

ANTI-SOCIAL BEHAVIOUR, CRIME & POLICING ACT 2014
S.59-75 PUBLIC SPACE PROTECTION ORDER
LONDON BOROUGH OF HARINGEY DOG CONTROL

1. This order comes into force pursuant to section 75 (3) (a) of the Anti-social Behaviour, Crime and Policing Act 2014 (the Act).
2. This order may be cited as The Public Spaces Protection Order (Haringey Dog Control). It came into force on the 20th October 2017 for three years and has been extended for a further three years. It will expire on 18th October 2023.

The Public Space Protection Order (PSPO) covers five areas of dog control:

- A. Dog fouling of land
- B. Dogs on leads
- C. Dogs on leads by direction
- D. Dogs exclusion
- E. Dogs (specified maximum)
- F. Appropriate means **to pick up dog faeces**

A. Dog fouling of land

1. This relates to the offence of fouling of land by dogs. The public health implications of dog fouling are well documented.
2. If a dog defecates at any time on land to which this order applies, and the person who is in charge of the dog at that time fails to remove the faeces from the land forthwith, that person shall be guilty of an offence unless:
 - a. he/she 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;
3. This Order applies to land described in the Schedule A below, being land in the area of the Council
4. For the purpose of this article:
 - a. Placing the faeces in a receptacle on the land which is provided for this purpose, or for the disposal of waste, shall be a sufficient removal from the land;
 - b. Being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device for or other suitable means of removing the faeces, shall not be a reasonable excuse for failing to remove the faeces;

Schedule A: Dog fouling of land

Land Designated by Description

1. Any land, which is open to the air, and to which the public are entitled or permitted to have access (with or without payment).
2. Any land which is covered is to be treated as land which is “open to the air” if it is open on at least one side.

B. Dogs on leads

Land Designated by Description

1. Dogs whilst not on a lead and poorly supervised, or startled, have a greater potential to cause road traffic accidents, or to cause injury to pedestrians, dogs and other animals. The restrictions in this Order are designed to facilitate a sharing of our public spaces, whilst recognising that dogs do need to be exercised off lead.
2. A person in charge of a dog shall be guilty of an offence, if at any time, they fail to keep their dog on a lead not longer than 2.0 metres, unless:
 - a. he/she has a reasonable excuse for failing to do so, or
 - b. the owner, occupier, or other person, or other authority having control of the land has given consent (generally or specifically);
3. This part of the Order applies to land described in the Schedule B below being land in the area of the Council.

Schedule B: Dogs on leads

Land Designated by Description

1. A highway, carriageway, cycle land, footway or footpath, maintainable at the public expense, or any grass verge managed by the local authority and which is adjacent to the carriageway or footway of a highway, including gutters and adjoining footpaths;
2. clearly specified and signed areas in the boroughs parks
3. all churchyards and graveyards (but not green burial areas), ornamental gardens
4. all car park areas shopping centres and precincts that are:
 - a. open to the air (which includes land that is covered but open to the air on at least one side) and
 - b. areas to which the public are entitled or permitted to have access (with or without payment), irrespective of ownership
5. all sports grounds, fields, parks, pitches, which are maintained by the local authority and are not subject to “Dog Exclusion”, but only when in use for officiated sporting matches
6. All parks and open green spaces less than half a hectare
7. On all estates and land managed by Homes for Haringey

C. Dogs on leads by direction

1. In parts of the borough where dogs are permitted off leads, a minority of irresponsible dog owners allow their dogs to cause damage to property, and cause problems for pedestrians, other dog owners and other animals. This part of the Order is designed to enable authorised Council Officers or Police Officers to direct that the owner put their dog on a lead.
2. A person in charge of a dog will be guilty of an offence if at any time, on land to which this Part applies, they fail to comply with a direction given them by an authorised officer of the Council or a police officer to put and keep the dog on a lead of not more than 2 metres in length, unless:
 - a. he/she 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 given consent (generally or specifically)
3. For the purposes of this request an authorised officer of the Council may only direct a person to put and keep a dog on a lead if such restraint is reasonably necessary to prevent either a nuisance, or behaviour by the dog likely to cause annoyance or disturbance to any other person, or the worrying of other animals on designated land to which this order applies.
4. This Part of the Order applies to land described in Schedule C below being land in the area of the Council.

