



**NOTTINGHAM CITY COUNCIL DOGS EXCLUSION PUBLIC SPACES PROTECTION ORDER 2016**

**(ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014, CHAPTER 2, SECTION 59 – 75)**

1. Nottingham City Council, being satisfied that dogs in the Restricted Area may cause danger to themselves danger nuisance annoyance or disturbance to persons damage to property the worrying or disturbance of other animals or birds or harm to public health which has or which is likely to have a detrimental effect on the quality of life of those in the locality, hereby makes the following Order
2. In this Order:-

Person in Charge	means the person who has the dog in his possession, care or company at the time the Relevant Offence is committed, or if none, the owner or person who habitually has the dog in his possession
Prescribed Charity	means any of the following:-  (i) registered charity number 700454 (Dogs for the Disabled); (ii) registered charity number 1088281 (Support Dogs); (iii) registered charity number 803680 (Canine Partners for independence)
Relevant Offence	an offence under Article 4 of this Order
Restricted Area	means the land designated in the Schedule to this Order

3. This Order comes into force on 26 September 2016 and remains in effect for a period of three years from that date

### Offence

4. (1) A Person in Charge of a dog shall be guilty of an offence if, at any time, he takes a dog onto, or permits the dog to enter or to remain on, any land in the Restricted Area, unless;
- a) he has a reasonable excuse for doing so; or
  - b) The owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his doing 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) is deaf, in respect of a dog trained by registered charity number 293358 (Hearing Dogs for Deaf People) and upon which he relies for assistance; or
  - c) 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

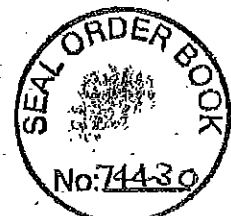
### Penalty

5. A person who is guilty of an offence under Article 4 shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale
6. A person does not commit an offence under this Order by failing to comply with a prohibition or requirement that the Authority did not have power to include in the Order

Dated this 19<sup>th</sup> day of August 2016

Given under the COMMON SEAL )  
Of NOTTINGHAM CITY COUNCIL )

*S. Whymora*  
LEGAL SERVICES MANAGER  
Authorised Signatory



### **SCHEDULE OF LAND**

This Order applies to the following areas within the administrative area of Nottingham City Council that are open to the air and to which the public are entitled or permitted to have access (with or without payment):

1. Any clearly demarcated children's play area;
2. Areas designated as being of special scientific interest. Details of these areas can be viewed at <http://info.nottinghamcity.gov.uk>;
3. Areas designated as local nature reserves. Details of these areas can be viewed at <http://info.nottinghamcity.gov.uk>; and
4. "School land" meaning land that is used for Education as defined by the Education Act 1996, and land that is identified by the Academies Act 2010.

For the purposes of this Schedule land which is covered is to be treated as land which is "open to the air" if it is open to the air on at least one side.

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**SECTION 59 – 75)**

Pursuant to section 60 (2) of the Anti-social Behaviour, Crime and Policing Act 2014 the period that the Nottingham City Council Dogs Exclusion Public Spaces Protection Order 2016 has effect has been extended. This extension was approved by the Nottingham City Council's Executive Board on [insert date]. This Order will now expire on 24<sup>th</sup> September 2022.

Dated this            day of            201

Signed:

Authorised Signatory

**DRAFT**