

The Clean Neighbourhoods and Environment Act 2005

The Dog Control Orders (prescribed Offences And Penalties, etc) Regulations 2006 (SI 2006/1059)

### **The Dogs on Leads by Direction (Burnham Beeches) Order 2014**

The Common Council of the City of London (in this Order called "the Authority") hereby makes the following Order:

- 1 This Order comes into force on 1 December 2014.
- 2 This Order applies to the land specified in the Schedule.
- 3 In this 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 five metres 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 likely to cause annoyance or disturbance to any other person on any land to which this Order applies 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.

[Date]

[Attestation clause]

#### **SCHEDULE**

This Order applies to that part of Burnham Beeches to the east of and including Sir Henry Peeks Drive and Halse Drive but excluding those enclosed areas to which The Dogs on Leads (Burnham Beeches) Order 2014 and The Dogs Exclusion (Burnham Beeches) Order 2014 apply.

References to Burnham Beeches are to that area of land known as Burnham Beeches in the Parishes of Farnham Royal and Burnham owned by the Mayor and Commonalty and Citizens of the City of London which is open to the air (including land that is covered but open to the air on at least one side)

and to which the public are entitled or permitted to have access with or without payment and including all roads, highways and other rights of way over that land.