

The Clean Neighbourhoods and Environment Act 2005

The Dog Control Orders (Prescribed Offences and Penalties, etc.)
Regulations 2006 (S.I. 2006/1059)

**The Dogs On Leads by Direction (Eastwood Park, Hasland,
Chesterfield) Order 2013**

Chesterfield Borough Council (in this Order called "the Authority")
hereby makes the following Order:

1. This Order comes into force on XXXX2013.
2. This Order applies to the land specified in the Schedule.
3. In this Order "an authorised officer of the Authority" means an employee of the Authority who is authorised in writing by the Authority for the purpose of giving directions under this Order.

Offence

4. (1) A person in charge of a dog shall be guilty of an offence if at any time on any land to which this Order applies he does not comply with a direction given him by an authorised officer of the Authority to put and keep the dog on a lead, 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.

(2) 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;
- (b) an authorised officer of the Authority may only give a direction under this Order to put and keep a dog on a lead if such restraint is reasonably necessary to prevent a nuisance or behaviour by the dog is likely to cause annoyance or

disturbance to any other person or the worrying or disturbance of any animal or bird.

Penalty

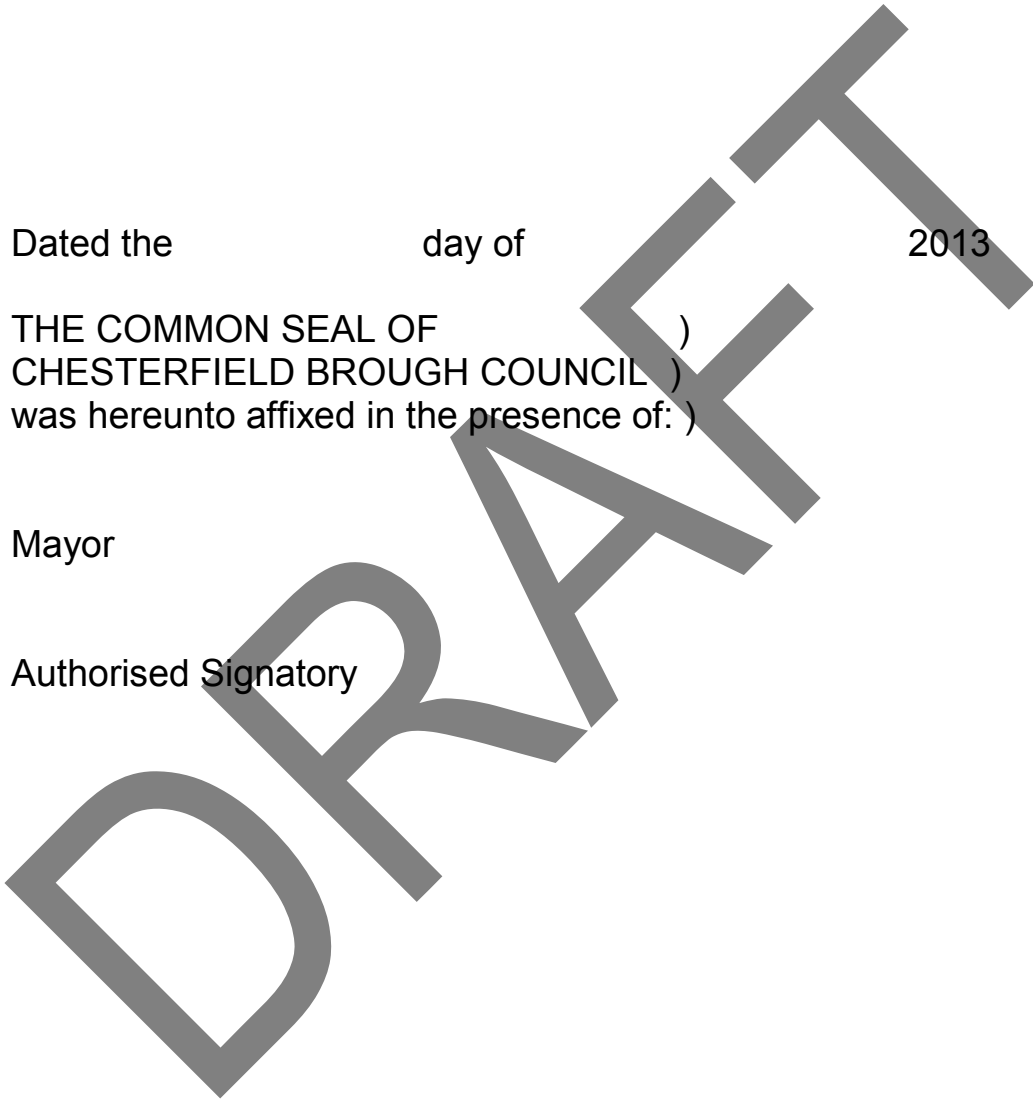
5. A person who is guilty of an offence under Article 3 shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Dated the day of 2013

THE COMMON SEAL OF)
CHESTERFIELD BROUGH COUNCIL)
was hereunto affixed in the presence of:)

Mayor

Authorised Signatory



SCHEDULE

All that land at part of Eastwood Park, Hasland, Chesterfield which is land that is open to the air (including land that is covered but open to the air on at least one side) and to which the public are entitled or permitted to have access with or without payment which is shown coloured in blue on the map attached to this Order.

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