



REPORT TO	ON
CABINET	25 OCTOBER 2017

September 2017

TITLE	PORTFOLIO	REPORT OF
INTRODUCTION OF PUBLIC SPACE PROTECTION ORDERS	NEIGHBOURHOODS AND STREETSCENE	ROGER ASHCROFT

Is this report a KEY DECISION (i.e. more than £75,000 or impacting on more than 2 Borough wards?)	Yes
Is this report on the Statutory Cabinet Forward Plan ?	Yes
Is the request outside the policy and budgetary framework and therefore subject to confirmation at full Council?	No
Is this report confidential?	No

1. PURPOSE OF THE REPORT

The Council adopted Dog Control Orders (DCOs) in September 2009. These orders replaced a number of bye-laws previously in force covering a range of offences and also allowed offences to be discharged by the payment of a £80 fixed penalty notice, thereby avoiding prosecution and the need to appear at Magistrates' Court.

From October 2017 DCOs will lapse and be replaced by Public Spaces Protection Orders (PSPOs). This report seeks approval to replace DCOs with PSPOs.

2. PORTFOLIO RECOMMENDATIONS

That Cabinet:

2.1 Considers the consultation responses and approves the introduction of the following PSPOs with immediate effect:

- a) The Dogs Exclusion in the Borough Council of South Ribble Public Space Protection Order 2017
- b) The Fouling of Land by Dogs in the Borough Council of South Ribble Public Space Protection Order 2017
- c) The Dogs on Leads by Direction in the Borough Council of South Ribble Public Space Protection Order 2017
- d) The Dogs on Leads in the Borough Council of South Ribble Public Space Protection Order 2017
- e) The Means to Pick Up Foul by Dogs in the Borough Council of South Ribble Public Space Protection Order 2017

2.2 Considers the consultation responses and does not approve the introduction of the following PSPO but keeps this under continuous review:

a) The Dogs (Specified Maximum) in the Borough Council of South Ribble Public Space Protection Order 2017

2.3 Agrees a review of PSPOs is undertaken before October 2020.

2.4 Agrees delegation to the Director of Neighbourhoods, Environmental Health and Assets to implement the relevant steps for enforcement of PSPOs.

2.5 The level of Fixed Penalty Notice be set at the highest amount possible of £100.

3. CORPORATE PRIORITIES

The report relates to the following corporate priorities (*tick all those applicable*):

Clean, green and safe	x	Strong and healthy communities	x
Strong South Ribble in the heart of prosperous Lancashire	x	Efficient, effective and exceptional council	

4. BACKGROUND TO THE REPORT

4.1 The Council adopted DCOs in September 2009 under powers afforded to local authorities by the Clean Neighbourhoods and Environment Act 2005. These orders replaced a range of bye-laws previously in force covering a range of offences and also allowed offences to be discharged by the payment of a £80 Fixed Penalty Notice (FPN), thereby avoiding prosecution and the need to appear at Magistrates' Court. From October 2017 DCOs will lapse and be replaced by PSPOs.

4.2 PSPOs apply to public spaces where the activities that are taking place have a detrimental effect, or are likely to have a detrimental effect, on the quality of life of those in the local community.

4.3 Guidance recommends that the Council should review the existing DCOs as part of the process of replacing them with PSPOs which must comply with the new legal tests. Also, it is crucial that the new PSPOs clearly reflect the level of restriction that the public feel is required.

4.4 A consultation process was authorised through a delegated decision in August 2017. The consultation process took place between 23 August and 31 September 2017 and the responses are detailed later in this report for Cabinet to consider.

4.5 The changes proposed aim to create a more comprehensive and consistent approach when dealing with issues such as dog fouling, keeping dogs on leads and excluding dogs from specified areas.

4.6 The proposed PSPOs will cover the following, which are currently dealt with under DCOs:

Fouling of land by dogs
Dogs exclusion areas
Dogs on leads
Dogs on leads by direction

In addition to the above, the consultation looked into potential additional provision for the following:

Means to pick up dog faeces
Dogs (Specified Maximum)

4.7 The Council enforcement team deals with dog related issues detailed above such as fouling, dog and dog owner behaviour, dogs off lead, dogs in excluded areas etc. It is important that the Council is able to continue to respond to these issues through the adoption of PSPOs to meet any concerns raised by the public and ensure that the law-abiding majority can use and enjoy public spaces, safe from anti-social behaviour.

