



ADDITIONAL / TO FOLLOW AGENDA ITEMS

This is a supplement to the original agenda and includes reports that are additional to the original agenda or which were marked 'to follow'.

NOTTINGHAM CITY COUNCIL

AREA COMMITTEE EAST (A.C.E) DALES, ST ANN'S & MAPPERLEY

Date: Tuesday, 13 May 2014

Time: 7.00 pm

Place: Ground Floor Committee Room - Loxley House, Station Street, Nottingham, NG2 3NG

Constitutional Services Officer: Rav Kalsi

Direct Dial: 0115 8763759

AGENDA

Pages

9 DALES WARD PROPOSED DOG CONTROL ORDERS
Report of the Director of Community Protection

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AREA COMMITTEE EAST (ACE) (DALES, MAPPERLEY, ST ANN'S) – 13 MAY 2014

Title of paper:	DOG CONTROL ORDER	
Director(s)/ Corporate Director(s):	Andrew Errington Director Community Protection	Wards affected: DALES WARD
Report author(s) and contact details:	Abu Belim Principal Enforcement Officer City South Community Protection St Anns Police Station St Anns Well Road St Anns Nottingham NG3 3HR abu.belim@nottinghamshire.pnn.police.uk	
Other colleagues who have provided input:	Tamazin Wilson – Legal Services	
Relevant Council Plan Strategic Priority:		
World Class Nottingham		
Work in Nottingham		
Safer Nottingham		X
Neighbourhood Nottingham		X
Family Nottingham		X
Healthy Nottingham		X
Leading Nottingham		
Summary of issues (including benefits to citizens/service users):		
<p>Over the past few years the Council and the Police have received many complaints in respect of dogs causing nuisance and annoyance to members of the public by being allowed to run loose across the urban parts of the Dales Ward in particular. Many irresponsible dog owners do not keep their dogs on leads. There have been serious attacks by dogs who have not been on a lead and have not been properly controlled by their owners.</p> <p>It is proposed that a Dog Control Order be made requiring that those in charge of a dog must keep their dog on a lead over the land outlined in red on the attached Plan Dog Control Order 1 at Appendix 1. This would benefit the community in respect of taking positive enforcement actions against those people who allow their animals to roam around without adequate supervision.</p> <p>Where such Orders are made the provisions of the Dogs (Fouling of Land) Act 1996 automatically lapse in respect of that land and therefore it is also proposed that a further Dog Control Order be made to re-instate the offence of failing to remove dog faeces from land covered by the Dog Control Order. It is proposed that the Dog Control Order in respect of dog fouling will apply to the whole of the Dales Ward as outlined in red on the attached Plan Dog Control Order 2 at Appendix 2 rather than the same land that the proposed Dog Control Order requiring dogs to be kept on leads will apply to because dog fouling is a problem across the whole of the Dales Ward.</p> <p>Due to the number of reported cases of dog fouling and complaints regarding dogs being allowed to roam freely without being properly controlled these issues have been Ward priorities for in excess of two years.</p>		

The use of powers granted to the authorised personnel under a Dog Control Order is an effective way to ensure a proportionate approach is taken to dealing with these problems.

Recommendation(s):

(1) The Area Committee note the evidence gathered and the results of the consultation on the proposal to introduce Dog Control Orders for the Dales Ward.

(2) That Area Committee authorise the Director of Legal and Democratic Services and the Legal Services Manager to make the following Dog Control Orders:

(a) A Dog Control Order requiring the removal of dog faeces from the land outlined with a bold red line on the attached Plan Dog Control Order 2 at Appendix 2

(b) A Dog Control Order requiring dogs to be kept on a lead of not more than 60 inches in length over the land outlined with a bold red line on the attached Plan Dog Control Order 1 at Appendix 1

as indicated in the draft Orders in Appendices 4 and 5 of this report.

(3) In the event that a decision is made to make the Dog Control Orders under recommendation (2) above, the Area Committee authorise the Director of Community Protection to carry out the necessary advertisements and arrange for appropriate signage to be erected in accordance with the legislative requirements.

(4) In the event that a decision is made to make the Dog Control Orders under recommendation (2) above, the Area Committee set the Fixed Penalty amount for offences committed contrary to the Dog Control Orders at £80.

1. BACKGROUND

1.1 The Clean Neighbourhoods and Environment Act 2005 gives the local authority the power to introduce a Dog Control Order which can be applied to any land which is open to the air and which the public has access, with or without payment.

1.2 A report was presented to this Area Committee at its meeting on Tuesday 11th February 2014 regarding proposed Dog Control Orders for the Dales Ward, and Delegated Authority was subsequently obtained from the Corporate Director of Communities to consult on the potential introduction of two Dog Control Orders for the Dale Ward , namely:

(a) A Dog Control Order requiring the removal of dog faeces over land outlined with a bold red line on the attached Plan Dog Control Order 2 (at Appendix 2)

(b) A Dog Control Order requiring dogs to be kept on a lead of not more than 60 inches in length over the land outlined with a bold red line on the attached Plan Dog Control Order 1 (at Appendix 1)

A copy of the Delegated Authority is attached at Appendix 3.

- 1.3 The penalty for committing an offence contained in a Dog Control Order is a maximum fine of level 3 on the standard scale (currently £1,000) although the opportunity to pay a fixed penalty may be offered instead.
- 1.4 The proposed Dog Control Orders are not intended to interfere with responsible dog owners who keep their pets under proper control and clean up after them. This approach will allow the targeting of individuals acting irresponsibly in the control of their dog(s) while leaving others undisturbed who are not causing a problem.
- 1.5 The proposed Dog Control Orders should only be made where the Council is satisfied that to do so would be a necessary and proportionate response to problems caused by the activities of dogs and those in charge of them. The proposed Orders are considered a necessary and proportionate response due to the number of reported cases of dog fouling across the whole of the Dales Ward and the cases where residents have been injured by dogs not on their leads. Responsible dog owners will still be able to exercise their dogs off their leads on Colwick Woods Country Park which is within the Dales Ward as long as the dog remains under control.
- 1.6 The land in question has been the subject of concern for local residents because of a number of dog-related issues, mostly in respect of dogs being allowed to roam freely in the Dales Ward without adequate control measures in place. This has included dogs being taken for walks by members of the public who have not ensured their dog(s) is/are on a lead which has resulted in the dog(s) being allowed to intimidate other animals and members of the public. It was felt that Dog Control Orders could help by giving enforcers additional powers to tackle these problems.

2. REASONS FOR RECOMMENDATIONS (INCLUDING OUTCOMES OF CONSULTATION)

- 2.1.1 Consultation over the proposal to introduce Dog Control Orders detailed in paragraph 1.2 above on the land in question was carried out by placing a Notice in the Topper Newspaper on 12TH March describing the proposed Orders and giving the opportunity to make representations about the proposal, and a copy of the Notice was placed on the Council's Community Protection Website from 12th March until 16th April 2014. The Neighbourhood Development Officer and members of Neighbourhood Action Team have consulted groups that they work with regarding the proposed Orders. Community Protection have consulted our partners Nottingham City Homes and a number of Housing Associations. Community Protection Officers engaged with citizens across the Dales ward explaining the proposals and asking for their views in consultation questionnaires and obtaining the signatures of citizens who support these proposals. The Head of Service for Parks and Open Spaces at the Council has also been consulted. Colleagues in our Parks and Open Spaces have provided comments that are set out in the outcomes section below.

