

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 (West Lancashire) Order 2009

The West Lancashire Borough Council (in this Order called "the Authority") hereby makes the following Order:

1. This Order comes into force on 3rd July 2009
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 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 -

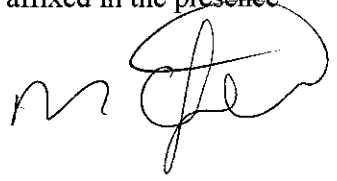
- (a) a person who habitually has a dog in his possession shall be taken to be in charge of the dog at any time unless at that time some other person is in charge of the dog;
- (b) an authorised officer of the Authority may only give a direction under this Order to put and keep a dog on a lead if such 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.

Dated this 16th day of June 2009

THE COMMON SEAL of)
WEST LANCASHIRE)
BOROUGH COUNCIL was)
hereunto affixed in the presence)
of:-)



42109

Authorised Signatory

SCHEDULE

This Order applies to all land which is within the administrative area of West Lancashire Borough Council and which the public are entitled or permitted to have access with or without payment. The Order will also apply to all Access Land within the Borough of West Lancashire within the meaning of s.1(1) Countryside and Rights of Way Act 2000.

