

STROUD DISTRICT COUNCIL

THE DOGS EXCLUSION PUBLIC SPACES PROTECTION ORDER (EXTENSION 2023)

Anti-Social Behaviour, Crime and Policing Act 2014, section 60

IN FORCE: 18th day of October 2023

Stroud District Council ("the Council") in exercise of its powers under the Anti-Social Behaviour, Crime and Policing Act 2014 ("the Act") permitted the Dog Control Order known as The Dogs Exclusion Order 2012 to automatically transition into The Dogs Exclusion Public Spaces Protection Order 2017 ("Original Order").

The Council in exercise of its power under section 60 of the Act and of all other enabling powers being satisfied that that the conditions set out in section 60 of the Act have been met hereby extends the Original Order which came into force on 20th October 2017 and was extended by Order which came into force on 19th October 2020, the following shall be the second extended Order coming into force on 18th October 2023:

1. This Order remains in force for a period of three years unless extended, varied or discharged by further Order(s) under the Council's statutory powers
2. This Order applies to the land specified in the Schedule.

3. Offence

(3.1) 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 to remain on, any land to which this Order applies unless -

- (a) he has a reasonable excuse for doing so; or
- (b) the owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his doing so.

(3.2) Nothing in this Order applies to a person who-

- (a) is registered as a blind person in a register compiled under section 29 of the National Assistance Act 1948; or
- (b) 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 upon which he relies for assistance; or
- (c) 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.

(3.3) For the purpose of this Order-

- (a) 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; and

- (b) each of the following is a "prescribed charity" -
 - (i) Dogs for the Disabled (registered charity number 700454)
 - (ii) Support Dogs (registered charity number 1088281)
 - (iii) Canine Partners for Independence (registered charity number 803680)

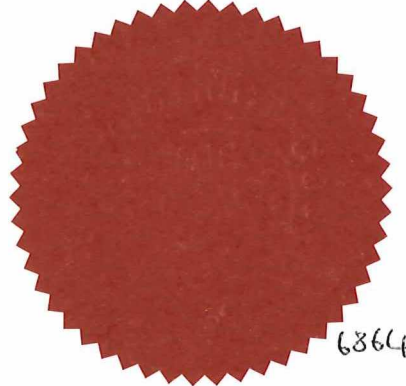
4. Penalty

A person who without reasonable excuse fails to comply with this Order shall be guilty of an offence under section 67 of the Act and shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale, or a Fixed Penalty Notice in the sum of £75. If the Fixed Penalty Notice is paid within 10 days of issue, there will be an alternative discounted sum payable of £50.

- 5. If any interested person intends to question the validity of this Order on the grounds that the Council has no power to make it or that any requirement of the Act has not been complied with in relation to the Order, that person may apply to the High Court within six weeks from the date on which this Order is made.

THE COMMON SEAL)
 of STROUD DISTRICT COUNCIL)
 was hereunto affixed this 05th day)
 of October 2023 in the presence of:

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 Proper Officer

Sarah Farooqi - Head of Law

SCHEDULE

- 1. All land within the Council's administrative area comprising any fenced (and/or hedged and/or walled) children's play area, bowling green, croquet lawn, tennis court, skateboard park, cycle enclosure or putting green or any other fenced (and/or hedged and/or walled) sporting or recreational facility signed at its entrance(s) as a "dog exclusion area" (whether the sign uses those particular words or words and/or symbols having like effect).