



## **The Clean Neighbourhoods and Environment Act 2005**

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

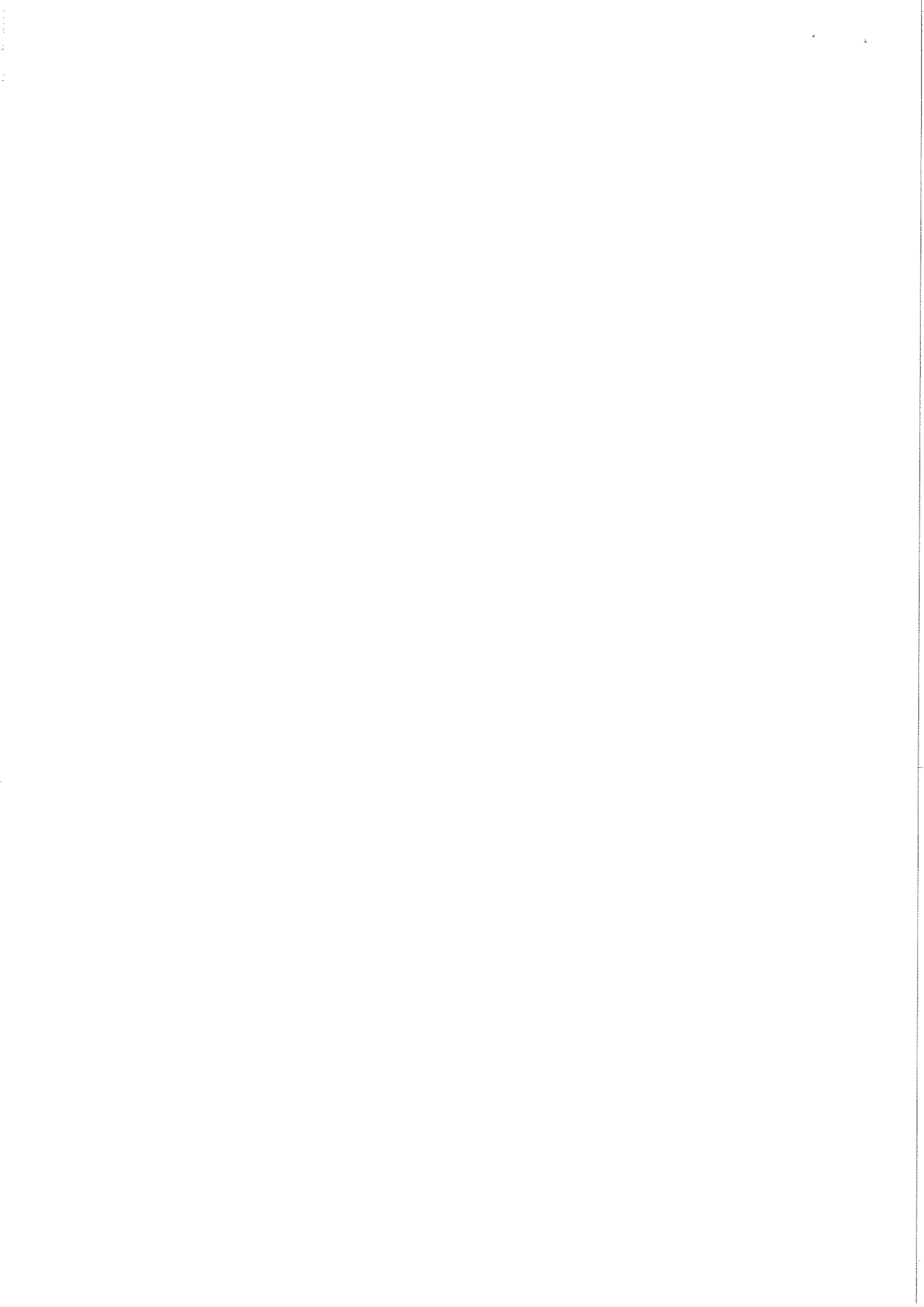
#### **The Dogs on Leads by Direction (Staffordshire Moorlands District Council) Order 2011**

The Staffordshire Moorlands District Council hereby makes the following Order:

1. This Order comes into force on 1st June 2011.
2. This Order applies to the land specified in the Schedule.
3. In the 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 of not more than four feet in length, 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 is likely to cause annoyance or disturbance to any other person 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.

**IN WITNESS** whereof the **COMMON SEAL**  
of the **STAFFORDSHIRE MOORLANDS**  
**DISTRICT COUNCIL** was hereunto affixed  
this 16<sup>th</sup> day of May two thousand and eleven  
in the presence of

3046

Chairman 

Chief Executive 

## SCHEDULE

This Order applies to all land within the area of Staffordshire Moorlands District Council which is open to the air and to which the public are entitled or permitted to have access (with or without payment) including access land as defined in section 1 of the Countryside and Rights of Way Act 2000. It includes, but is not limited to, all footpaths, the footways and carriageway of every highway (including tree bases and grass verges) and every cemetery, park, public garden and open space including land owned by parish and town councils. It excludes all children's play areas owned by Staffordshire Moorlands District Council and Leek Cemetery, Buxton Road Cemetery, Birch Gardens (Buxton Road, Leek) and Ball Hayes Gardens (Buxton Road, Leek).

