

The Clean Neighbourhoods and Environment Act 2005

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

The Dogs on Leads by Direction (Newark and Sherwood District) Order 2010

The Newark and Sherwood District Council (in this Order called "the Authority") hereby makes the following Order:

1. This Order comes into force on 7th April 2010.
2. This Order applies to the land specified in the Schedule.
3. In this Order "an authorised officer of the Authority" means an employee of the Authority who is authorised in writing by the Authority for the purpose of giving directions 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 to him by an authorised officer of the Authority to put and keep the dog on a lead, 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.
- (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 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.

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.

The COMMON SEAL of]
NEWARK AND SHERWOOD]
DISTRICT COUNCIL was]
hereunto affixed in the]
presence of]

Strategic Director (Customers and Resources)

SCHEDULE

1. Subject to the exception in paragraph 2 below, all land which is in the administrative area of the Council shown for indicative purposes outlined and cross hatched in red on the attached map, which is;
 - (i) open to the air (which includes land that is covered but open on at least one side); and
 - (ii) to which the public are entitled or permitted to have access (with or without payment)

2. Excepted from the description in paragraph 1 above is land placed at the disposal of the Forestry Commissioners under section 39(1) of the Forestry Act 1967.