

Appendix B: Proposed Order

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014 SECTION 59

PUBLIC SPACES PROTECTION ORDER (DOG CONTROL) 2017

Cambridge City Council (in this Order called “the Council”) hereby makes the following order:

This Order comes into force on the 19th October 2020 date for a period of 3 years

General provisions:

1. This Order applies to the all land within the Council’s administrative area, which is open to the air (which includes land that 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).
2. A person who fails to comply with any obligation imposed by this order is guilty of a criminal 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.

Obligations on persons with dogs:

3. Fouling

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 immediately unless:

- They have reasonable excuse for failing to do so; or
- 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. Leads by order

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 unless:

- They have reasonable excuse for failing to do so; or
- The owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his failing to do so.

An authorised officer may only give a direction under this order if such restraint is reasonably necessary to prevent a nuisance or behaviour by the dog that is likely to cause annoyance or disturbance to any other person, or to a bird or another animal.

5. Leads

A person in charge of a dog on land detailed in Schedule 1 below must keep the dog on a lead at all times unless

- They have reasonable excuse for failing to do so; or
- 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. Exclusion

A person in charge of a dog on land detailed in Schedule 2 below must not take it into or keep it in this land unless

- They have reasonable excuse for doing so; or
- 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. Maximum number of dogs

A person in charge of dog(s) must not, at any time, take more than four dogs on land detailed in Schedule 3 unless

- They have reasonable excuse for doing so; or
- 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 in control of a working assistance dog which has been trained to assist a person who has a disability.

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 bin or receptacle on the land which is provided for the purpose, or for the disposal of waste, shall be sufficient removal from the land;
- Being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device or other suitable means of removing the faeces shall not be a reasonable excuse for failing to remove the faeces immediately
- “An authorised officer of the Authority” means an employee, partnership agency or contractor of Cambridge City Council who is authorised in writing by Cambridge City Council for the purposes of giving directions under the Order.
- For the purposes of the Order, a “disability” means a condition that qualifies as a disability for the purposes of the Equality Act 2010.

Dated.....

Schedule 1

Dogs on leads areas:

- Cemeteries
 - Newmarket Road Cemetery – the whole of the cemetery
 - Histon Road Cemetery – the whole of the cemetery
- Abbey Pool play area (Access Land)
- Coldhams Lane play area (Access Land)
- Cherry Hinton Hall – *area by pond / stream*
- Hanover and Princess Court – *the green area outside the residential areas*
- Kings Hedges Recreation Ground (Pulley) – *the part of the park that contains the children's play equipment,*
- Lichfield Road – *the whole of the park*
- Molewood Close – *the whole of the park*
- Tenby Close – *the whole of the park*
- Velos Walk – *the whole of the park*

Schedule 2

Dog exclusion areas

- Fenced bowling greens at the following locations:
 - Alexandra Gardens
 - Christs Pieces
 - Coleridge Recreation Ground
 - Lammas Land
 - Trumpington Recreation Ground
- Fenced tennis courts at the following locations:
 - Cherry Hinton Hall
 - Christs Pieces
 - Coleridge Recreation Ground
 - Jesus Green (Access Land)
 - Lammas Land
 - Nightingale Avenue
 - Trumpington Recreation Ground
- Outdoor paddling pools at the following locations:
 - Abbey Pool Paddling Pool (Access Land)
 - Cherry Hinton Hall
 - Coleridge Paddling Pool
 - Lammas Land
 - Sheep's Green Learner Pool
- Fenced children's play areas at the following locations:
 - Aberdeen Avenue
 - Ainsdale
 - Alexandra Gardens
 - Arbury Court
 - Atkins Close
 - Bateson Road
 - Beales Way

- Brooks Road
- Cherry Hinton Hall
- Cherry Hinton Recreation Ground
- Chesterton Recreation Ground
- Chestnut Grove
- Christs Pieces
- Coleridge Recreation Ground
- Discovery Way
- Ditton Fields
- Dudley Road
- Edgecombe Flats
- Flower Street
- Green End Road
- Gunhild Way/Close
- Hampden Gardens
- Histon Road
- Humphreys Road
- Huntsman Close
- Jesus Green (Access Land)
- Kathleen Elliot Way
- Kingfisher Way
- Neptune Close
- Nightingale Avenue
- Nuns Way
- Pearl Close
- Petersfield
- Peverel Road
- Ramsden Square
- Ravensworth Gardens (1)
- Ravensworth Gardens (2)
- Ravensworth Gardens (Upper Green)
- Reilly Way
- River Lane
- Robert May Close
- Romsey Recreation Ground
- Scotland Road
- Sleaford Street/Ainsworth Street
- St Albans Recreation Ground
- St Barnabas Court
- St Matthews Recreation Ground
- St Thomas's Square
- Stourbridge Common (Access Land)
- The Bath House (Hector Pieterse) play area (Gwydir Street)
- Thorpe Way/Fison Road
- Trumpington Recreation Ground
- Whytford Close
- Fenced open spaces at the following locations:
 - Ravensworth Gardens – *Green area (upper area)*
 - Kings Way flats – green area (rear of car park at junction of Ferrars Way / Carlton Way)

- Bean Tree Green (Rialto Close)
- Open spaces at the following locations:
 - Dobson Way – Searle Podium

Schedule 3

Maximum number of dogs

- Bryon's Pool Local Nature Reserve