

BOROUGH OF KETTERING

BYELAWS FOR THE REGULATION OF DOGS

Byelaws made by the Administrative Council of the Borough of Kettering under Section 164 of the Public Health Act 1875 with regard to the Pleasure Ground at Rockingham Road, Kettering, Northamptonshire.

EXTENT

1. (1) Byelaw 3 applies to the enclosed area comprising the children's play area, and lawns lying to the south of the footpath which extends between the western and eastern boundaries of the said Pleasure Ground hereafter referred to as the "dog prohibited area".
- (2) Byelaws 4 and 5 apply to the remainder of the Pleasure Ground, hereafter referred to as the "canine faeces removal area".
- (3) Notice of the effect of those byelaws shall be given by signs placed in conspicuous positions at the entrances to the dog prohibited area, and at the entrances or on the approaches to the canine faeces removal area.

INTERPRETATION

2. (1) In these byelaws:-
"the Council" means the Administrative Council of the Borough of Kettering.
"the ground" means the Rockingham Road Pleasure Ground.
- (2) For the purpose of these byelaws the keeper of the dog shall be deemed in charge thereof, unless the Court is satisfied that the dog had been placed in or taken into the charge of some other person at the time when an offence under these byelaws had been committed.
- (3) In paragraph (2) above "the Keeper" shall include the owner of the dog or any person who habitually has it in his possession.

DOGS PROHIBITED FROM THE GROUND

3. (1) No person in charge of a dog (other than a registered blind person in charge of a dog) shall, without reasonable excuse, permit the dog to enter or remain in the dog prohibited area.
- (2) An officer of the council, or any constable may require a person in charge of a dog which has entered the dog prohibited area to remove the dog therefrom.

REMOVAL OF CANINE FAECES

4. Every person in charge of a dog (other than a registered blind person in charge of a dog) which is in the canine faeces removal area who, without reasonable excuse, fails to remove forthwith from any such area any faeces deposited by the dog shall be guilty of an offence.

5. For the purposes of compliance with Byelaw 4 the following provisions shall apply:

(a) it shall be a sufficient removal from the canine faeces removal area if the faeces are deposited in a receptacle in any such area which has been provided for that purpose by the Council;

(b) without prejudice to the generality of the foregoing it shall not be a reasonable excuse that a person in charge of a dog did not have with him any means of removal of the faeces.

REMOVAL OF OFFENDERS

6. Any person offending against any of these byelaws may be removed from the ground by a constable or by an officer of the Council.

PENALTY

7. Any person offending against any of these Byelaws shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale.

8. Byelaw 10 of the byelaws made by the Council on 8th January, 1982 shall be revoked insofar as it applies to the ground.

THE COMMON SEAL of THE ADMINISTRATIVE

COUNCIL OF THE BOROUGH OF KETTERING

was hereunto affixed on this 29th day of September One thousand nine hundred and eighty-nine pursuant to a resolution in that behalf passed at a meeting of the said Council duly convened and held on the 6th day of September One thousand nine hundred and eighty-nine in the presence of:-



Cristine E. Taylor

BOROUGH SOLICITOR (SERVANTS)
Proper Officer for the Purpose

The foregoing byelaw(s) is/are hereby confirmed by the Secretary of State
and shall come into operation on the 1st day of August 1990.

Signed by authority of the Secretary of State



C. L. SCOBLE
An Assistant Under-Secretary of State

25 JUL 1990
Home Office
LONDON, SW1.