Schedule C: Dogs on leads by direction

Land Designated by Description

1. Any land within the London Borough of Haringey, which is open to the air, and to which the public are entitled or permitted to have access (with or without payment).
2. Any land which is covered is to be treated as land which is "open to the air" if it is open on at least one side.

D. Dogs exclusion

1. There are specific parts of the borough from which dogs should be excluded for their safety and that of pedestrians, and for the public health and aesthetic reasons. This part of the Order states the relatively few places from which dogs will be excluded.
2. A person in charge of a dog will be guilty of an offence if at any time he takes the dog onto, or permits the dog to enter or remain on, any land specified in the Order, unless;
 - a. he/she 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 given consent (generally or specifically)

3. This Part of the Order applies to the land described in Schedule D below being land in the area of the Council.

Schedule D: Dogs exclusion

Land Designated by Description

1. children's play areas (which are clearly signed)
2. multi-use games areas (which are clearly signed)
3. sport and recreational facilities, i.e. ball courts, pitches, pool areas (which are enclosed and clearly signed)
4. sensitive areas, or specific horticultural areas within parks (which are enclosed and clearly signed)

E. Dogs (specified maximum)

1. To control the numbers of dogs being walked by an individual. This can cause problems for other dog walkers and other animals where irresponsible dog owners fail to keep their dogs under proper control and where dog foul is not picked up. This part of the Order seeks to place limits on the number of dogs which may be walked together to enable greater control.
2. A person shall be guilty of an offence if they take on to any land in respect of which this Order applies more than the maximum number of dogs specified in point 2 of this Order, unless;
 - a. they have a reasonable excuse for failing to do so, or
 - b. the owner, occupier, or other person or authority having control of the land, has given consent (generally or specifically)
3. On land to which this Order applies, the maximum number of dogs which a person may take onto that land is six.
4. This Part of the Order applies to land described in Schedule E below being land in the area of the Council.

Schedule E: Dogs (specified maximum)

Land Designated by Description within the London Borough of Haringey Council

1. Any land within the London Borough of Haringey, which is open to the air, and to which the public are entitled or permitted to have access (with or without payment)
2. Any land which is covered is to be treated as land which is "open to the air" if it is open on at least one side.

F. Means to pick up dog faeces

1. A person in charge of a dog on land to which this Order applies must have with him an appropriate means to pick up dog faeces deposited by that dog unless:
 - a. s/he has reasonable excuse in failing to do so; or
 - b. the owner, occupier or other person having control of the land has consented (generally or specifically) to his failing to do so.
2. The obligation is complied with if, after a request from an authorised officer the person in charge of the dog produces an appropriate means to pick up dog faeces.
3. An “appropriate means” is defined as any poop scoop bag, disposal bag or other suitable container for disposal of dog faeces. For the avoidance of any doubt a trouser or coat or other pocket, handbag, rucksack, purse, sports bag are not appropriate means.
4. Authorised officers may approach dog owners and request them to produce appropriate means of removing dog waste and transporting it to a suitable bin. Dog walkers will be expected to demonstrate that they have bags or other means of clearing up, even if the dog hasn’t defecated at that time. If they cannot they may be issued with a fixed penalty notice of £100 or prosecuted and fined £1,000 (*assistance dogs trained by a registered charity where the disability affects the person’s ability to clean up after their dog are exempt*).

SCHEDULE F: Means to pick up dog faeces

Land Designated by Description

1. Any land, which is open to the air, and to which the public are entitled or permitted to have access (with or without payment).
2. Any land which is covered is to be treated as land which is “open to the air” if it is open on at least one side.

General Point

For the purpose of parts, A, B, C and D of this Public Protection Order:

1. Nothing in this Public Space Protection Order 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. has a disability which affects his/her mobility, manual dexterity, physical coordination, 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;
 - c. each of the following is a “prescribed charity”
 - i) Dogs for the Disabled (registered charity number 700454)
 - ii) Support Dogs (registered charity number 1088281)
 - iii) Canine Partners for Independence (registered charity number 803680)

2. For the purpose 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.

Offences under the Public Space Protection Order

A person who is guilty of an offence shall on summary conviction be liable to a fine not exceeding level 3 on the standard scale.

A Fixed Penalty Notice of £100.00 will be issued to offenders, which would discharge any liability to conviction for an offence under Section 67(1) of the Act.

DATED:

The Common Seal of

London Borough of Haringey

Was affixed in the presence of

Authorised Officer

Dog Control and Dog Fouling Public Space Protection Order 2017

