

GWYNEDD COUNCIL

The Clean Neighbourhoods and Environment Act 2005

The Dog Control Orders (Miscellaneous Provisions) (Wales) Regulations (S.I.2007/702) (W.59)

The Fouling of Land by Dogs (Gwynedd Council) Order 2013

The Gwynedd Council hereby makes the following Order:

- 1** This Order comes into force on 1st April 2013.
- 2** This Order applies to the land specified in the Schedule.

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) that person 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 that person 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 that person's 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 that person relies for assistance.
- (3) For the purposes of this article-
 - (a) a person who habitually has a dog in their possession is 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 is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Dated this day of 2013

**The Common Seal of GWYNEDD
COUNCIL was hereunto affixed
in the presence of:**

.....
Authorised Officer

SCHEDULE

Land to which this Order applies:

1. All land described in the following Schedule being land which lies within the administrative area of the Council

(i) which is open to the air (which includes any land which is covered if it is open to the air on at least one side) and

(ii) to which the public are entitled or permitted to have access (with or without payment)

GWYNEDD COUNCIL

The Clean Neighbourhoods and Environment Act 2005

The Dog Control Orders (Miscellaneous Provisions) (Wales) Regulations (S.I.2007/702) (W.59)

The Dogs on Leads by Direction (Gwynedd Council) Order 2013

The Gwynedd Council (in this Order called "the Authority") hereby makes the following Order:

- 1** This Order comes into force on 1st **April** 2013.
- 2** This Order applies to the land specified in the Schedule.

Offence

- 3** (1) A person in charge of a dog is guilty of an offence if at any time, on any land to which this Order applies, that person does not comply with a direction given by an authorised officer of the Authority to put and keep the dog on a lead of not more than 2 metres in length, unless-
 - (a) that person 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 that person failing to do so.
- (2) For the purposes of this article-
 - (a) a person who habitually has a dog in their possession is 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.
- (3) In this Order "an authorised officer of the Authority" means a person who is authorised in writing by the Authority for the purpose of giving directions under this Order.

Penalty

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

Dated this day of 2013

**The Common Seal of GWYNEDD
COUNCIL was hereunto affixed
in the presence of:**

.....
Authorised Officer

SCHEDULE

Land to which this Order applies:

1. All land described in the following Schedule being land which lies within the administrative area of the Council

- (i) which is open to the air (which includes any land which is covered if it is open to the air on at least one side) and
- (ii) to which the public are entitled or permitted to have access (with or without payment)

GWYNEDD COUNCIL

The Clean Neighbourhoods and Environment Act 2005

The Dog Control Orders (Miscellaneous Provisions) (Wales) Regulations 2007/702 (W.59)

The Dogs Exclusion (Gwynedd Council) Order 2013

The Gwynedd Council hereby makes the following Order:

- 1** This Order comes into force on 1st **April** 2013.
- 2** This Order applies to the land specified in the Schedule 1.

Offence

- 3** (1) A person in charge of a dog shall be guilty of an offence if, during the times specified in Schedule 2, that person takes the dog onto, or permits the dog to enter or to remain on, any land to which this Order applies unless-
 - (a) that person 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 that person doing 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) is deaf, in respect of a dog trained by Hearing Dogs for Deaf People (registered charity number 293358) and upon which that person relies for assistance; or
 - (c) has a disability which affects that person's 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 that person relies for assistance.
- (3) For the purposes of this article-
 - (a) a person who habitually has a dog in their possession is 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).

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 day of 2013

**The Common Seal of GWYNEDD
COUNCIL was hereunto affixed
in the presence of:**

.....
Authorised Officer

SCHEDULES

SCHEDULE 1

Land to which this Order applies:

1. All land described in the following Schedule being land which lies within the administrative area of the Council

(i) which is open to the air (which includes any land which is covered if it is open to the air on at least one side); and

(ii) to which the public are entitled or permitted to have access (with or without payment); and

(iii) which is signed at its entrance(s) as a “Dog Exclusion Area” (whether the sign uses those particular words or words and/or symbols having like effect).

2. All children’s play areas.

3. All recreational land within the boundaries of schools, further and higher education establishments.

4. All marked sports pitches to which the public are permitted or entitled to have access and land within 2 metres of the pitches.

5. All sports facilities in the county, including (but not limited to) leisure centres, multi-ball parks, tennis courts, bowling greens, cycling and running tracks, netball and basketball courts and skate parks.

6. All beaches including the seashore, foreshore and any slope or staircase leading onto the beaches at the locations noted below and more particularly delineated in red on the plans in the relevant appendices:

Location	Reference
Aberdyfi	6.1
Tywyn	6.2
Y Friog / Fairbourne	6.3
Barmouth	6.4
Bennar (Morfa Dyffryn)	6.5
Llandanwg	6.6
Harlech	6.7
Morfa Bychan (Black Rock Sands)	6.8
Criccieth – Promenade Beach	6.9
Criccieth West – Marine Beach	6.10
Pwllheli - Glan Don	6.11
Pwllheli - Marian-y-De	6.12
Abersoch Beach	6.13
Aberdaron	6.14
Porth Oer (Whistling Sands)	6.15
Porth Towyn	6.16
Morfa Nefyn	6.17
Dinas Dinlle	6.18
Nefyn	6.19

SCHEDULE 2

Times during which the Offence is to apply:

1 to 5 of Schedule 1 - This Order shall apply at all times

6 of Schedule 1 - This Order shall apply between the 1st April and 30th September inclusive in any year.