

GREAT YARMOUTH BOROUGH COUNCIL

BYELAWS

DOGS PROHIBITED FROM THE GROUNDS, REMOVAL OF CANINE FAECES

AND DOGS ON LEADS ON REQUEST

BYELAWS made by the Great Yarmouth Borough Council under Section 164 of the Public Health Act, 1875, Sections 12 and 15 of the Open Spaces Act, 1906 with respect to public walks, pleasure grounds and open spaces.

EXTENT

1. (1) Byelaw 3 applies to the public walks, pleasure grounds and open spaces or parts thereof described in Schedule 1, hereafter referred to as “the dog prohibited areas”.

(2) Byelaws 4 and 5 apply to the public walks, pleasure grounds and open spaces described in Schedule 2, hereafter referred to as “the canine faeces removal areas”.

(3) Byelaw 6 applies to the public walks, pleasure grounds and open spaces or parts thereof described in Schedule 3, hereafter referred to as the “dogs on leads on request areas”.

(4) Byelaw 6 does not apply to any roads within the dogs on leads on request areas for the time being designated under Section 27 of the Road Traffic Act, 1988.

(5) Byelaw 6 does not apply in respect of any dogs to which Section 1 of the Dangerous Dogs Act, 1991 applies.

(6) Notice of the effect of these byelaws shall be given by signs placed in conspicuous positions at the entrances to each of the dog prohibited areas, and at the entrances or on the approaches to each of the canine faeces removal areas and each of the dogs on leads on request areas.

INTERPRETATION

2. (1) In these byelaws:

“the Council” means the Great Yarmouth Borough Council.

(2) For the purpose of these byelaws the keeper of the dog shall be deemed in charge thereof, unless the dog has been placed in or taken into the charge of some other person at the time when an offence under these byelaws had been committed.

(3) In paragraph (2) above, “the keeper” shall include the owner of the dog of any person who habitually has it in his possession.

DOGS PROHIBITED FROM THE GROUNDS

3. (1) No person (other than a registered blind person) in charge of a dog shall, without reasonable excuse, permit the dog to enter or remain in any of the dog prohibited areas.

(2) An Officer of the Council or any Constable may require a person in charge of a dog which has entered any of the dog prohibited areas to remove the dog therefrom.

REMOVAL OF CANINE FAECES

4. Every person (other than a registered blind person) in charge of a dog which is in any of the canine faeces removal areas who, without reasonable excuse, fails to

remove forthwith from any such area any faeces deposited by the dog shall be guilty of an offence.

5. For the purposes of compliance with byelaw 4 the following provisions shall apply:

(a) it shall be a sufficient removal from the canine faeces removal areas if the faeces are deposited in a receptacle within such area which has been provided for that purpose by the Council;

(b) without prejudice to the generality of the foregoing, it shall not be a reasonable excuse that a person in charge of a dog did not have with him any means of removal of the faeces.

DOGS ON LEADS ON REQUEST

6. (1) Every person in charge of a dog in any of the dogs on leads on request areas shall, as far as reasonably practicable comply with a direction given by any Officer of the Council or Constable to keep the dog on a lead and restrained from behaviour likely to cause annoyance or disturbance in any such areas.

(2) A direction under paragraph (1) above may only be given if such restraint is reasonably necessary to prevent a nuisance or behaviour by the dog likely to cause annoyance or disturbance to any person in any of the dogs on leads on request areas or the worrying or disturbance of any animal or bird.

REMOVAL OF OFFENDERS

7. Any person offending against byelaws 3(1), 4 or 6 may be removed from the public walks, pleasure grounds or open spaces where the offence took place by any Officer of the Council or any Constable.

PENALTY

8. Any person offending against byelaws 3(1), 4 or 6 shall be liable on summary conviction to a fine not exceeding Level 2 on the standard scale.

SCHEDULE 1

The dog prohibited areas referred to in Byelaw 1(1) are:

Part 1

Under Section 164 of the Public Health Act, 1875:

Name of Ground Location of Ground

Pier Plain Children's Playground Part of Pier Plain, Gorleston, Great Yarmouth

St George's Park Children's Part of St George's Park, Great Yarmouth Playground

Falkland Way Children's Part of Falkland Way Open Space, Playground Falkland Way, Bradwell

Gorleston Recreation Ground Part of Gorleston Recreation Ground, Children's Play Area Church Lane, Gorleston, Great Yarmouth

St Nicholas Recreation Ground Part of St Nicholas Recreation Ground, Children's Play Area Queen's Road, Great Yarmouth

Part 2

Under Sections 12 and 15 of the Open Spaces Act, 1906:

Name of Ground Location of Ground

Beaconsfield Recreation Ground Part of Beaconsfield Recreation Ground Children's Playground Great Yarmouth

SCHEDULE 2

The canine faeces removal areas referred to in Byelaw 1(2) are:

