

**PUBLIC NOTICE  
THE CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT 2005  
THE DOG CONTROL ORDERS (PRESCRIBED OFFENCES AND  
PENALTIES, ETC.) REGULATIONS 2006**

**DOG FOULING**

**NOTICE** is hereby given that Tamworth Borough Council proposes to make an Order pursuant to its powers under the Clean Neighbourhoods and Environment Act 2005.

This Order will apply to all land open to the air to which the public are entitled or permitted to have access (with or without payment) in the administrative area of Tamworth Borough Council including but not limited to parks, public open spaces and roads\*. Forestry Commission Land is exempt.

If a dog defecates at any time on land to which the Order applies and a person who is in charge of the dog at that time fails to remove the faeces from the land forthwith, that person will be guilty of an offence unless -

- a) he has reasonable excuse for failing to do so; or
- b) the owner, occupier or other person or authority having control of the land has consented to his failing to do so.

The Order will provide exemptions for 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) has a disability which affects his 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 he relies for assistance.

For the purpose of this order –

- 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;

**DOGS ON LEAD BY DIRECTION**

**NOTICE** is hereby given that Tamworth Borough Council proposes to make an Order pursuant to its powers under the Clean Neighbourhoods and Environment Act 2005.

This Order will apply to all land open to the air to which the public are entitled or permitted to have access (with or without payment) in the administrative area of Tamworth Borough Council including but not limited to parks, public open spaces and roads\*. Forestry Commission Land is exempt.

If a person fails to comply with a direction given him by an authorised officer of the Authority on any land to which this Order applies to put and keep a dog on a lead he shall be guilty of an offence if 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.

For the purpose of this order –

- 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 likely to cause annoyance or disturbance to any other person on any land to which this Order applies] or the worrying or disturbance of any animal or bird.

Any written representations should be received by Tamworth Borough Council no later than 30 June 2012. Comments can be made in writing to the address above or by Tamworth Borough Council, Marmion House, Lichfield Street, Tamworth, B79 7BZ via email [environmentalmanagement@tamworth.gov.uk](mailto:environmentalmanagement@tamworth.gov.uk)

*\* A road is any length of highway or of any other road to which the public has access, and includes bridges over which a road passes (RTA 1988)*

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**DOGS ON LEADS**

**NOTICE** is hereby given that Tamworth Borough Council proposes to make an Order pursuant to its powers under the Clean Neighbourhoods and Environment Act 2005.

This Order will apply to all roads (including adjacent footpaths and verges)\* in the administrative area of Tamworth Borough Council. Forestry Commission Land is exempt.

*\* A road is any length of highway or of any other road to which the public has access, and includes bridges over which a road passes (RTA 1988)*

The Order will also apply to specified areas to include:

- Tamworth Borough Council cemetery land at Glascote, Wigginton, Wlincote and Amington,
- the pedestrianised areas of the town centre,
- St Edithas Church graveyard,
- the Top and Lower Lawn areas of the Castle Grounds and Anker Valley Sports Pitches

The proposed Order will require persons in control of dogs to:

Keep a dog on a lead at all times on land to which the Order applies and a person who is in charge of the dog at that time who fails to do so will be guilty of an offence unless -

- a) he has reasonable excuse for failing to do so; or
- b) the owner, occupier or other person or authority having control of the land has consented to his failing to do so.

For the purpose of this order –

- 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;

**DOG EXCLUSION**

**NOTICE** is hereby given that Tamworth Borough Council proposes to make an Order pursuant to its powers under the Clean Neighbourhoods and Environment Act 2005.

This Order will apply to land **SPECIFIED** as play areas and multi use games areas only in the administrative area of Tamworth Borough Council.

A person in charge of a dog shall be guilty of an offence if, at any time, he takes the dog onto, or permits the dog to enter or to remain on, any specified land to which this Order applies unless –

- a) he has a reasonable excuse for doing so: or
- b) the owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his doing so.

This order will provide exemptions for anyone who –

- a) is registered as a blind person in a register compiled under section 29 of the National Assistance Act 1948; or
- b) is deaf, in respect of a dog trained by the Hearing Dogs for Deaf People (registered charity number 293358) and upon which he relies for assistance; or
- c) has a disability which affects his 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 he relies for assistance.

For the purpose of this order –

- 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 number 1088281);
  - (iii) Canine Partners for Independence (registered charity number 803680).

Any written representations should be received by Tamworth Borough Council **no later than 30 June 2012**

A copy of the designated areas is available from Tamworth Borough Council, Marmion House, Lichfield Street, Tamworth, B79 7BZ and on line at [www.tamworth.gov.uk](http://www.tamworth.gov.uk).

Comments can be made in writing to the address above or by email [environmentalmanagement@tamworth.gov.uk](mailto:environmentalmanagement@tamworth.gov.uk)