

CANTERBURY CITY COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014

PART 4, CHAPTER 2, SECTION 59

PUBLIC SPACES PROTECTION ORDER (Control of Dogs) 2017

Canterbury City Council ('The Council') in exercise of the power under section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 ('The Act'), being satisfied that the conditions set out in section 59 of the Act have been met, hereby makes the following Public Spaces Protection Order

- 1) This Order may be cited as the Public Spaces Protection Order (Control of Dogs) 2018.
- 2) This Order comes into effect on 1 May 2018 and has effect for a period of three years.
- 3) This Order applies to all land within the administrative area of the council 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.

Excepted from the description in 3 above is -

(i) land that is placed at the disposal of the Forestry Commissioners under section 39 (1) of the Forestry Act 1967

(ii) Agricultural land

- 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 shall remove the faeces from the land forthwith.
- 5) A person in charge of a dog on the land listed in Schedule 1 (being land to which this Order applies) shall at all times keep that dog on a lead.
- 6) A person in charge of a dog on land to which this Order applies shall comply with a direction given to him by an authorised officer to put that dog on a lead.
- 7) The direction referred to in paragraph 6 of this Order may only be given by an authorised officer if that officer has reasonable grounds for considering that such restraint is necessary to prevent
 - a) nuisance, or
 - b) behaviour of the dog which is likely to cause annoyance or disturbance to any other person.

- 8) A person in charge of a dog shall not take that dog onto, nor shall he allow the dog to enter or remain on, the land listed in Schedule 2 (being land to which this Order applies).
- 9) A person in charge of a dog on land to which this Order applies when requested by an authorised officer to produce suitable means to show that he can pick up, remove and appropriately dispose of his dog's faeces, shall produce those means to the authorised officer.
- 10) 'Authorised officer' means an officer authorised by the Council to give directions or make requests under this Order.
- 11) This Order does not 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,
 - b) is deaf, in respect of a dog trained by Hearing Dogs for Deaf people (registered charity 293358), and upon which he relies for assistance,
 - c) 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 upon which he relies for assistance, which dog has been trained by any of the following charities –
 - i) Dogs for the Disabled (registered charity number 700454)
 - ii) Support Dogs Limited (registered charity number 1088281)
 - iii) Canine Partners for Independence (registered charity number 803680)
- 12) It is an offence under section 67 of the Act for a person, without reasonable excuse, –
- i) to do anything that that person is prohibited from doing under this Order, or
 - ii) to fail to comply with a requirement to which the person is subject under this Order.
- 13) A person guilty of an offence under section 67 is liable on summary conviction to a fine not exceeding Level 3 on the standard scale.
- 14) A person does not commit an offence under section 67 by failing to comply with a prohibition or requirement that a local authority did not have power to include in a Public Spaces Protection Order.

Made this day of 2018
Signed

Schedule 1

This Schedule hereby lists the land where a person in charge of a dog shall at all times keep that dog on a lead.

Schedule 2

This Schedule hereby lists the land where a person in charge of a dog shall not take that dog onto, nor shall he allow the dog to enter or remain on.

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PUBLIC SPACES PROTECTION ORDER

Public Spaces Protection Order (Control of Dogs) 2018 Paragraph 5.

A person in charge of a dog shall at all times keep that dog on a lead in the areas outlined below

Tyler Hill playing field	Summer Lane, Tyler Hill
Westgate Gardens	Canterbury
Toddlers Cove	Canterbury
Paths of the Riverside Walk	Canterbury
Whitstable Castle Gardens & Bowling Green	Whitstable
Memorial Park Bowling Green	Herne Bay
Waltrop Gardens Central Parade	Herne Bay
Reculver Towers Heritage Area	Reculver
Reculver Country Park Picnic areas	Reculver
St Augustine's Abbey Gardens	Canterbury
Sturry Green, Mill Road	Sturry
Promenade Herne Bay Pier to Lane End	Herne Bay (1 May - 30 Sept inc)
Promenade from Neptune Jetty westwards to Herne Bay Pier	Herne Bay
Promenade level with Pier Ave west to The Street	Tankerton (1 May - 30 Sept inc)
The public footpath within Whitstable Cemetery boundary running from Millstrood Road to the junction with public footpath at the North East boundary of the cemetery (the burial regulations already exclude dogs)	Whitstable
Dane John Gardens	Canterbury
High Street Canterbury	Canterbury
St Peters Street	Canterbury

Schedule 1 Public Spaces Protection Order (Control of Dogs) 2018 Restricted Areas – Dog on lead

The Parade	Canterbury
St Georges Street	Canterbury
Greyfriars Gardens	Canterbury
St Pauls Church Yard	Canterbury
Martyrs Field	Canterbury
St Mary De Castro Gardens	Canterbury
Best Lane Gardens	Canterbury
Adisham Recreation Ground	Adisham
The Green opposite Manor Court, Oxford Road	Canterbury

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Public Spaces Protection Order (Control of Dogs) 2018 Paragraph 8.