Part 1

Under Section 164 of the Public Health Act, 1875:

Name of Ground Location of Ground

Wadham Road Playground Wadham Road, Gorleston, Great Yarmouth
Cobbs Place Play Area Cobbs Place Play Area, Great Yarmouth
Belton Playing Field Belton Playing Field, New Road, Belton,
Great Yarmouth
Cobholm Playing Field Cobholm Playing Field, Great Yarmouth
Magdalen Recreation Ground Magdalen Recreation Ground, Gorleston,
Great Yarmouth
Gorleston Cliffs Area Gorleston Cliffs Area, Gorleston
Great Yarmouth
Pier Plain (excluding Children's Pier Plain, Gorleston, Great Yarmouth
Playground)
St George's Park (excluding St George's Park, Great Yarmouth
Children's Playground)
Falkland Way Open Space, Bradwell Falkland Way Open Space, Falkland
Way, Bradwell, Great Yarmouth
Gorleston Recreation Ground Gorleston Recreation Ground, Church Lane,
(excluding Children's Play Area) Gorleston, Great Yarmouth
St Nicholas Recreation Ground St Nicholas Recreation Ground,
(excluding Children's Play Area) Great Yarmouth
Winterton Playing Field Winterton Playing Field, Somerton Road,
Winterton, Great Yarmouth

Part 2

Under Sections 12 and 15 of the Open Spaces Act, 1906:

Name of Ground Location of Ground

Priory Gardens Priory Gardens, Gorleston, Great Yarmouth

Claydon Grove Play Area Claydon Grove Play Area, Gorleston,
Great Yarmouth

Anchor Gardens Anchor Gardens, Great Yarmouth

Bure Park Bure Park, Caister Road, Great Yarmouth

Wellesley Recreation Ground Wellesley Recreation Ground, Great Yarmouth

Waterways Waterways, Great Yarmouth

Beaconsfield Recreation Ground Beaconsfield Recreation Ground,
(excluding Children's Play Area) Great Yarmouth

Part 3

Under Section 15 of the Open Spaces Act, 1906:

Name of Ground Location of Ground

Wood Farm Play Area Wood Farm Lane Play Area, Gorleston,
Great Yarmouth

SCHEDULE 3

The dogs on leads on request areas referred to in Byelaw 1(3) are:

Part 1

Under Section 164 of the Public Health Act, 1875:

Name of Ground Location of Ground

Wadham Road Playground Wadham Road, Gorleston, Great Yarmouth

Cobbs Place Play Area Cobbs Place Play Area, Great Yarmouth

Belton Playing Field Belton Playing Field, New Road,
Belton, Great Yarmouth

Cobholm Playing Field Cobholm Playing Field, Great Yarmouth

Magdalen Recreation Ground Magdalen Recreation Ground,
Gorleston, Great Yarmouth

St George's Park, (excluding St George's Park, Great Yarmouth
Children's Playground)
Falkland Way Open Space (excluding Falkland Way Open Space, Falkland
Children's Playground) Way, Bradwell, Great Yarmouth
Gorleston Recreation Ground Gorleston Recreation Ground, Church Lane,
(excluding Children's Play Area) Gorleston, Great Yarmouth
St Nicholas Recreation Ground St Nicholas Recreation Ground,
(excluding Children's Play Area) Great Yarmouth
Winterton Playing Field Winterton Playing Field, Somerton Road,
Winterton, Great Yarmouth

Part 2

Under Sections 12 and 15 of the Open Spaces Act, 1906:

Name of Ground Location of Ground

Priory Gardens Priory Gardens, Gorleston, Great Yarmouth

Claydon Grove Play Area Claydon Grove Play Area, Gorleston,
Great Yarmouth

Anchor Gardens Anchor Gardens, Great Yarmouth

Bure Park Bure Park, Caister Road, Great Yarmouth

Wellesley Recreation Ground Wellesley Recreation Ground, Great Yarmouth

Waterways Waterways, Great Yarmouth

Beaconsfield Recreation Ground Beaconsfield Recreation Ground,
(excluding Children's Play Area) Great Yarmouth

Part 3

Under Section 15 of the Open Spaces Act, 1906:

Name of Ground Location of Ground

Wood Farm Lane Play Area Wood Farm Lane Play Area, Gorleston,
Great Yarmouth

THE COMMON SEAL of GREAT YARMOUTH)

)

BOROUGH COUNCIL was hereunto)

)

affixed by Order of the Council)

)

this 23rd day of May 1996 in the)

)

presence of:)

R. D. Ogden

Borough Secretary

DOE 0787

The foregoing byelaws are hereby confirmed by the Secretary of State for the
Environment and shall come into force on 1 September 1996

R A Mills

Signed by authority of R A Mills

the Secretary of State An Assistant Secretary

7 August 1996 in the Department of the

Environment