

LEICESTER CITY COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014
PUBLIC SPACE PROTECTION ORDER 2016 (Extended 2019)
DOG CONTROL - FOULING

Leicester City Council has pursuant to Section 60 of the Anti-Social Behaviour, Crime and Policing Act 2014 extended the Public Space Protection Order 2016 (Dog Control – Fouling) which came into force on 1st December 2016

The extended Public Space Protection Order comes into effect on 1st December 2019 at midnight and will expire on 30th November 2022 at 11.59pm

The effect of the Order is as specified below

This Order applies to the land specified in the Schedule below.

Offence

If a dog defecates at any time on the land to which this Order applies and a person who is in charge of the dog at the 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.

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 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.

For the purpose 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 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); and
- (iii) Canine Partners for Independence (registered charity number 803680).

Penalty

A person who is guilty of an offence under this Order shall be liable to receive a Fixed Penalty Notice of £100 or on summary conviction be liable to a fine not exceeding level 3 on the standard scale (£1,000)

Any queries regarding the Order should be made to customer services helpline on (0116) 4541000 or email parks@leicester.gov.uk.

THE COMMON SEAL OF THE
LEICESTER CITY COUNCIL
WAS HEREUNTO AFFIXED
IN THE PRESENCE OF



.....
AUTHORISED SIGNATORY

DATED 6th November 2019



102398

SCHEDULE
(Description of Land to which Order applies)

This Order applies to all land within the administrative area of Leicester City Council and which is :-

- (a) Open to the air (which includes land that is covered but open to the air on at least one side); and
- (b) to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission.