

Byelaws 4 to 5 repealed by
designation order 15/11/99



BYELAWS

made by the

TEIGNBRIDGE DISTRICT COUNCIL

in respect of

DOGS IN PLEASURE GROUNDS NEWTON ABBOT

BYELAWS FOR THE REGULATION OF DOGS

Byelaws made by Teignbridge District Council under Section 164 of the Public Health Act 1875, with regard to public walks, pleasure grounds and open spaces

EXTENT

1. (1) Byelaw 3 applies to the public walks and pleasure grounds and open spaces or parts thereof described in Schedule 1, hereafter referred to as the "dog prohibited areas."
- (2) Byelaws 4 and 5 apply to the public walks, pleasure grounds, and open spaces or parts thereof described in Schedule 2, hereafter referred to as the "canine faeces removal areas."
- (3) Notice of the effect of those byelaws shall be given by signs placed in conspicuous positions at the entrances to each of the dog prohibited areas, and at the entrances or on the approaches to the canine faeces removal areas.

INTERPRETATION

2. (1) In these byelaws :-
"the Council" means Teignbridge District Council
- (2) For the purpose of these byelaws the keeper of the dog shall be deemed in charge thereof, unless the Court is satisfied that 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 any of the dog prohibited areas.
- (2) An officer of the Council, or any constable, may require a person in charge of a dog which has entered any of the dog prohibited areas 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 a sufficient removal from the canine faeces removal areas if the faeces are deposited in a receptacle in any 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.~~

REMOVAL OF OFFENDERS

6. Any person offending against byelaws 3(1) or 4 in a pleasure ground may be removed from the pleasure ground in which the offence is being committed by a constable or by an officer of the Council

PENALTY

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

REVOCATION

8. Byelaw No 10 of the Byelaws made by Newton Abbot Urban District Council on 20th February 1951 and confirmed by the Secretary of State on 14th April 1951 is hereby revoked insofar as it applies to the grounds listed in the Schedule

SCHEDULE

The grounds referred to in the above byelaws are as follows :-

SCHEDULE 1 DOG BAN AREAS ~~PROHIBITED~~

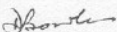
Children's Play Area, Osborne Park, Newton Abbot
Children's Play Area, Courtenay Park, Newton Abbot

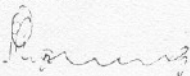
SCHEDULE 2 POOP SCOP AREAS ~~REMOVAL OF CANINE FAECES~~

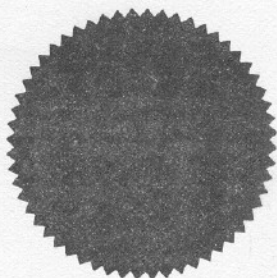
Bakers Park, Newton Abbot
Courtenay Park (excluding children's play area), Newton Abbot
Forde Park, Newton Abbot
Osborne Park (excluding children's play area), Newton Abbot
~~Dawdorham Park, Newton Abbot~~



THE COMMON SEAL of TEIGNBRIDGE)
DISTRICT COUNCIL was hereunto)
affixed in the presence of)


Chairman


Chief Executive



The foregoing byelaw(s) ~~is~~ are hereby confirmed by the Secretary of State
and shall come into operation on the 18th day of May 1992.

Signed by authority of the Secretary of State



R. J. FRIES
An Assistant Under-Secretary of State

21 APR 1992
Home Office
LONDON, SW1.