

Medway Council

THE ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014

The Dog Control Orders (Prescribed Offences and Penalties, etc) Regulations 2005
(S.I.2006/1059)

THE DOGS ON LEADS BY DIRECTION (MEDWAY) ORDER 2021

The Medway Council (in this Order called “the Council”) makes the following Order:

1. This Order comes into force on [insert date]
2. This Order applies to the land specified in the Schedule
3. In this Order “an authorised Officer of the Council” means an employee of the Council or any other person who is authorised in writing by the Council for the purpose of giving direction 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 Council to put and keep a dog on a lead unless
 - (a) he has a reasonable excuse for not doing so; or
 - (b) the owner, other person or occupier 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 officer of the Council 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 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 4 shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Dated this [insert date]

The Common Seal of)
Medway Council was affixed)
In the presence of)

Signed on behalf of Medway Council

Print Name

Authorised by the Council to sign in that behalf

SCHEDULE

This Order applies to all land (including access land) which is within the administrative area of Medway Council and which is –

- i. Open to the air (which includes land which is covered but open to the air on at least one side) and;
- ii. To which the public are entitled or permitted to have access with or without payment, and is not –
 - (a) land for which dogs are required to be kept on leads by virtue of The Dogs on Leads (Medway) Order 2021.
 - (b) land for which dogs are excluded by virtue of the The Dogs Exclusion Order (2014).