

# **RUSKINGTON PARISH COUNCIL**

## **BYELAWS RELATING TO DOGS PROHIBITED FROM THE GROUNDS, REMOVAL OF CANINE FAECES AND DOGS ON LEADS**

Byelaws made by the Council of the Parish of Ruskington under Section 164 of the Public Health Act 1876 and Sections 12 and 15 of the Open Spaces Act 1906 with respect to pleasure grounds and open spaces.

### **EXTENT**

1. (1) Byelaw 3 applies to the pleasure grounds and open spaces or parts thereof described in Schedule I, hereinafter referred to as "the dog prohibited areas".

(2) Byelaws 4 and 5 apply to the pleasure grounds and open spaces or parts thereof described in Schedule II, hereinafter referred to as "the canine faeces removal areas".

(3) Byelaw applies to the pleasure grounds and open spaces or parts thereof described in Schedule III, hereinafter referred to as the "dogs on leads areas".

(4) Byelaw 6 does not apply in respect of any dogs to which Section I of the Dangerous Dogs Act 1991 applies.

(5) Notice of the of these byelaws shall be given by signs placed in conspicuous positions at the entrances to the dog prohibited areas and at the entrances or on the approaches to each of the canine faeces removal areas and the dogs on leads areas.

2. (1) In these byelaws:

"the Council" means the Council of the Parish of Ruskington in the County of Lincolnshire.

(2) For the purpose of these byelaws the keeper of the dog shall be deemed in charge thereof, unless the dog had been placed in or taken into the charge of some other person at the time when an offence under these byelaws had been committed.

(3) In paragraph (2) above, 'the keeper' shall include the owner of the dog or any person who habitually has it in his possession.

### **DOGS PROHIBITED FROM THE GROUNDS**

3. (1) No person (other than a registered blind person) in charge of a dog shall, without reasonable excuse, permit the dog to enter or remain in the dog prohibited area.

(2) An officer of the Council or any constable may require a person in charge of a dog which has entered the dog prohibited area to remove the dog therefrom.

#### **REMOVAL OF CANINE FAECES**

4. Every person (other than a registered blind person) in charge of a dog which is in any of the canine faeces removal areas who, without reasonable excuse, fails to remove forthwith from any such area any faeces deposited by the dog shall be guilty of an offence.

5. For the purposes of compliance with byelaw 4, the following provisions shall apply:

(a) It shall be sufficient removal from the canine faeces removal area if the faeces are deposited in a receptacle within such area which has been provided for that purpose by the Council.

(b) Without prejudice to the generality of the foregoing, it shall not be a reasonable excuse that a person in charge of a dog did not have with him any means of removal of the faeces.

#### **DOGS ON LEADS**

6. No person in charge of a Dog shall, without reasonable excuse, permit the dog to enter or remain in the dogs on leads area unless the dog is held on a lead and is restrained from behaviour giving reasonable grounds for annoyance.

#### **REMOVAL OF OFFENDERS**

7. Any person offending against byelaws 3(1), 4 or 6 shall be removed from the pleasure ground or open space where the offence took place by any officer of the Council or any constable.

8. Any person offending against byelaws 3(1), 4 or 6 shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale

#### **REVOCATION**

9. The byelaws made by the Council on the Eighth day of October One thousand nine hundred and sixty-three and confirmed by the Secretary of State on the Twenty-third day or December One thousand nine hundred and sixty-three relating to the whole of the ground known as the Parkfield Road Playing Field and which is to in the Schedule hereto are hereby revoked.

## **SCHEDULE 1**

The dog prohibited areas referred to byelaw 1(1) are the areas at the Parkfield Road Playing Field allocated for use as -

- (1) Childrens' play equipment area.
- (2) Tennis courts.
- (3) Sports Pavilion.

## **SCHEDULE 2**

The canine faeces removal areas referred to in byelaw 1(2) are -

- (1) Parkfield Road Playing Field other than those parts referred to in Schedule 1.
- (2) Horseshoe Hollow recreation area.

## **SCHEDULE 3**

The dogs on leads areas referred to in byelaw 1(3) are -

- (1) Parkfield Road Playing Field other than those parts referred to in Schedule 1.