

CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014.

THE CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL PUBLIC SPACE PROTECTION EXTENSION ORDER No1/ 2020 relating to the Fouling of Land by Dogs Bradford Order 2011.

This extension Order is made by the City of Bradford Metropolitan District Council ("the Council") under section 60 of the Anti-Social Behaviour, Crime and Policing Act 2014 (the Act).

1. This extension Order relates to the public places described in the Fouling of Land by Dogs Bradford Order 2011(the 2011 order).
2. The Council is satisfied on reasonable grounds that to extend the 2011 order is necessary to prevent—
 - (a) occurrence or recurrence after that time of the activities identified in the order, or
 - (b) an increase in the frequency or seriousness of those activities after that time.
3. The effect of this Order is to impose the prohibitions as set out in the 2011 order from 00.01hours 21st October 2020 namely:-that within the described are a person or persons are prohibited from the activities set out in the attached 2011 order.
4. Any person who fails without reasonable excuse to comply with a requirement imposed on him/her by this Order or does anything that s/he is prohibited from doing by this Order commits an offence and is liable on summary conviction to a fine not exceeding level 3 on the standard scale or may be issued with a fixed penalty notice requiring payment of a sum not exceeding £100.
5. This Order will remain in force until midnight on 20th October 2023 or until the coming into force of the 2021 City of Bradford Metropolitan District Council Composite Public Space Protection order (Dog Control) from which time it will be discharged.

GIVEN under the Seal of the City of Bradford Metropolitan District Council

THE CORPORATE COMMON SEAL of CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL

Was hereunto affixed in the presence

.....*M. M. Magha*.....

Authorised by the City Solicitor

Date 29th October 2020.



See attached: the Fouling of Land by Dogs Bradford Order 2011(the 2011 order)
.NB. The 2011 order which was created and extended by operation of law under the
2014 Act until the 20th October 2020 and is further extended by this order.

CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL

CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT 2005

**THE DOG CONTROL ORDERS (PRESCRIBED OFFENCES AND PENALTIES, ETC.)
REGULATIONS 2006 (S.I.2006/1059)**

The Fouling of Land by Dogs Bradford Order 2011

The City of Bradford Council hereby makes the following Order:

1. This Order comes into force on 1st June 2011
2. The land to which this Order is to apply to is any land within the City of Bradford Metropolitan District which is open to the air and to which the public is entitled or permitted to have access either with or without payment. This is to include all access land.

Offence

3. – (1) If a dog defecates at any time on land to which this 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 shall be guilty of an offence 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) Nothing in this article applies to 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 co-ordination 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.

- (3) 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) placing the faeces in a receptacle on the land which is provided for the purpose, or for the disposal of waste, shall be a sufficient removal from the land;

(c) being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device for or other suitable means of removing the faeces shall not be a reasonable excuse for failing to remove the faeces;

(d) 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).

Penalty

4. A person who is guilty of an offence under article 3 shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Dated this 1st day of October 2010

THE COMMON SEAL of CITY of BRADFORD METROPOLITAN DISTRICT
COUNCIL was affixed this 19th day of May 2011

Director of Legal and Democratic Services

Screeching

I certify that this is a copy of the Forfeiture
of Land by Dogs Bradford Order 2010 which was
dated 1 October 2010 and sealed by the City of
Bradford Metropolitan District Council on 19 May 2011 and
which was also Revoked on 1 June 2011

M. J. Sullivan
Interim City Solicitor
City of Bradford MDC
18th April 2016