Outcomes

- 2.2 As a result of evidence collated during the Consultation there appears to be support for the proposed Dog Control Orders.
- 2.3 The Council has only received one written response to the Notice in the Topper and on the Council's Website. This will be made available for Councillors to view prior to Area Committee, and was in support of the proposed Orders.

- 2.4 Councillor Mellon has received some representations regarding the proposed Orders and one of the issues raised was that the green area within the Windmill Lane Complex is the only location in that part of the Dales Ward where residents can currently exercise their dogs off lead. A further Plan has been prepared for the urban parts of the Dales Ward which excludes the green area within the Windmill Lane Complex, which is attached at Appendix 6. If the Area Committee would like to use this amended plan for the proposed Dog Control Order referred to at paragraph 1.2(b) above this would be a change to the area of land which was consulted over. The Council would need to consult again if a significant change to the original consultation is proposed.
- 2.5 A total of 221 completed consultation questionnaires have been received to date, which will be made available for Councillors to view prior to Area Committee and an analysis of the responses is attached at Appendix 7. Of the questionnaire responses:
- 2.5.1 219 responded that they agreed with the proposed removal of dog faeces Dog Control Order detailed at paragraph 1.2(a) above. One did not express any view regarding this proposal, and one disagreed with the proposal, but did not give any reason why.
- 2.5.2 198 responded that they agreed with the proposed dogs to be kept on leads of 60 inches or less Dog Control Order detailed at paragraph 1.2(b) above. Thirteen did not express any view regarding this proposal, and ten disagreed with this proposal. Of the ten who disagreed, one commented that "there are many well trained dogs and they feel it would be a little unfair", one stated that it depends on the size of the dog, and the rest did not give any further detail why they disagreed with the proposal.
- 2.5.3 The consultation questionnaire asked for any view on how long a dog lead should be, 60 inches, 70 inches or 80 inches. 143 responded 60 inches, 17 responded 70 inches and 18 responded 80 inches. One response was received that the lead should be no longer than 36 inches as this will give more control over the dog, one said that [the length of lead] depends on the size of the dog.
- 2.5.4 Although not forming part of the formal consultation, the questionnaire asked a general question whether or not people would support a Dog Control Order to allow officers to put a dog on a lead if dogs are judged to be out of control. 207 responded that they would support this, and 5 did not. The reasons given for not supporting such an Order were that dogs should already be on a lead.
- 2.5.5 Although not forming part of the formal consultation, the questionnaire also asked a general question whether or not people would support a Dog Control Order which would exclude dogs from certain areas of land including children's playgrounds and parks, school playing fields, athletic/sports fields, BMX tracks and bowling greens. 204 responded that they would support such an Order, 7 said that they would not.
- 2.6 A petition with 365 signatures in support of the proposed Dog Control Orders has been collated and will be made available for viewing prior to Area Committee.
- 2.7 In addition to the above, James Dymond, Parks & Open Spaces Development Manager for the Council has made representations requesting that the Area Committee gives consideration to the following:

- 2.7.1 Due to ongoing issues with dog behaviour at Colwick Country Park, the Parks and Open Spaces Service would like the site to also be covered by the proposed Dogs on Leads Order.
- 2.7.2 Due to the variety of users / uses of the site, he says that requiring dogs to be 'under control' is not sufficient due to the risks of their behaviour at this site – e.g. disturbing wildlife / wildfowl, conflict with vehicles are able to move around large areas of the site and fishermen often get disturbed by dogs off leads.
- 2.7.3 That 'Dog Free Zones' Dog Control Orders be considered. He states that the Parks Service would support a number of totally Dog Free Zones as part of the proposals – such as smaller children's play areas where dogs simply aren't suitable, however the location and further details of these are not included He states that the Parks Service often receives complaints from users of Colwick Country Park about the behaviour of dogs on the park – disturbing wildlife, fishermen and conflicts with vehicles. He states that in 2013, it was reported that a dog was killed on the park after a fight with another dog.
- 2.7.4 He states that Dog mess is frequently reported to the Parks Service at both Colwick Woods and Colwick Country Park
- 2.8 The Council has not formally consulted on a Dog Control Order requiring that dogs be kept on leads in Colwick Country Park and Woods or 'Dog free Zones'. The proposed Dog Control Order which has been consulted upon at paragraph 1.2(b) only covers the urban areas of the Dales Ward, and specifically excluded Colwick Country Park and Woods. The proposals in paragraph 2.7 above are significantly different to the Dog Control Orders which have been consulted upon, and the Council would need to undertake a further consultation before making such Orders.
- 2.9 Further work will now be undertaken to establish whether it is appropriate to make further Orders to deal with the above and, if it is considered appropriate to take such action, approval to undertake formal consultation will be sought.
- 2.10 No other objections or comments regarding the proposed Dog Control Orders at paragraphs 1.2(a) and (b) of the Report have been received.
- 2.11 Should the length of the lead not be specified in the proposed Dog Control Order requiring dogs to be kept on a lead, this would allow for irresponsible dog walkers to potentially allow their dogs enough lead length to attack other animals / people and would not support the aims of making of this Order. It is recommended that the length of lead should be specified as 60 inches. The requirement to keep dogs on a lead of 60 inches would only apply over the land covered by this Dog Control Order, and not to surrounding land. In addition, defences are available to an offence under such an Order, namely that the person has a reasonable excuse for failing to keep the dog on a lead of 60 inches or less, or the owner, occupier or other person or authority having control of the land has consented to this. Authorised officers would have discretion when enforcing any such Order, and training will be given. There are currently no enforcement powers for Community Protection Officers to require that dogs are kept on leads and this would be an additional power.
- 2.12 In the event that a decision is made to make Dog Control Orders it is recommended the Area Committee agree to set the Fixed Penalty amount for

offences committed contrary to the Dog Control Orders at £80. The fixed penalty for the Dogs (Fouling of Land) Act 1996 offence of failing to remove dog faeces forthwith is currently £50. In addition, for the two existing areas covered by Dog Control Orders in part of Bestwood and the Lenton Abbey Estate, the fixed penalty for breach of such Orders is £50, which was in line with the rest of the City. The reason for this recommendation for a £80 fixed penalty is that the Dales Ward is one of the worst wards in the city for dog fouling not being cleared up by owners, and it is hoped that this higher penalty would serve as deterrent to irresponsible dog owners.

- 2.12 All supporting evidence will be available from Constitutional Services between 9am and 5pm by contacting Rav Kalsi on 0115 8763759.

