

CANTERBURY CITY COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014

PART 4, CHAPTER 2, SECTION 59

PUBLIC SPACES PROTECTION ORDER (Control of Dogs) 2021

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) 2021.
- 2) This Order comes into effect on 1 May 2021 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 of no more than two metres in length.
- 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 1st day of May, 2021

Signed, Colin Carmichael, Chief Executive, Canterbury City Council

A handwritten signature in black ink, reading "Colin Carmichael". The signature is written in a cursive style with a large initial 'C'.

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.