

The Anti-social Behaviour, Crime and Policing Act 2014

The Fouling of Land by Dogs (Central Bedfordshire) Order 2021

The Central Bedfordshire Council hereby makes the following Order:

1. This Order comes into force on the twenty eighth day of May 2021.
2. This Order applies to the land specified in the Schedule.
3. This Order shall have effect for a period of three years.

Offence

4.— (1) It is an offence for a person without reasonable excuse—

- (a) to do anything that the person is prohibited from doing by a public spaces protection order, or
- (b) to fail to comply with a requirement to which the person is subject under a public spaces protection order.

(2) Nothing in this article 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 co-ordination or ability to lift, carry or otherwise move everyday objects, in respect of a dog trained by a prescribed charity and upon which he relies for assistance.

(3) For the purposes of this article—

- (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;
- (b) placing the faeces in a receptacle on the land which is provided for the purpose, or for the disposal of waste, shall be a sufficient removal from the land;
- (c) being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device for or other suitable means of removing the faeces shall not be a reasonable excuse for failing to remove the faeces;
- (d) 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).

5. This public spaces protection order requires a person in charge of a dog which defecates on land to which this Order applies to remove the faeces from the land forthwith unless he has a reasonable excuse for failing to do so.

Penalty

4. A person who is guilty of an offence under articles 4 and 5 shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Date: 28th of May 2021

The COMMON SEAL of CENTRAL
BEDFORDSHIRE COUNCIL
was hereunto affixed
In the presence of:

RG McAdam
Authorised Officer



~~Stephen Rix — Monitoring Officer for Central Bedfordshire Council~~

SCHEDULE

Any land within Central Bedfordshire which is open to the air (which includes land which is covered but open to the air on at least one side) and to which the public are entitled or permitted to have access (with or without payment), including but not limited to:

- (i) Parks;
- (ii) Public open spaces;
- (iii) Town centres;
- (iv) Roads;
- (v) Pavements;
- (vi) Public footpaths;
- (vii) Byways;
- (viii) Bridleways;
- (ix) Woodlands;
- (x) Agricultural land;
- (xi) Access land;
- (xii) Common land.