3. OTHER OPTIONS CONSIDERED IN MAKING RECOMMENDATIONS

- 3.1 Consideration has been given to the existence of the Dog (Fouling of Land) Act 1996 which is currently an effective tool for tackling dog fouling. However this does not cover wider dog issues such as the ability to require that dogs be kept on leads.
- 3.2 There are currently no enforcement powers for Community Protection Officers to require that dogs be kept on leads and this would be an additional power.
- 3.2 It should be noted that no complaints of dog owners behaving in an irresponsible manner in the Dales Ward have been received since the consultation period commenced. However, there have been no formal objections to the proposed Dog Control Orders, and only a very small number of negative responses to the Council's Questionnaire regarding the proposed Dog Control Orders, mainly relating to the length of lead allowed referred to in paragraph 2.5.2 and 2.5.3 above.
- 3.3 The RSPCA and Dog Wardens may be able to offer some assistance in some circumstances, however this would be reactive action and would not tackle the wider problem of dogs being allowed to roam free and foul the land. There are currently limited resources available to the RSPCA and Dog Wardens in tackling this issue and the introduction of Dog Control Orders will provide better tools and powers to a wider Enforcement Team in dealing with these problems.
- 3.4 The Anti-social Behaviour, Crime and Policing Act 2014 ('the 2014 Act'), which received Royal Assent on 13 March 2014, will repeal Dog Control Orders, which will be replaced by 'Public Spaces Protection Orders'. However, a date for when the relevant provisions of 2014 Act will brought into force has not yet been confirmed, and the Home Office have indicated that this will not be before the Autumn of 2014. Section 75 of the 2014 Act confirms that a Dog Control Order made before the commencement date of the 2014 Act will not be affected by the repeal provisions, and will remain in force for a period of three years beginning with the commencement date of the 2014 Act, after which, if still in force, the provisions of the Orders will have effect as if provisions of the new Public Spaces Protection Orders contained in the 2014 Act. As we do not have a firm commencement date for the 2014 Act, the provisions of the Public Spaces Protection Orders have not been considered in detail in this Report.
- 3.5 Civil action against individual owners including civil tools and powers to tackle these problems are available in the forms of Anti-Social Behaviour Orders, however, this is cumbersome and difficult to implement due to the legislative requirements and time frames. The use of a Dog Control Order provides additional powers and

remedies which can be used alongside or as an alternative to civil action and which will be considerably quicker and more effective.

4. FINANCIAL IMPLICATIONS (INCLUDING VALUE FOR MONEY)

- 4.1 Once the Dog Control Orders have been approved and the required signage erected, there will be no ongoing financial implications. The costs of enforcing the Order will be met within the existing roles of the Community Protection Officers and the Dog Wardens.
- 4.2.1 The cost of the signage and advertisement in accordance with the legal requirements will be taken from Community Protection's Budget.

5. RISK MANAGEMENT ISSUES (INCLUDING LEGAL IMPLICATIONS, CRIME AND DISORDER ACT IMPLICATIONS AND EQUALITY AND DIVERSITY IMPLICATIONS)

Legal Implications

- 5.1 Area Committee is referred to the legal advice attached to the Delegated Decision Form at Appendix 3 of this Report.
- 5.2 Government Guidance indicates that before an authority makes a Dog Control Order it should consider whether the order is **necessary** and **proportionate**. In reaching a conclusion Committee should consider the results of the consultation (including the number of consultation responses), the existing powers which the council has, and proposals for enforcement. The Guidance states that the Council should consider how easy a Dog Control Order would be to enforce, since failure to properly enforce the Order could undermine the effect of the Order. Some of the boundaries on the plans to be attached to the proposed Dog Control Orders at Appendices 1,2 and 6 appear to cut part way through roads for example, which may make it confusing for members of the public in these areas to know where such Orders apply.
- 5.3 The Guidance indicates that the Committee should balance the interests of those in charge of dogs against the interests of those affected by the activities of dogs bearing in mind the need for people to have access to dog-free areas and areas where dogs are kept under strict control and the need for those in charge of dogs to have access to areas where they can exercise their dogs without due restrictions. Failure to properly consider these matters could result in any subsequent Dog Control Order being vulnerable to challenge.
- 5.4 The Guidance also confirms that if, after considering representations on a proposal to make an order an authority decides to significantly amend its proposal, it must start the procedure again, publishing a new notice describing the amended proposal.
- 5.5 Should the Area Committee decide to authorise the making of the proposed Dog Control Orders referred to in this Report in paragraphs 1.2(a) and (b), the legal requirements contained in the Clean Neighbourhoods and Environment Act 2005 and Dog Control Orders (Procedures) Regulations 2006 and other Regulations made under the Clean Neighbourhoods and Environment Act 2005 will need to be followed. The Council will need to place signs summarising the Orders in

conspicuous positions on or near the land in respect of which they applies, and publish a further Notice in a local newspaper circulating in the area in which the land in respect of which the orders apply.

Fixed Penalty Amount

- 5.6 The Environmental Offences (Fixed Penalties) (Miscellaneous Provisions) Regulations 2007 confirm that the amount of fixed penalties for breach of Dog Control Orders can be set between a minimum of £50 and a maximum of £80, and that the level of the penalty is a matter for the individual Council to decide.

General

- 5.7 The enforcement agencies would use these powers fairly and proportionately. Those affected will have recourse through the courts in the normal way.

6. EQUALITY IMPACT ASSESSMENTS (EIAs)

- 6.1 An Equality Impact Assessment has been carried out and a copy is attached as Appendix 8. The introduction of the two Dog Control Orders will not adversely affect any particular group of citizens.
- 6.2 Exemptions are available to Dog Control Orders to some sections of the disabled Community.
- 6.3 The Orders would not apply where a person in control of a dog has:-
- a. a reasonable excuse for failing to comply with an Order or
 - b. Is acting with the consent of the owner or occupier of the land, or any other person or authority which has control of the land, for example dogs working on the land with the consent of the land owner.

There is also an exemption from the dog fouling offence for people with disabilities in respect of trained assistance dogs.

- 6.4 Under the Council's Fair and Just Nottingham Equity Scheme, these proposed Dog Control Orders complies with the underlying principles of the scheme and promotes fair and individual enforcement based on the Orders.

7. LIST OF BACKGROUND PAPERS OTHER THAN PUBLISHED WORKS OR THOSE DISCLOSING CONFIDENTIAL OR EXEMPT INFORMATION

- 7.1 Record of complaints
- 7.2 Consultation responses

8. PUBLISHED DOCUMENTS REFERRED TO IN COMPILING THIS REPORT

- 8.1 Crime and Disorder Act (1998)
- 8.2 Clean Neighbourhoods and Environment Act (2005)
- 8.3 Environmental Protection Act (1990)

- 8.4 Dogs (Fouling of Land) Act 1996
- 8.5 Anti-social Behaviour, Crime and Policing Act 2014
- 8.6 Guidance on Sections 55 to 67 of the Clean Neighbourhoods and Environment Act 2005 produced by DEFRA 2006.
- 8.7 Dog Control Orders (Prescribed Offences and Penalties, etc) Regulations 2006
- 8.8 Dog Control Orders (Procedures) Regulations 2006
- 8.9 Controls on Dogs (Non-application to Designated Land) Order 2009
- 8.10 Environmental Offences (Fixed Penalties)(Miscellaneous Provisions) Regulations 2007

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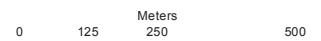
Dales Ward | 'First Map' - First Dog Control Order – | Dogs on Leads



Key

- Urban Area
- Dales Ward

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Dales Ward | 'Second Map' – Second Dog Control Order | Dog Fouling

