

**The Clean Neighbourhoods and Environment Act 2005  
The Dog Control Orders (Prescribed Offences and Penalties, etc)  
Regulations 2006 (SI 2006/1059)**

**The Dog Control (Lindale Recreation Ground) Order 2011**

Notice is given that on 2<sup>nd</sup> March 2011 Allithwaite Upper Parish Council made the above order under Section 55 (1) of The Clean Neighbourhoods and Environment Act 2005 ("The Act") which applies to the land described in the schedule below being the land to which the act applies.  
The order will come into force on 1<sup>st</sup> April 2011.

The effect of this order is:-

**1) FOULING OF LAND BY DOGS**

It will be an offence for a person in charge of a dog, which defecates on the land, to fail to remove the faeces forthwith, unless he can show a reasonable excuse for failing to do so or the owner/occupier of the land has consented to his failing to do so.

**2) 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 of not more than 4 metres in length at all times unless he can show a reasonable excuse for failing to do so or the owner/occupier of the land has consented to his failing to do so.

This order will apply to the land described in the Schedule below. This area includes some areas of access land.

**The order will not apply 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) To a person who is deaf in respect of a dog trained by Hearing Dogs for the Deaf registered charity number 293358 and upon which he relies for assistance or
- (c) To a person who has a disability which affects their 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 they rely for assistance.

**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 and
- (b) Each of the following is a "prescribed charity" –
  - (i) Dogs for the Disabled registered charity number 700454)
  - (ii) Support Dogs (registered charity 1088281)
  - (iii) Canine Partners for independence (registered charity number 803680)

The order is available for inspection and copies are available from:- The Clerk, Allithwaite Upper Parish Council, 77 Kirkhead Road, Kents Bank, Grange over Sands, Cumbria LA11 7DD.

**SCHEDULE**

***Specification/description of land to which the order applies***

The Recreation Ground,( including children's play area, basketball area, football pitch, playing fields and skate park) Grange Road, Lindale, Grange over Sands, Cumbria LA11 6LJ

Any person committing a breach of the order will be liable to such a fine as prescribed in Section 59 of The Clean Neighbourhoods and Environment Act 2005 not exceeding level 3 on the standard scale.

**Signed Clerk to the Parish Council for Allithwaite Upper Parish Council.**

**Dated 24th March 2011**