

CHESTERFIELD BOROUGH COUNCIL

Proposed Dog Control Orders for Eastwood Park, Hasland, Chesterfield

Public Notice

**Clean Neighbourhoods and Environment Act 2005
The Dog Control Orders (Procedures) Regulations 2006
Dog Control Orders (Prescribed Offences and Penalties, etc.) Regulations
2006**

Notice is hereby given of the intention of Chesterfield Borough Council to make Orders pursuant to its powers under the Clean Neighbourhoods and Environment Act 2005. The Council invites representations on its proposals to make the following three Dog Control Orders for Eastwood Park, Hasland, Chesterfield.

1. The first Order relates to Keeping Dogs on Leads

It will be an offence for any person in charge of a dog to fail to keep the dog on a lead at any time unless he has a reasonable excuse for failing to do so or the owner, occupier or other person or authority having control of the land has consented generally or specifically to his failing to do so.

This Order will apply to the northern part of Eastwood Park only, including the access road, car parks, gardens, courts and bowling green (but excluding Eastwood Park Lodge and Hasland Village Hall) which is shown coloured in yellow on the map attached to the proposed Order.

2. The second Order relates to Putting and Keeping Dogs on Leads when directed to do so.

It will be an offence for any person in charge of a dog at any time if he does not comply with a direction given to him by an authorised officer of the Council to put and keep the dog on a lead unless he has a reasonable excuse for failing to do so or the owner, occupier or other person or authority having control of the land has consented generally or specifically to his failing to do so.

This Order will apply to Eastwood Park (excluding the northern part of the park and the children's play area) which is shown coloured in blue on the map attached to the proposed Order.

3. The third Order relates to the Exclusion of Dogs

It will be an offence for any person in charge of a dog at any time if he takes the dog onto, or if he permits it to enter or to remain on the land which applies to the Order unless he has a reasonable excuse for failing to do so or the owner, occupier or other person or authority having control of the land has consented generally or specifically to his failing to do so.

The offence does not apply to a person who is registered as a blind person in a register compiled under section 29 of the National Assistance Act 1948, or to a deaf person in respect of a dog trained by Hearing Dogs for Deaf People (registered charity number 293358), or to a person who has a disability which affects his mobility, manual dexterity, physical co-ordination or ability to lift, carry or otherwise move everyday objects, in respect of a dog trained by Dogs for the Disabled (registered charity number 700454), Support Dogs (registered charity number 1088281) or Canine Partners for Independence (registered charity number 803680) and upon which he relies for assistance.

This Order will apply only to the children's play area in Eastwood Park which is shown coloured in red on the map attached to the proposed Order.

Penalty

Anyone who commits an offence under any of the provisions of the proposed Dog Control Orders, will be liable on conviction in the Magistrates' Court to a fine of up to £1,000. Alternatively, a fixed penalty notice of £50 will be offered in accordance with our Enforcement Policy.

Consultation and Representations

Further information about the proposals can be found on the website: www.chesterfield.gov.uk and copies of the proposed Orders and the map may be inspected free of charge at the Council's Customer Services Centre (the former Revenues Hall building), 85 New Square, Chesterfield S40 1AH at all reasonable hours. Any representations regarding the proposed Orders must be sent to the Council in writing by 3 May 2013 and addressed to: Mr Andy Pashley, Chesterfield Borough Council, Town Hall, Rose Hill, Chesterfield S40 1LP or by email to: andy.pashley@chesterfield.gov.uk
Representations received after 3 May 2013 cannot be considered.

Sara T Goodwin
Head of Governance and Solicitor to the Council
Chesterfield Borough Council
Town Hall
Rose Hill
Chesterfield S40 1LP

Dated: 20 March 2013