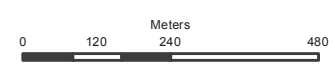


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Key

Dales Ward

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Decision Type	Portfolio Holder	Ward Councillor	✓	Officer

Department: **COMMUNITIES**

Subject: **DALES WARD PROPOSED DOG CONTROL ORDERS**

Decision	This is not a key decision because it does not result in the Council incurring expenditure or making income or savings of more than £1 million revenue or capital, taking into account the overall impact of the decision (unless this has been delegated by an authorised body). It also does not significantly affect communities in 2 or more wards	Subject to call-in: No
		Total value of decision: £ 5,000.
		Revenue or Capital: Capital
		Non-executive

The Director of Community Protection Officer to be authorised to carry out consultation processes required with regard to the making of two proposed Dog Control Orders, namely:

- (i) **A Dog Control Order requiring the removal of dog faeces over the land outlined with a bold red line on the attached Plan Dog Control Order 1.**
- (ii) **A Dog Control Order requiring dogs to be kept on a lead of not more than 60 inches in length over the land outlined with a bold red line on the attached Plan Dog Control Order 2.**

Other Options Considered
(with reasons for rejecting options not favoured)

Not to implement has not been considered due to the number of reported incidents of dog fouling across the Dales Ward. There has also been a number of serious attacks by dogs not being kept on a lead in the Dales Ward. Consideration has been given to the Dogs (Fouling of Land) Act 1996 which is currently an effective tool for tackling dog fouling. However, this does not cover wider dog issues such as the ability to require dogs to be kept on leads.

Reasons for Decision(s)

Over the past few years the Council and the Police have received many complaints in respect of dogs causing nuisance and annoyance to members of the public by being allowed to run loose across the Dales Ward, and in particular the urban parts of the Dales Ward. Many irresponsible dog owners do not keep their dogs on leads. There have been a number of serious attacks by dogs who have not being on a lead and have not being properly controlled by their owners.

The Proposed Dog Control Order would require that those in charge of a dog must keep their dog on a lead over the land outlined in red on the attached Plan Dog Control Order 2. This would benefit the community in respect of taking positive enforcement actions against those people who allow their animals to roam around without adequate supervision.

Where such Orders are made the provisions of the Dogs (Fouling of Land) Act 1996 automatically lapse in respect of that land and therefore it is also proposed that a further Dog Control Order be made to re-instate the offence of failing to remove dog faeces from land covered by the Dog Control Order. It is proposed that the Dog Control Order in respect of dog fouling will apply to the whole of the Dales Ward as outlined in red on the attached Plan Dog Control Order 1 rather than the same land that the proposed Dog Control Order requiring dogs to be kept on leads will apply to because dog fouling is a problem across the whole of the Dales Ward.

Numerous streets across the Dales Ward feature as the top sites for reported cases of dog fouling where there have been in excess of 20 reports. Please see **Appendix 1**. Many citizens have made complaints directly to Ward Councillors, the Neighbourhood Development Officer and Community Protection Officers (CPO's).

Due to the number of reported cases of dog fouling and complaints regarding dogs being allowed to roam freely without being properly controlled these issues have been Ward priorities for in excess of two years.

The use of powers granted to the authorised personnel under a Dog Control Order is an effective way to ensure a proportionate approach is taken to dealing with these problems.

Affected Wards

Dales Ward.

Advice Sought

	Yes	No
Legal	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Finance	<input type="checkbox"/>	<input type="checkbox"/>
Human Resources	<input type="checkbox"/>	<input type="checkbox"/>
Equality & Community Relations Team	<input type="checkbox"/>	<input type="checkbox"/>
Voluntary and Community Sector	<input type="checkbox"/>	<input type="checkbox"/>
Grants Team		
Procurement	<input type="checkbox"/>	<input type="checkbox"/>
Other (please specify)	<input type="checkbox"/>	<input type="checkbox"/>

Details of Consultations undertaken

	Yes	No	Name and Date
Portfolio Holder	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Ward Councillors	Yes	<input type="checkbox"/>	On :05.2.14: Councillor D Mellen Councillor G Khan Councillor N Khan
Area Committee	Yes	<input type="checkbox"/>	11.02.14
Other Council Bodies	Yes	<input type="checkbox"/>	On 10.02.14 Inspector Simon, St Anns and Dales Ward Neighbourhood Police Inspector
Corp. Directors Affected	Yes	<input type="checkbox"/>	Date dated below
Trades Unions	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____
Minority Group	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____
Others (Specify)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____

Reasons for not consulting

Those not consulted are not directly affected by the decision.

Consultation Outcomes

The citizens across the whole of the Dales Ward support these proposals and would like to see the introduction of two Dog Control Orders.

Background to the decision

1. It is quite correct to state that many dog owners across the Dales ward act in a responsible manner when controlling and exercising their dogs. However, the local community have made representations to ward councillors that some dog owners are allowing their pets to cause a number of problems. Attempts to encourage these owners to take responsibility for their pets under the current legislation have largely failed and it is the recommendation of local Community Protection Officers that two Dog Control Orders be made for the Dales Ward. The proposed Orders are a Dog Control Order requiring the removal of dog faeces over the over land outlined with a bold red line on the attached Plan Dog Control Order 1, and A Dog Control Order requiring dogs to be kept on a lead of not more than 60 inches in length over the land outlined with a bold red line on the attached Plan Dog Control Order 2. This will give improved powers to Community Protection Officers to tackle such problems promptly as currently Community Protection Officers do not have any powers to require dog owners to keep their dogs on leads.

2. The proposed Dog Control Orders are not intended to interfere with responsible dog owners who keep their pets under proper control and clean up after them. This approach will allow the targeting of individuals acting irresponsibly in the control of their dog(s) while leaving others undisturbed who are not causing a problem.

The proposed Dog Control Orders should only be made where the Council is satisfied that to do so would be a necessary and proportionate response to problems caused by the activities of dogs and those in charge of them. The proposed Orders are considered a necessary and proportionate response due to the number of reported cases of dog fouling across the whole of the Dales Ward and the serious cases where residents have been injured by dogs not on their leads. Responsible dog owners will still be able to exercise their dogs off their leads on Colwick Woods Country Park which is within the Dales Ward.

3. In response to the concerns of local people the local Neighbourhood Action Team (NAT) for the Dales have identified action on Dog Fouling, developing responsible dog ownership and a Dog Control Order as local priorities for the Ward. The NAT priorities have a series of actions identified to address these priorities; targeted Community Protection Officer's operations on Dog Fouling, identification of hotspots and enforcement action against owners who let their dogs foul to name a few.

4. To give weight to these priorities part of the Sneinton Week of Action in 2013 focused on encouraging residents to sign the responsible dog charter (pledge), organised for the Dogs Trust to deliver a number of 'chipping sessions' and consulted local residents on the use of a dog control order covering the Dales ward.

