



## **PROPOSED**

Southampton City Council

The Clean Neighbourhoods and Environment Act 2005

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

### **The Dogs Exclusion (The City of Southampton) Order 2011**

Southampton City Council (in this Order called "the Council") hereby makes the following Order: The Dogs Exclusion in the City of Southampton Order 2011 ("Order")

1. This Order comes into force on (T.B.C)
2. This Order applies to the land specified in the Schedule.

#### **Offence**

3. (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.

**Penalty**

4. 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  
SOUTHAMPTON CITY COUNCIL  
was hereunto affixed this            day of  
2011 in the presence of:

Authorised Signatory

DRAFT

## SCHEDULE

1. All land within the area of Southampton as shown edged red on Plan No. DCO5 and Ward Maps DC01a-p attached hereto and which is:-
  - (a) Designated as either a fenced children's play area, fenced paddling pool, lake/pond on Southampton Common and East Park (with the exception of the dog paddling pool at the north end of "The Lake" on Southampton Common), fenced school playing field, or fenced land used by schools for sports or recreation as shown hatched on plan number DC05 and Ward Maps DC01a-p.
  - (b) Open to the air and to which the public are entitled or permitted to have access (with or without payment)

2. For the purposes of Section 1:

"open to the air" includes land which is covered if it is open to the air on at least one side.

"children's play area" means any area intended or equipped such as to facilitate the play of children.

### **Informative**

Maps can be viewed at Gateway, One Guildhall Square, Southampton, SO14 7FP or at Legal Services, Southbrook Rise, 4/8 Millbrook Road East, Southampton, SO15 1YG between the hours of 9am and 4.30pm Monday to Friday