



**THE DOGS EXCLUSION
(SHROPSHIRE COUNCIL)
DOG CONTROL ORDER 2013**

SHROPSHIRE COUNCIL

The Clean Neighbourhoods & Environment Act 2005

The Dogs Exclusion (Shropshire Council) Dog Control Order 2013

Commencement and title and interpretation

Shropshire Council, (herein this Order called "the Authority") in exercise of its powers under section 55 of The Clean Neighbourhoods and Environment Act 2005, The Dog Control Orders (Prescribed Offences and Penalties, etc.) Regulations 2006 (S.I. 2006/1059) and all other enabling powers, hereby makes the following order.

1. This Order comes into force on 1st November 2013
2. This Order applies to the land specified in the Schedule.
3. This Order shall be cited as 'The Dogs Exclusion (Shropshire Council) Dog Control Order 2013'.
4. In this Order "an authorised officer of the Authority" means a representative of the Authority or an employee of West Mercia Police or a representative of a Secondary Authority (Parish or Town Council) who is authorised in writing by the Authority for the purpose of giving directions under this Order.

Offence

5. (1) 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 land to which this Order applies, 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 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 he relies for assistance; or

- c. 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; and
- b. each of the following is a “prescribed charity” –
 - i. Dogs for the Disabled (registered charity number 7000454)
 - ii. Support dogs (registered charity number 1088281)
 - iii. Canine Partners for Independence (registered charity number 803680)

Penalty

6. 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.

Revocations

7. For the avoidance of doubt the following orders shall cease to have effect on the coming in to force of this order:

The Dogs Exclusion (Borough of Oswestry) Control Order 2007
The Dogs Exclusion (Shrewsbury & Atcham Borough Council) Order 2007
The Dogs Exclusion (South Shropshire District Council) Control Order 2007

THE COMMON SEAL of
SHROPSHIRE COUNCIL

was affixed to this Order on the
16th day of October 2013
in the presence of:-



HAN Powell

Authorised Signatory

SCHEDULE

Land designated by description

This Order shall apply to any land within the administrative area of Shropshire Council which is open to the air, including covered land which is open to the air on at least one side and to which the public are entitled or permitted to have access with or without payment of the following descriptions:

1. All equipped children's play areas enclosed by a fence, hedge, wall or similar boundary that are under the administrative control of Shropshire Council or a Secondary Authority, (Parish or Town Council) within the area of Shropshire Council with the exception of Rushbury Millennium Green.
2. Land within 5 metres of permanently fixed play equipment that is not enclosed by a fence, hedge, wall or similar boundary and that is under the administrative control of Shropshire Council, or a Secondary Authority, (Parish or Town Council within the area of Shropshire Council.
3. All fenced-off or marked out sporting areas under the administrative control of Shropshire Council or a Secondary Authority, (Parish or Town Council) within the area of Shropshire Council.
4. All fenced-off war memorial areas.
5. All "No dogs" areas within the following parks and open spaces that are not otherwise described in this schedule – list to be appended as applicable:

North Shropshire Area

Tedsmore Road Playing Fields, West Felton

Central - Shrewsbury Area

Kemps eye kick about area, Shrewsbury

Whitehart kick about area, Shrewsbury

Annscroft Sports Field

South Shropshire Area

Severn Centre Playing Fields and Teen Play Area, Main Road, Highley

Curriers Lane Park, Shifnal

Love Lane Skate Park, Cleobury Mortimer