

THE CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT 2005

**THE DOG CONTROL ORDERS (PRESCRIBED OFFENCES AND PENALTIES, ETC.)
REGULATIONS 2006 (S.I 2006/1059)**

THE DOGS EXCLUSION (CHORLEY COUNCIL) ORDER 2012

The Chorley Council (in this Order called “the Council”) hereby makes the following Order:

1. The Order comes into force on the 23 July 2012
2. This Order applies to land specified in the Schedule below.
3. In this Order “play area” means those play areas which are fenced or where they are not fenced, the area of the safer surfacing.

Offence

4. (1) A person in charge of dog shall be guilty of an offence if at any time they take the dog onto, or permits the dog to enter or remain on any land to which this Order applies unless:
 - a. they have 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 them doing so.

(2) Nothing in this article applies to a person who:

- a. is registered as a blind person in a register compiled under s:29 National Assistance Act 1948: or
- b. is deaf, in respect of a dog trained by Hearing Dogs for Deaf People (registered charity number 29358) and upon which the person relies for assistance; or
- c. has a disability which affects their 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 they rely for assistance.

(3) For the purposes of this article:

- a. a person who habitually has a dog in their 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; and
- b. each of the following is a “prescribed charity”;
 - i Dogs for the Disabled (registered charity number 7004545)
 - ii. Support Dogs (registered charity number 1088281)
 - iii. Canine Partners for Independence (registered charity number 803680)
 - iv. Guide Dogs (registered charity 209617)

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

SCHEDULE

(Description of land to which the Order applies)

This Order applies to all land within the administrative area of the Council and which is a Council owned:

- (a) Play area
- (b) Multi use games area and ball court
- (c) Bowling green (except the Order shall not apply to the perimeter footpath around the said bowling green)
- (d) Skate park, BMX track or youth shelter
- (e) Sports pitch at such times as when an organised sporting activity is taking place
- (f) Fountain, water feature, pond or ornamental lake
- (g) Cemetery or crematorium grounds (except that the Order shall not apply to highways or footpaths within the said cemetery or crematorium grounds).

THE COMMON SEAL of

CHORLEY COUNCIL

was hereto affixed the

day of 2012

in the presence of:-