5. PROPOSALS

5.1 The adoption of PSPOs relating to the control of dogs in the borough, aims to create a more consistent approach and balance the needs of dog owners against other members of the community. It will also assist the Council's zero tolerance approach to dog fouling, keeping the streets clean and protecting and enhancing open spaces.

5.2 The PSPOs will replace the current DCOs (with some amendments) within the Borough of South Ribble. It is proposed to make the following Public Space Protection Orders under Part 4 Section 59 of the Anti-social Behaviour Crime and Policing Act 2014:

- a) The Dogs Exclusion in the Borough Council of South Ribble Public Space Protection Order 2017. All these areas are fenced and new signs will be erected.
- b) The Fouling of Land by Dogs in the Borough Council of South Ribble Public Space Protection Order 2017
- c) The Dogs on Leads by Direction in the Borough Council of South Ribble Public Space Protection Order 2017
- d) The Dogs on Leads in the Borough Council of South Ribble Public Space Protection Order 2017
- e) The Means to Pick Up Foul by Dogs in the Borough Council of South Ribble Public Space Protection Order 2017 (This will allow officers to issue a FPN if a person in control of a dog does not have the means to pick e.g. poo bag)

5.3 See **Appendix 1** which includes the proposed PSPOs.

5.4 The above proposed PSPOs (a – d) will have substantially the same effect as the existing DCOs. However, there is a new PSPO (e above) which has been proposed which covers an issue not currently covered by the existing DCOs. This is in relation to having appropriate means to pick up dog faeces such as a plastic bag.

5.5 A further PSPO has been considered (see (a) below) in relation to only being able to have a specified number of dogs under your control as we have had complaints regarding professional dog walkers using the council's open space to exercise large numbers of dogs. A minute from a meeting of the Scrutiny Committee raising the issue is attached see **Appendix 3**. Officers consulted other councils who had introduced this PSPO and six dogs was the most common number.

- a) The Dogs (Specified Maximum) in the Borough Council of South Ribble Public Space Protection Order 2017 (To limit the number of dogs controlled by an individual to 6)

However, following the consultation exercise which was not supportive of this PSPO being introduced it is proposed that it is not introduced at this stage but is kept under continuous review.

6. CONSULTATION CARRIED OUT AND OUTCOME OF CONSULTATION

6.1 In accordance with statutory requirements, the Council has undertaken a formal consultation which was approved by delegated decision in August of this year. The Act does not define the level of or appropriate consultation. However, the Council consulted with the Chief Officer of Police for the area, The Police and Crime Commissioner, the Local Policing Body, Lancashire County Council, the Business Improvement District (BID), businesses, partnerships, parish and town councils, members, local communities and community representatives including the Kennel Club and the RSPCA and the general public.

6.2 The draft PSPO's were published for public consultation for a period of 5 weeks during August and September. Consultation was by the way of consultation letters, a notice in the local press, a notice on the Council's website (including a questionnaire) and via social media.

6.3 The proposal for the introduction of PSPOs relating to dog control within the borough has been widely consulted on as set out above.

6.4 A report on the consultation exercise was available on the council's website and a copy of the results are attached in **Appendix 2**, a summary of the survey results can be seen in the table below:

	Questions	Yes	No
1.	Do you own a dog or walk a dog for someone else?	85 %	15%
2.	Are you a... resident of South Ribble? person who works in South Ribble? Councillor? a local business owner? representative of a charity/organisation?	85%	15%
3	Do you agree with the proposal to introduce a borough wide Public Space Protection Order?	49%	51%
4	Do you think the Council should continue to enforce against persons in charge of a dog who fails to clean up its faeces?	99%	1%
5	Do you think additional enforcement should be taken against persons in charge of a dog who has no means to pick up dog faeces?	69%	31%
6	Do you think the Council should continue to exclude dogs from areas specified in the proposed order?	53%	47%
7	Do you have any suggestions as to other locations where you feel dogs should be excluded?	List attached	
8	Do you think the Council should continue to make it a requirement for persons in charge of a dog to put their dog on lead in the areas specified in the proposed order?	86%	14%
9	Do you have any suggestions as to other locations where you feel dogs should be on leads?	List attached	

10	Do you think the Council should continue to be able to make it a requirement for persons in charge of a dog to put their dog on a lead when asked to do so by an authorised officer?	86%	14%
11	Do you think provision should be made in the new order to restrict the number of dogs that can be walked by an individual on and off the lead?	27%	73%
12	Do you think that the current signage for Dog Control Orders across the borough is prominent and clear?	25%	75%
13	If you feel that any of these proposals will affect you as an individual because of any of the following, please give details below. Age, Disability, Ethnic Origin, Gender, Religious or Non-Religious Belief, Nationality, Responsibility for Dependents, Language, or any other reason.	22% List attached	78%

