



## **The Anti-Social Behaviour, Crime and Policing Act 2014**

### **Public Spaces Protection Order – Dog Fouling Order – 2017**

The London Borough of Barking and Dagenham (**'the Council'**) hereby makes the following order, pursuant to s.59 of the Anti-Social Behaviour, Crime and Policing Act 2014.

This Order comes into force on [14 May 2018] for a period of 3 years and may be cited as the London Borough of Barking and Dagenham Dog Fouling Order 2017.

This order applies to the public place as outlined in read in the map appended at Schedule 1 of this order (**'the Protected area'**)

The Council is satisfied that activities have been carried out in the Protected area which have had a detrimental effect of the quality of life of those in the locality. Further, it is satisfied that the effect of these activities is, or is likely to be, of a persistent or continuing nature and is, or is likely to be, such as to make the activities unreasonable and the effect justifies the restrictions imposed.

The activities are:

- Dog fouling
- Failing to clear up dog faeces
- Persons in control of dogs failing to have on their person the means to clear up after a dog or dogs under their control

### **Offences and Prohibitions**

- 1) If, within the Protected area, a dog defecates at any time and a person who is then in charge of the dog fails to remove the faeces from the land forthwith, that person shall be guilty of an offence unless
  - a) He has reasonable excuse for failing to do so; or
  - b) The owner, occupier or person or authority having control of the land has consented to his failing to do so

- 2) If, within the protected area, a person who has control of a dog or dogs does not have on their person the means to collect and clear up dog faeces in the event that the dog or dogs under their control defecate, that person shall be guilty of an offence unless he has a reasonable excuse for failing to adhere to the requirement.

## **Exclusions and Exemptions**

The requirements imposed by this order do not apply to a person who is registered as a blind person, or to a person who 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.

## **Penalties**

Failure, without reasonable excuse, to comply with the prohibitions or requirements imposed by this Order is a summary offence under s67 of the Anti-Social Behaviours, Crime and Policing Act 2014. A person guilty of an offence under s.67 is liable on summary conviction to a fine not exceeding level 3 on the standard scale, or any such other punishment specified by the Act.

A constable or an authorised person may, under Section 68 of the Anti-Social Behaviour, Crime and Policing Act 2014, issue a fixed penalty notice to anyone he or she has reason to believe has committed an offence under section 67 in relation to this Order.

Signed:

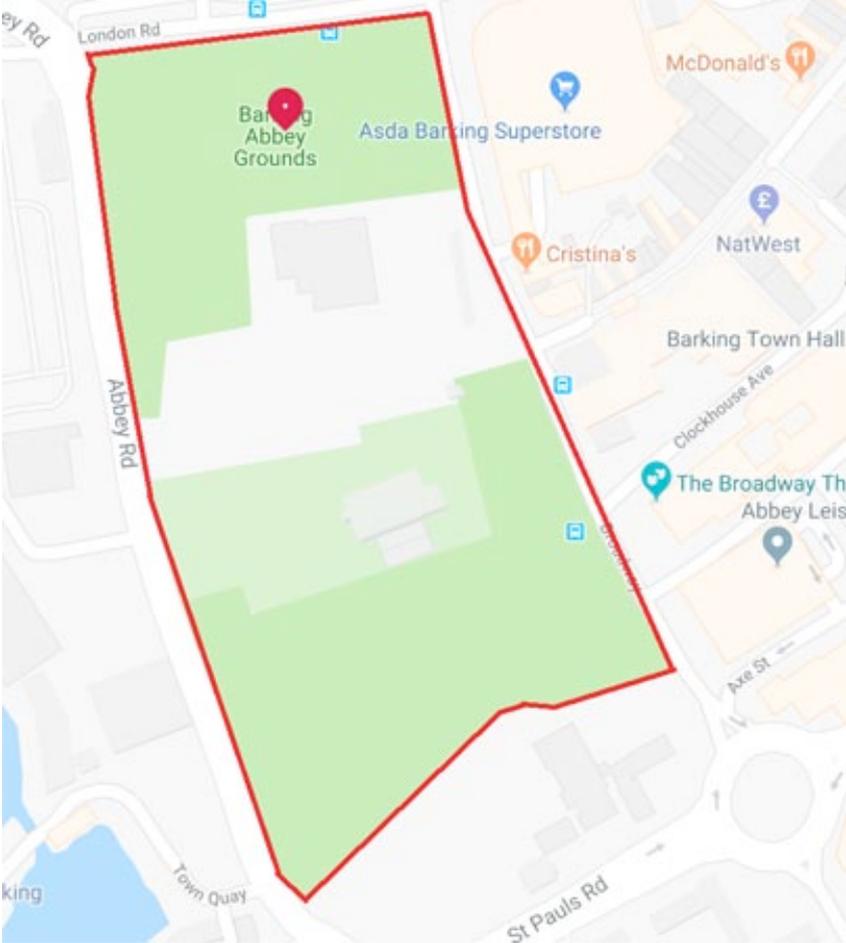
Date:

By authority of the London Borough of Barking and Dagenham under 101 of the Local Government Act 1972

Town Hall, 1 Town Square, Barking, IG11 7LU

# The protected area

## Abbey Green



## Barking Park



# Mayesbrook Park

