



The Anti-Social Behaviour Crime and Policing Act 2014

The Public Spaces Protection Order (Kettering Borough Council) (Dog Control) Order 2016

Kettering Borough Council (in this order called "the Authority") hereby make the following order this day of 2016:

This Order comes into force on *** for a period of 3 years

- 1) Unless otherwise provided this order applies to all land in the administrative area of the Authority to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of any express or implied permission
- 2) A person who fails to comply with any obligation imposed by this order is guilty of an offence by virtue of section 67(1) of the Anti-Social Behaviour Crime and Policing Act 2014 and liable to a fine on summary conviction not exceeding level 3 on the standard scale.
- 3) A person in charge of a dog on land to which this order applies must comply with a direction given to him by an authorised officer of the Authority to put and keep the dog on a lead (not more 1.5m in length) unless
 - (a) He has reasonable excuse for failing to do so; or
 - (b) The owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his failing to do so.
- 4) If a dog defecates at any time on land to which this order applies a person who is in charge of the dog at the time must remove the faeces from the land forthwith unless
 - (a) He has reasonable excuse for failing to do so; or
 - (b) The owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his failing to do so.(all areas of borough)

- 5) A person in charge of a dog on land detailed in the Schedule must keep the dog on a lead (not more 1.5m in length) unless
- (a) He has reasonable excuse for failing to do so; or
 - (b) The owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his failing to do so.
- 6) A person in charge of a dog must not take it into or keep it within a fenced/enclosed children's play area and 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) which is designated and marked for children's play

Unless:

- (a) He has reasonable excuse for failing to do so; or
 - (b) The owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his failing to do so.
- 7) A person in charge of a dog must not take more than 6 dogs onto any land at any time unless
- (a) He has reasonable excuse for failing to do so; or
 - (b) The owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his failing to do so.
- 8) Exemptions
Nothing in this order shall apply 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) A person with a disability affecting their mobility, manual dexterity or ability to lift, carry or move everyday objects and who relies upon a dog trained by a prescribed charity for assistance.

9) 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 for the disposal of waste, shall be sufficient removal from the land;
- "an authorised officer of the Authority" means an employee, partnership agency or contractor of Kettering Borough Council who is authorised in writing by Kettering Borough Council for the purposes of giving directions under the Order.

THE COMMON SEAL of
KETTERING BOROUGH COUNCIL

Was hereunto affixed the day and year first

Above written

In the presence of

.....

The Schedule

Cemeteries

Burton Latimer,
Broughton,
Kettering London Road,
Pytchley,
Rothwell,
Kettering Rothwell Road,
Cransley,
Desborough

Gardens

Manor Gardens
Garden of Rest
Parish Church Yard
Jubilee Gardens
Market Place
Municipal Gardens