EVIDENCE

1. With regard to demonstrating the need to introduce two Dog Control Orders requiring dog owners to clean up faeces and requiring dogs to be kept on leads evidence has been collated from across the whole of the Dales Ward. Dog fouling statistics are set out in **Appendix 1**. Signed witness statements from the Neighbourhood Development Officer, the Enforcement Officer and Community Protection Officers (CPO's) describe in detail all the issues that have been detailed in this report. The Ward Councillors can also provide verbal evidence relating to complaints and representations that they have had from citizens across the whole of ward. During Sneinton Week of Action in 2013, a questionnaire with the title "Do you think Sneinton would benefit from a Dog Control Order?" was utilised to consult with the citizens in the ward. A total of 126 signed questionnaires were received during the Week of Action.

2. Dog fouling is a big problem in the Dales Ward. Dog fouling statistics are set out in **Appendix 1**. These include the top sites regarding the numbers of reported cases of dog fouling across the Dales ward where there have been in excess of 20 reports for the period February 2013 to January 2014, inclusive. There are nine top sites across the St Anns Ward and the Dales Ward and six of them are within the Dales Ward.

3. The Dales Ward has experienced two very nasty incidents where dogs that were out of control harming local residents, resulting in police action being taken against the owners. On 30th November 2013 between 10pm and 10.30pm a tenant of Nottingham City Council was walking with her 4 month old baby and partner on Manvers Street. Another tenant of the Council was exercising his 2 American Bulldogs, off their leads in this location. As the female tenant passed one of the dogs then jumped up and grabbed her hand whilst the other dog jumped up and grabbed her arm. The dogs pushed her to the ground and both started pulling at her. The dogs did let go of the female but they were running wild and circled around her and her baby. As a result of the attack the female victim had to have surgery on her arm and the nerve in her hand was badly damaged. One finger was almost severed off by the dogs and she will therefore have no feeling in that part of her hand for the rest of her life. This incident and others are detailed in the witness statement of Susan Haque, Enforcement Officer, Community Protection that forms part of the file of evidence for the proposed Dog Control Orders. Civil Legal action was pursued by Community Protection which resulted in a Court Order against the dog owner. The dog owner is now banned from keeping dogs in any Council owned property within the city. In addition to this Councillors and officers have been approached on numerous occasions by residents concerned that dogs not on their leads were causing alarm to other dog walkers and pedestrians. Residents have consistently raised the issue of Dog fouling and dogs not being kept on leads at the monthly local issues meetings, as part of Councillors surgeries and during a number of the local ward walks.

4. A Dog Control Order which requires that dogs be kept on a lead can also specify the length of lead a dog should be kept on. It is recommended therefore that the length of lead should be specified in the proposed Dog Control Order which requires that dogs be kept on a lead as offering a proportionate solution in affording protection to the residents and allowing dog owners to allow their pets a reasonable amount of freedom whilst keeping them under control.

5. There are various interventions that are currently available to enforcement agencies to stop nuisance and annoyance arising from the irresponsible ownership and control of dogs such as Anti-Social Behaviour Orders and Injunctions. The powers under the proposed Dog Control Order requiring the removal of dog faeces would replace the Dogs (Fouling of Land) Act 1996 for the specified area of land. The proposed Dog Control Order requiring that dogs be kept on leads will strengthen the approach taken by enforcement officers in respect of those who choose to continue to act irresponsibly and so disrupt the lives of residents and visitors across the relevant parts of the Dales ward.

6. Consideration has been given to the existence of the Dog (Fouling of Land) Act 1996 which is currently an effective tool for tackling dog fouling. However this does not cover wider dog issues such as the ability to require that dogs be kept on a lead.

7. There are currently no enforcement powers for Community Protection Officers to require that dogs are kept on leads and this would be an additional power. The use of Dog Control Orders provides additional powers and remedies which can be used alongside or as an alternative to civil action or other dog related criminal offences and which will be considerably quicker and more effective.

8. If Orders are to be made then Regulations set out in the procedure should be followed which includes consultation for a period of at least 28 days and the advertisement of the proposals. Prior to implementing a Dog Control Order, regulations require the Council to consult with any other primary or secondary authority within the area in which the Dog Control Order is being made. Nottingham City Council is the sole authority for the Dales Ward therefore no consultation in respect of this is required.

9. The Council must also publish a notice describing the proposed Order in a newspaper circulating in the area covered by the proposed Orders to allow residents the opportunity to make representations. Those representations will be considered and responded to as appropriate. The cost of the questionnaires for Consultation with the residents will be absorbed by Community Protection. It is proposed that the consultation will be carried out by Community Protection Officers, Neighbourhood Development Officer and the Neighbourhood Action Team. Community Protection Officers will engage with residents across

the whole of the Dales Ward and complete the consultation questionnaires face to face. All Community Protection Officers will have copies of the plans for the two proposed Dog Control Orders. In addition residents across the whole of the Dales Ward will be able to show their support for the proposals by signing a petition. The Neighbourhood Development Officer, the Neighbourhood Action Team and Community Protection Officers will meet with tenants, residents and community groups across the Dales Ward as part of the consultation process. Community Protection will also consult our partners such as Nottingham City Homes and Housing Associations who provide and manage social housing within the Dales Ward.

10. The recommendations for the consultation over the proposed Dog Control Orders are therefore in compliance with the legislation. A timetable outlining the timescales for introducing the Dog Control Orders is attached as **Appendix 2**.

It is proposed that the results of this consultation will be taken to the next available Area Committee East meeting, scheduled for 13 May 2014.

**Declared colleague/
Councillor Interests**

N/A

**Dispensation by
Standards Committee**

Date:
N/A

Dispensation Reference:

Equalities

Has the equality impact of the decision been assessed?
NO **NO**
YES – equality impact assessment attached

Before such an Order is made citizens within the area must be consulted in order to gauge their opinion on the proposals. The results of the consultation will enable the Council to carry out an Equality Impact Assessment on the proposal and this will be reported to the Area Committee.

Exemptions are available to Dog Control Orders to some sections of the disabled Community.

The Orders would not apply where a person in control of a dog has:-

- a.) a reasonable excuse for failing to comply with an Order or
- b.) is acting with the consent of the owner or occupier of the land, or any other person or authority which has control of the land, for example dogs working on the land with the consent of the land owner.

There is also an exemption from the dog fouling offence for people with disabilities in respect of trained assistance dogs.

Under the Council's Fair and Just Nottingham Equity Scheme, this proposed Dog Control Order complies with the underlying principles of the scheme and promotes fair and individual enforcement based on the Order.

Social Value Implications

N/A

Crime and Disorder Implications

As described above there have been a number of nasty dog attacks resulting in criminal action being taken by the Police and civil legal action taken by the City Council. The proposed Orders would assist the area by way of reducing and preventing anti-social acts.

Published Documents

N/A

Exempt/Confidential report

N/A

Contact Person

Abu Belim – Principal Enforcement Officer	Contact No. Mobile: 07903 202034 Email: abu.belim@nottinghamshire.pn.n.police.uk
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For Officer delegated decisions only please provide the reference number from the Scheme of Delegation under which the decision is being taken.