A person in charge of a dog shall not take that dog onto, nor shall he allow the dog to enter or remain on, the land listed below

Children's play area Park View Playing Fields (part)	Sturry
Children's play area at The Red House	Derringstone
The Cricket Ground	Barham
The Village Green	Barham
Play area Franklyn Road Enclosed	Canterbury
Play area St Stephens Church Field Enclosed	Canterbury
Play area Burton Downs Enclosed	Herne Bay
Play area Hampton Pleasure Grounds Enclosed	Herne Bay
Play area Cornwallis Circle, Enclosed	Whitstable
Play area Westmeads Rec, Enclosed	Whitstable
Play area Edgar Road Enclosed	Canterbury
Play area Manor Court Enclosed	Canterbury
Play area Querns Road Enclosed	Canterbury
Play area Suffolk Road, Enclosed	Canterbury
Play area Tennyson Avenue, Enclosed	Canterbury
Play area Victoria Rec, Enclosed	Canterbury
Play area Wincheap, Enclosed	Canterbury
Play area Military Road Enclosed	Canterbury
Play area The Elders, Enclosed	Littlebourne
Play area The Maltings, Enclosed	Littlebourne

Schedule 2 Public Spaces Protection Order (Control of Dogs) 2018 Restricted Areas – Dog Exclusion

Play area Ince Road, Enclosed	Sturry
Play area Collins Road, Enclosed	Herne Bay
Play area Memorial Park, Enclosed	Herne Bay
Play area Columbia Ave, Partly Enclosed	Whitstable
Play area Seeshill Close, Enclosed	Whitstable
Play area Victoria Street, Enclosed	Whitstable
Beach Herne Bay Pier to Lane End	Herne Bay (1st May – 30 th Sept inc)
Beach level with Pier Ave west to The Street	Tankerton (1st May – 30 th Sept inc)
Play area Bishops Way Enclosed	Canterbury
Play area Black Griffin Lane Enclosed	Canterbury
Play area Cherry Orchard Rec Enclosed	Herne Bay
Play area Chestfield Rec Enclosed	Whitstable
Play area Play area Chineham Way Enclosed	Canterbury
Play area Dane John Enclosed	Canterbury
Play area Hawe Close Enclosed	Canterbury
Play area Honeysuckle Way Enclosed	Herne Bay
Play area Long Meadow Way Enclosed	Canterbury
Play area Lucerne Drive Enclosed	Whitstable
Play area Plough Lane Enclosed	Whitstable
Spring Lane Play Area, Russett Road Enclosed	Canterbury
Play area Sturry Road Community Park Enclosed	Canterbury
Play area Thanington Rec Partly Enclosed	Canterbury
Play area Tillard Close Enclosed	Petham
Play area Toddlers Cove	Canterbury
Play area Tower & Waltrop Gardens Enclosed	Herne Bay
Play area Vauxhall Ave Enclosed	Canterbury
Adisham Recreation Ground Play Area	Adisham

Schedule 2 Public Spaces Protection Order (Control of Dogs) 2018 Restricted Areas – Dog Exclusion

Herne Bay Cemetery (the burial regulations already exclude dogs)	Herne Bay
Canterbury Cemetery (the burial regulations already exclude dogs)	Canterbury
Whitstable Cemetery (except for the public footpath running from Millstrood Road to the junction with public footpath at the North East boundary of the cemetery).	Whitstable
Bridge Recreation Ground Play Area	Bridge
Littlebourne Recreation Ground Play Area	Littlebourne
Hersden BMX Track and Play Area	Hersden
Sturry Road Community Park Garden Area	Northgate
Play area Kingsbrooke Park Westwood Drive Enclosed	Canterbury
Play area Kingsmead Playing Field Enclosed	Canterbury
Play area Reculver Country Park Reculver Lane	Reculver