epinal Court * Farnham Road * Matthew Arnold Court * Meadow Avenue * Warwick Court | Loughborough |