**Scheme of Delegation
Reference Number**

127

Corporate Director or authorised colleague (Print name)	<i>John Wally</i>	Date:	<i>6/3/14</i>
Signature	<i>[Signature]</i>		
Portfolio Holder (Print name)	<i>N/A</i>	Date:	
Signature	<i>N/A</i>		
	Date Published:	Last Date for Call-in:	
	<i>06/03/2014</i>	<i>N/A</i>	

Legal comments

It is proposed that the Council consult upon making two Dog Control Orders under the Clean Neighbourhoods and Environment Act 2005 (CNEA):

1. A Dog Control Order requiring those responsible for dogs to remove dog faeces over land shown outlined with a bold line on Plan 1 attached to the Delegated Decision Form (the Dales Ward), and
2. A Dog Control Order requiring dogs to be kept on a lead of not more than 60 inches in length within the urban areas of the Dales Ward, over land shown outlined with a bold line on Plan 2 attached to the Delegated Decision Form.

Such Orders can be made by the City Council under the CNEA in respect of any land which is open to the air and to which the public are entitled or permitted to have access (with or without payment). Breach of a Dog Control Order is a criminal offence, or as an alternative to prosecution a fixed penalty notice is available.

Current Powers to deal with Dog Fouling in the Dales Ward:

At present the City Council can take enforcement action under the provisions of the Dogs (Fouling of Land) Act 1996 against individuals who do not remove dog faeces forthwith over land within the whole of the Dales Ward that:

* the public are entitled or permitted to have access (with or without payment) and which is not used for agriculture or woodlands and which is not predominately marshland, moor or heath

* all carriageways with a speed limit of 40mph or less and adjoining pathways and verges

Where anybody in charge of a dog fails to remove the dog faeces forthwith in these locations they have committed an offence or as an alternative to prosecution can be issued with a fixed penalty notice of £50. Guide dogs are exempt from this requirement.

If a Dog Control Order to require dogs to be kept on leads is made the Dogs (Fouling of Land) Act 1996 will no longer apply to that land. Therefore, if a Dog Control Order requiring dogs to be kept on leads is made, to allow the City Council to continue to enforce against people who fail to clear up after their dogs, a Dog Control Order to make it a criminal offence to fail to remove dog faeces for that area will also be required.

The proposed Dog Control Order requiring dogs to be kept on a lead only applies to the urban parts of the Dales Ward as shown on Plan 1 attached to the Delegated Decision Form, and not to the Colwick Country Park or Woods, so existing powers under the Dogs (Fouling of Land) Act 1996 could continue to apply to these areas. However, it is proposed that a Dog Control Order requiring people to remove dog faeces will apply to the larger area of land shown on Plan 2 which includes Colwick Country Park and Woods. This may not significantly change existing enforcement powers in respect of people who do not clear up after their dogs.

Enforcement for breach of the Dogs (Fouling of Land) Act 1996, and any proposed Dog Control Order can only be taken where the Council has sufficient evidence that an offence has occurred.

As stated in the Delegated Decision Form, Civil action may be taken against individuals who do not control their dogs. In addition powers exist to deal with dangerous dogs, and a byelaw which to my knowledge is in force in relation to Colwick Park requires dogs to be kept under control in this area.

Making Dog Control Order(s):

Guidance issued by the Department for Environment Food and Rural Affairs states that it is important for any authority considering a Dog Control Order to be able to show that this is a necessary and proportionate response to problems caused by the activities of dogs and those in charge of them.

The Guidance requires the City Council to balance the interests of those in charge of dogs against those affected by the activities of dogs, bearing in mind the need for people to have access to areas where dogs are kept under strict control, and the need for those in charge of dogs to have access to areas where they can exercise their dogs without undue restrictions. The Guidance states that failure to give due consideration to these factors could make any subsequent Dog Control Order vulnerable to challenge in the Courts. The Guidance also states that the City Council should consider how

easy a Dog Control Order would be to enforce, since failure to properly enforce the Order could undermine the effect of an Order.

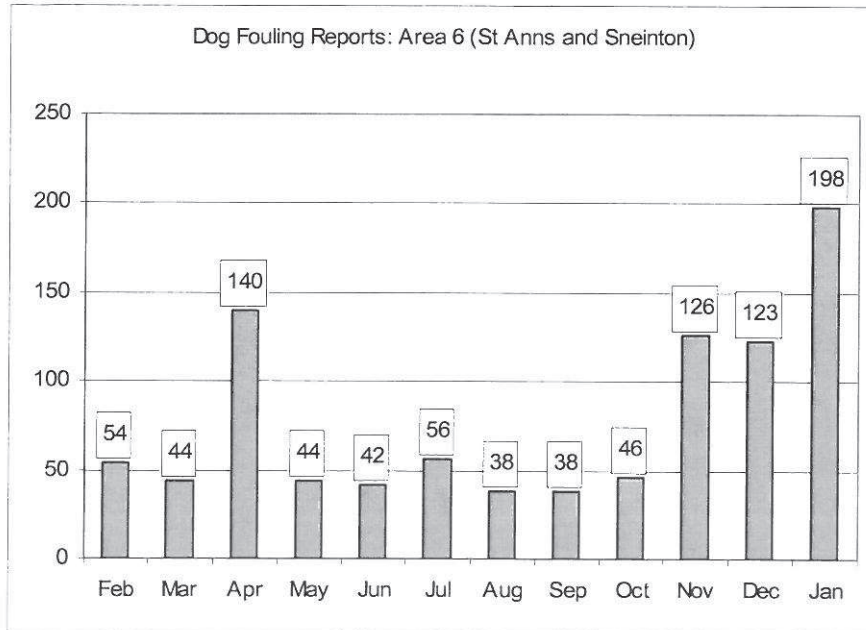
If consultation on a particular Order is authorised, Regulations set out the procedure which must be followed which includes consultation and the advertisement of proposals as stated in the Delegated Decision Form.

The City Council can only make a Dog Control Order over land which falls within its administrative area. Parts of the boundaries shown on the attached Plans appear to cut through the middle of roads, or part way through roads which are entirely within Nottingham City Council's administrative area, but which may be partly outside of the Dales Ward boundaries. In these areas, for example Windmill Lane, part of Carlton road or Sneinton Road, members of the public in particular may not be clear which land it is proposed that the Orders will apply to. As stated above, the Dogs (Fouling of Land) Act 1996 no longer applies to land that is covered by a Dog Control Order and enforcement must be taken under the correct power or it will be invalid.

