

# **SOMERSHAM PARISH COUNCIL**

The Clean Neighbourhoods and Environment Act 2005

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

## **THE DOGS EXCLUSION (SOMERSHAM) ORDER 2011**

Somersham Parish Council (in this Order called “the Council”) hereby makes the following Order:

1. This Order comes into force on 1 December 2011.
2. This order applies to the land specified in the Schedule below and shown verged by the yellow line on the map attached to this Order, being land in the administrative area of the Council to which the Dog Control Orders (prescribed Offences and Penalties, etc) Regulations 2006 (SI 2006/1059) apply and is hereby designated for the purposes of this Order.

### **Offence**

3. (1) A person in charge of a dog shall be guilty of an offence if, at any time, he takes the dog onto, or permits the dog to enter or to remain on, the land to which the Order applies 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 and 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 Hearing Dogs for Deaf People (registered charity number 293358) and upon which he relies for assistance, or
  - (c) has a disability which affects his mobility, manual dexterity, physical coordination 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; and
  - (b) 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.

Signed.....  
 Steve Criswell  
 Chairman of Somersham Parish Council

Dated.....

Signed.....  
 Penelope Bryant  
 Clerk to Somersham Parish Council

Dated.....

-----oooO000Oooo-----

**Schedule**

**Land designated specifically.**

All land within the area bounded by Parkhall Road, The Trundle, Ditchfields, The Green, Green End Walk and Coronation Avenue known as the Norwood Playing Field but not including that part of the playing field which is fenced and contains children’s play equipment. This land specifically is indicated on the attached map. This land lies within the administrative area of the council and which is:

- (i) Open to the air (which includes land that is covered but open to the air on at least one side); and
- (ii) To which the public are entitled or permitted to have access (with or without payment); and
- (iii) Is signed as a “dog exclusion area” (whether the sign uses those particular words or words and/or symbols having like effect).