

**THE COUNCIL OF THE CITY OF SUNDERLAND**

**THE CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT 2005**  
**The Dog Control Orders (Prescribed Offences and Penalties, etc.) Regulations 2006**

**THE FOULING OF LAND BY DOGS (CITY OF SUNDERLAND) ORDER 2014**

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

1. This Order comes into force on 18<sup>th</sup> October 2014.
2. This Order applies to the land specified in the Schedule below.

**Offence**

3. (1) If a dog defecates at any time on land to which this Order applies and a 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 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 so.
- (2) Nothing in this article 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 mobility, manual dexterity, physical co-ordination 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.
- (3) 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) placing the faeces in a receptacle on the land which is provided for the purpose, or for the disposal of waste, shall be sufficient removal from the land;
  - (c) 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;
  - (d) 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)

**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.

Dated 2<sup>nd</sup> October 2014

THE SEAL of THE  
COUNCIL OF THE CITY  
OF SUNDERLAND was  
hereunto affixed in the  
presence of:-



Authorised Signatory

62036A SEAL NO.

## **SCHEDULE**

**(Specification/description of land, or lands, to which the Order applies)**

This Order applies to all land within the administrative area of the Authority to which the public are entitled or permitted to have access (with or without payment) which is :-

- (a) parks, pleasure grounds and open spaces maintained by the Authority;
- (b) sports grounds/pitches and playing fields maintained by the Authority;
- (c) beaches/foreshore and any slopes or staircase leading thereto;
- (d) school grounds;
- (e) cemeteries, burial grounds and churchyards maintained by the Authority;
- (f) car parks, owned and operated by the Authority;
- (g) carriageways and adjoining footpaths and verges; and
- (h) footpaths, bridleways, alleys, precincts, promenades, thoroughfares and other ways (not being carriageways).