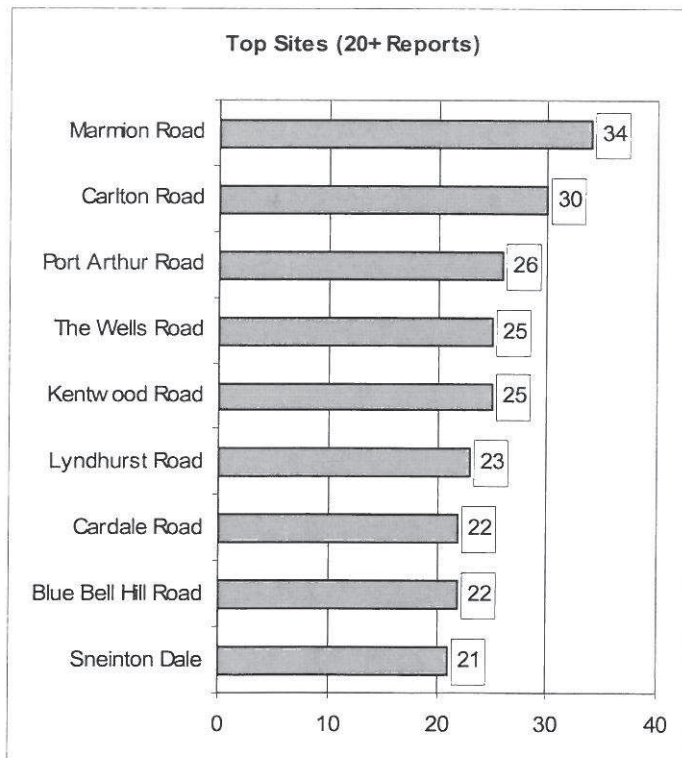
Tamazin Wilson
Solicitor
27 February 2014

APPENDIX 1

DOG FOULING STATISTICS : FEBRUARY 2013 TO JANUARY 2014



TOP SITES WITH IN EXCESS OF 20 REPORTS



TIMETABLE : THE DALES WARD DOG CONTROL ORDER

Action Timescale By Whom

1. Obtain approval to proceed with consultation from the **Officer with Delegated Authority**, John Kelley, Corporate Director of Communities
2. Obtain further evidence from across the Dales ward.
Community Protection
3. Publication of Newspaper advertisement early March 2014.
Community Protection
4. Prepare draft Order and consultation letter
Community Protection and Legal Services
5. Consult with citizens, partners and third sector organisations by end March/ April 2014
Community Protection, Police, Neighbourhood Management
6. Report back to Area Committee regarding representations and seeking confirmation of the Order May 2014
Community Protection
7. (1) Publication of notice of making of Order and
(2) Erection of signs on street.
(1) Community Protection (2) Neighbourhood Services
8. Order planned to come into force June 2014.

Appendix 4

The Clean Neighbourhoods and Environment Act 2005

**The Dog Control Orders (prescribed Offences and Penalties, etc)
Regulations 2006 (SI 2006/1059)**

**The Nottingham City Council (Dales Ward Urban Areas) Dogs on Leads
Dog Control Order 2014**

The Nottingham City Council hereby makes the following Order:

- 1 This Order comes into force on .
- 2 This Order applies to the land specified in the Schedule.

Offence

- 3 (1) A person in charge of a dog shall be guilty of an offence if, at any time, on any land to which this Order applies he does not keep the dog on a lead of not more than 60 inches in length, unless—
 - (a) he has a 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.
- (2) For the purposes of this article 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.

Penalty

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

Date:

Given under the Common Seal of }
NOTTINGHAM CITY COUNCIL }

Authorised Signatory

SCHEDULE

This Order applies to all land open to the air and to which the public are entitled or permitted to have access with or without payment which is delineated by a thick red line on the plan attached to this Order which shall include those places described in Parts 1 and 2 inclusive and in the event of a conflict between the plan attached to this Order and Parts 1 and 2 of this Schedule the plan attached to this Order shall take precedence.

Part 1

Ardmore Close	Dale Farm Avenue	Holborn Avenue
Ashdale Road	Dale Grove	Holdale Road
Ashfield Road	Dale Street	Hollydale Road
Ashworth Close	Dale Terrace	Holme Street
Aubrey Avenue	Dale View Road	Holroyd Avenue
Avon Road	Daleside Road	Hoten Road
Baden Powell Road	Daleside Road East	Hutton Street
Bakerdale Road	Davidson Street	Ipswich Circus
Barnet Road	Dovedale Road	Ivatt Drive
Barnston Road	Durham Avenue	Jarvis Avenue
Beaumont Street	Durham Close	Jubilee Street
Beckford Road	Eastdale Road	Kentwood Road
Belvoir Hill	Eastholme Croft	Kilby Avenue
Bendigo Lane	Edale Road	Kilnwood Close
Bentley Avenue	Ena Avenue	Kimberley Street
Bewick Drive	Evelyn Street	Kingsley Road
Bleasby Street	Eyre Street	Kirkdale Road
Bowland Close	Ferndale Grove	Lady Bay Bridge
Bradbury Street	Ferndale Road	Ladysmith Street
Brand Street	Findern Green	Lancaster Road
Bromfield Close	Finsbury Avenue	Langdale Road
Brooklands Road	Freeth Street	Langham Avenue
Candle Meadow	Grainger Street	Lees Hill Footway
Cardale Road	Granby Villas	Lees Hill Street
Carlton Road	Greendale Road	Lichfield Road
Castle Street	Greenside Walk	Lillie Terrace
Catterley Hill Road	Greenwood Avenue	Lindum Grove
Chase Park	Greenwood Road	Linton Rise
Chester Road	Gresley Drive	Little Tennis Street
Colwick Road	Hagley Close	Little Tennis Street
Comery Avenue	Hardstaff Road	South
Cosby Road	Harrogate Road	Lord Nelson Street
Crabtree Field	Hemswell Close	Lord Street
Cranthorne Drive	Hereford Road	Loughborough
Curlew Close	Highcliffe Road	Avenue

Lower Eldon Street
Lower Parliament
Street
Lyndhurst Road
Mafeking Street
Manor Avenue
Manor Street
Manvers Street
Marham Close
Marston Road
Mays Avenue
Meadow Grove
Meadow Lane
Milford Drive
Mill View Close
Millers Green
Moreland Street
Nether Close
Newark Avenue
Newark
Crescent
Newark Street
Northdale Road
Notintone Street
Oakdale Road
Parkdale Road
Pasture Close
Pennyfoot Street
Perlethorpe
Avenue
Plough Lane
Poplar Street
Port Arthur Road

Poulton Drive
Pullman Road
Racecourse
Road
Radbourne
Road
Ripon Road
Roberts Street
Rosedale Road
Rossington
Road
Rutland Villas
Sandringham
Road
Sedgley Avenue
Shelford Rise
Shorwell Road
Shrewsbury
Road
Skipton Circus
Sneinton
Boulevard
Sneinton Dale
Sneinton
Hermitage
Sneinton Hollows
Sneinton Road
Southwell Road
Spring Moor
St Christopher
Street
St Stephens
Avenue
St Stephens

Road
Stanhope Street
Stanway Close
Sunnydale Road
Sutherland Road
Swains Avenue
Taylor Close
Thoresby
Avenue
Thoresby Street
Thurgarton
Avenue
Thurgarton
Street
Totnes Road
Trent Lane
Trent Road
Victoria Avenue
Waterside Way
Watson Avenue
Weedon Close
West Moor
Westwood Road
Whites Avenue
Whittier Road
William Booth
Road
Windmill Lane
Windmill View
Yarwell Close

Part 2

Greens Gardens
Sneinton Walkway
Greens Windmill
Port Arthur Road
Marham Close
Ashworth Close
Tricketts Yard
Bentinck Court
Greenway
Milford Drive
Lees Hill
Parkdale Road

Appendix 5

The Clean Neighbourhoods and Environment Act 2005

THE Dog Control Orders (prescribed Offences and Penalties, etc) Regulations 2006 (SI 2006/1059)

The Nottingham City Council (Dales Ward) Fouling of Land by Dogs Dog Control Order 2014

The Nottingham City Council hereby makes the following Order:

- 1 This Order comes into force on .
- 2 This Order applies to the land specified in the Schedule.

