

Byelaws 4+5 Repealed by
designation order 15/11/99



BYELAWS

made by the

TEIGNBRIDGE DISTRICT COUNCIL

in respect of

DOGS IN PLEASURE GROUNDS SHALDON

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 and pleasure grounds.

EXTENT

1. (1) Byelaw 3 applies to the public walks and pleasure grounds 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 and pleasure grounds 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 the District Council of Teignbridge

(2) For the purpose of these byelaws the keeper of the dog shall be deemed in charge thereof, unless 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 may be removed from the ground 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. 11 of the byelaws made by the Urban District Council on the 2nd October, 1956 and confirmed by the Secretary of State on the 4th December, 1956 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 PROHIBITED AREAS

Name of Ground	Location of Ground
Children's Play Area King George V Playing Field	Shaldon

~~SCHEDULE 2~~ REMOVAL OF CANINE FAECES

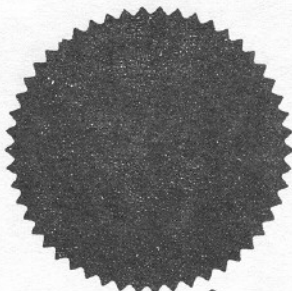
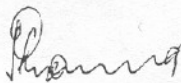
Name of Ground	Location of Ground
Palk Close	Shaldon
The Ness Approach Golf Course	Shaldon
King George V Playing Field	Shaldon
The Homeyards Botanical Gardens	Shaldon

THE COMMON SEAL of TEIGNBRIDGE
DISTRICT COUNCIL was hereunto
affixed this 20th day of June
1994 in the presence of

Chairman



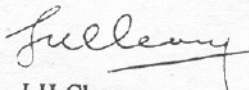
Chief Executive



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DET 8120

The foregoing byelaws are hereby confirmed by the
Secretary of State for the Environment and shall
come into force on 1 December 1994



Signed by authority of
the Secretary of State
17 October 1994

J H Cleary
An Assistant Secretary in the
Department of the Environment