

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 (St Ives Town Council) (Footpath from St Uny Church to Porthkidney Sands, Lelant, St Ives) Order 2013

The St Ives Town Council hereby makes the following Order:

1. This Order comes into force on the 1 May 2013.
2. This Order applies to the land specified in Schedule 1.

Offence

3. (1) A person in charge of a dog shall be guilty of an offence if, at any time during the period specified in Schedule 2, on any land to which this Order applies he does not 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 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.

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.

Given the Common Seal of St Ives Town Council

This 15th day of April 2013

Executed as a Deed by)
The St Ives Town Council)
Whose Common Seal was)
Here unto affixed in the)
Presence of

Town Mayor

Chairman of Environment Committee

Authorised Officer (Town Clerk)

SCHEDULE 1

The land the Order applies to is the footpath from St Uny Church to Porthkidney Sands, Lelant, St Ives, which is shown edged red on the plan attached to the Order and which is open to the air and to which the public are entitled or permitted to have access (with or without payment).

For the purposes of this Schedule, any land which is covered is to be treated as land which is "open to the air" if it is open to the air on at least one side.

SCHEDULE 2

This Order applies at any time throughout the year.