Offence

- 3 (1) If a dog defecates at any time on land to which this Order applies and a person who is in charge of the dog at that time fails to remove the faeces from the land forthwith, that person shall be guilty of an offence unless—
 - (a) he has a 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.
- (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).

Penalty

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

Date:

Given under the Common Seal of }
NOTTINGHAM CITY COUNCIL }

Authorised Signatory

SCHEDULE

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Bendigo Lane	Ena Avenue	Kingsley Road
Bentley Avenue	Evelyn Street	Kirkdale Road
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Bowland Close	Ferndale Road	Lancaster Road
Bradbury Street	Findern Green	Langdale Road
Brand Street	Finsbury Avenue	Langham Avenue
Bromfield Close	Freeth Street	Lees Hill Footway
Brooklands Road	Grainger Street	Lees Hill Street
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Cardale Road	Greendale Road	Lillie Terrace
Carlton Road	Greenside Walk	Lindum Grove
Castle Street	Greenwood Avenue	Linton Rise
Catterley Hill Road	Greenwood Road	Little Tennis Street
Chase Park	Gresley Drive	Little Tennis Street
Chester Road	Hagley Close	South
Colwick Road	Hardstaff Road	Lord Nelson Street
Comery Avenue	Harrogate Road	Lord Street
Cosby Road	Hemswell Close	Loughborough
Crabtree Field	Hereford Road	Avenue
Cranthorne Drive	Highcliffe Road	Lower Eldon Street
Curlew Close	Holborn Avenue	Lower Parliament
Dale Farm Avenue	Holdale Road	Street

Lyndhurst Road
Mafeking Street
Manor Avenue
Manor Street
Manvers Street
Marham Close
Marston Road
Mays Avenue
Meadow Grove
Meadow Lane
Milford Drive
Mill View Close
Millers Green
Moreland Street
Nether Close
Newark Avenue
Newark
Crescent
Newark Street
Northdale Road
Notintone Street
Oakdale Road
Parkdale Road
Pasture Close
Pennyfoot Street
Perlethorpe
Avenue
Plough Lane
Poplar Street
Port Arthur Road
Poulton Drive

Pullman Road
Racecourse
Road
Radbourne
Road
Ripon Road
Roberts Street
Rosedale Road
Rossington
Road
Rutland Villas
Sandringham
Road
Sedgley Avenue
Shelford Rise
Shorwell Road
Shrewsbury
Road
Skipton Circus
Sneinton
Boulevard
Sneinton Dale
Sneinton
Hermitage
Sneinton Hollows
Sneinton Road
Southwell Road
Spring Moor
St Christopher
Street
St Stephens
Avenue
St Stephens

Road
Stanhope Street
Stanway Close
Sunnydale Road
Sutherland Road
Swains Avenue
Taylor Close
Thoresby
Avenue
Thoresby Street
Thurgarton
Avenue
Thurgarton
Street
Totnes Road
Trent Lane
Trent Road
Victoria Avenue
Waterside Way
Watson Avenue
Weedon Close
West Moor
Westwood Road
Whites Avenue
Whittier Road
William Booth
Road
Windmill Lane
Windmill View
Yarwell Close

Part 2

Greens Gardens
Sneinton Walkway
Greens Windmill
Port Arthur Road
Marham Close
Ashworth Close
Tricketts Yard
Bentinck Court
Greenway
Milford Drive
Lees Hill
Parkdale Road
Colwick Woods Local Nature Reserve
Colwick Country Park

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Dales Ward | 'First Map' - First Dog Control Order – | Dogs on Leads



Key

- Urban Area
- Dales Ward

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 L:\GIS\Projects\Cartography\100813 - DogControlOrders_Dales\A3_DogControlArea_Urban.mxd GIS Team 23/04/2014



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ANALYSIS OF DOG CONTROL ORDER QUESTIONNAIRES

ATOTAL OF 221 COMPLETED QUESTIONNAIRES

	YES	NO	EVERY DAY	3-4 TIMES PER WEEK	2-3 TIMES PER MONTH	2-3 TIMES A YEAR	60 INCHES	70 INCHES	80 INCHES
Q2 DO YOU AGREE 1 ST PROP' ORDER 60INCH OR LESS?	208	10							
Q3 DO YOU AGREE 2ND PROP' ORDER REMV OF DOG FAECES	219	1							
Q4 WOULD									

SEEN DOGS NOT KEPT ON LEADS HOW OFTEN URBAN AREA	186	33	51	57	58	15			
Q12 DO YOU HAVE A VIEW ON HOW LONG A DOG LEAD SHOULD BE	181	40					143	17	18

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Name and brief description of proposal / policy / service being assessed
PROPOSED DOG CONTROL ORDERS FOR THE DALES WARD.

Information used to analyse the effects on equality
FORMAL CONSULTATION WAS UNDERTAKEN ACROSS THE WHOLE OF THE DALES WARD FROM 12.03.14 – 16.04.14 INCLUSIVE

Page 49

	Could particularly benefit (X)	May adversely impact (X)	How different groups could be affected: Summary of impacts	Details of actions to reduce negative or increase positive impact (or why action not possible)
People from different ethnic groups	<input type="checkbox"/>	<input type="checkbox"/>	No impact identified for this strand.	Not applicable.
Men, women (including maternity/pregnancy impact), transgender people	<input type="checkbox"/>	<input type="checkbox"/>	No impact identified for this strand.	Not applicable.
Disabled people or carers	<input type="checkbox"/>	<input type="checkbox"/>	Exemptions are available to Dog Control Orders to some sections of the disabled Community. Disable people in defined cases are exempt from the requirement to pick up dog faeces if registered as disabled and using an assistance dog.	Enforce to confirm offenders circumstances at the tiem offence appears to have been committed.
People of different faiths/beliefs and those with none.	<input type="checkbox"/>	<input type="checkbox"/>	No impact identified for this strand.	Not applicable.
Lesbian, gay or bisexual people	<input type="checkbox"/>	<input type="checkbox"/>	No impact identified for this strand.	Not applicable.
Older or younger people	<input type="checkbox"/>	<input type="checkbox"/>	No impact identified for this strand.	Not applicable.
Other (e.g. marriage/civil partnership, looked after children, cohesion/good	<input type="checkbox"/>	<input type="checkbox"/>	A requirement for dogs to be kept on a lead will promote public safety. There are	Enforce to confirm offenders circumstances at the tiem offence appears to have been committed.

relations, vulnerable children/adults)			exemptions for working dogs in defined circumstances.	
<p>Arrangements for future monitoring of equality impact of this proposal / policy / service: Note when assessment will be reviewed (e.g. Review assessment in 6 months or annual review); Note any equality monitoring indicators to be used; consider existing monitoring/reporting that equalities information could form part of.</p>				
<p>Approved by (manager signature): ABU BELIM ON BEHALF OF: RICHARD ANTLClFF, HEAD OF SERVICE, NEIGHBOURHOOD ENFORCEMENT, COMMUNITY PROTECTION.</p>			<p>Date sent to equality team for publishing: Will be sent once approval has been obtained from Area Committee.</p>	