6.5 The consultation resulted in 146 on line response forms being completed with the majority of these being supportive of introducing the PSPOs. It should be noted that the majority of responses were from dog owners or those who exercised dogs for other people. The main points of objection was the proposal to restrict the number of dogs that can be walked by an individual on and off the lead. It should be noted that the Scrutiny Committee has previously identified this as an issue. There is also an even balance on the responses regarding current exclusion zones and the overall PSPO's. The responses to questions 7, 9 and 13 are attached in Appendix 2 and are mainly based on requesting additional exclusion zones around children's play areas, although this is difficult to enforce without fencing these areas.

6.6 When deciding whether to make requirements or restrictions on dogs and their owners, the council needs to consider whether there are suitable alternatives for dogs to be exercised without restrictions. It is considered there are numerous such areas throughout the borough where dog owners can take their dogs for exercise. The proposals therefore offer a balanced approach recognising the needs of the dog owning community as well as the general public.

6.7 It is important the proposed PSPOs are visibly policed and enforced. The existing Neighbourhood Officers group will continue to enforce the fixed penalty notices. The Immediate period following the introduction of the PSPOs will be actively publicised and front line officers will be on hand to offer advice to members of the public.

6.8 In respect of the statutory consultee responses, a response was received from Lancashire County Council Highways Team relating to the proposed Dogs on Lead PSPO. The response stipulated that the proposed wording for the Dogs on Leads Order is a little ambiguous or inconsistent with respect to public rights of way and provided that this should be amended. In light of this, the Schedule at i) and ii) of the proposed dogs on lead order (which went out to consultation) has been amalgamated under bullet point i) of the amended schedule. It is proposed that subject to consideration by Cabinet that the amended schedule is approved.

6.9 Comments received have been taken into consideration and approval is now sought to authorise the PSPOs and bring them into force with immediate effect and a proposed review date being prior to October 2020.

7. OTHER OPTIONS CONSIDERED

Consideration could be given to not replacing DCOs with PSPOs. However, this is not a viable option as it would mean that the council could not enforce and deal with dog related issues on the borough's public space.

8. FINANCIAL IMPLICATIONS

The estimated one-off cost of advertising and signage in relation to the proposed PSPOs is £1,500. This can be met from existing budgets.

9. LEGAL IMPLICATIONS

9.1 All offences can be dealt with by issuing a Fixed Penalty Notice (FPN). The current FPN for dog control order offences in the borough is set at £80. It is proposed that this will be increased to £100 for breaching a PSPO. (See also Comments of the Statutory Finance Officer). This is on the basis that the current £80 has been in place for some time and that the maximum FPN should be introduced as a deterrent to offenders. In cases of non-payment, the matter can be taken to court where the maximum fine on summary of conviction is level 3 on the standard scale which is currently £1000.

9.2 To challenge the validity of the PSPO orders - anyone who lives in, or regularly works in or visits the area can appeal a PSPO in the High Court within six weeks of issue. Further appeal is available each time the PSPO is varied by the council. This definition is provided for at section 66(1) of the Act.

9.3 While the PSPO is in force any byelaws and orders applying to the same activity will cease to have effect. A PSPO may not effect for a period of more than 3 years; that period can be extended for a further 3 years.

9.4 If cabinet authorise the making of the proposed PSPOs, there is a further requirement for publicity within the Anti-social Behaviour, Crime and Policing Act (publication of public space protection orders) Regulations. These require that where a local authority has made a PSPO, they must publish it on its website and erect such notices as it considers sufficient to advise members of the public that the PSPO has been made and the effect of such order.

10. HUMAN RESOURCES AND ORGANISATIONAL DEVELOPMENT IMPLICATIONS

There are no implications to consider. Training on enforcement matters is regular reviewed and refreshed as appropriate.

11. ICT/TECHNOLOGY IMPLICATIONS

The recent introduction of remote technology has improved efficiency in responding to issues.

12. PROPERTY AND ASSET MANAGEMENT IMPLICATIONS

There are no implications.

13. RISK MANAGEMENT

Should the PSPOs not be introduced the Council will not be able to enforce dog related issues. This is an unacceptable position for the Council.

14. EQUALITY AND DIVERSITY IMPACT

Neighbourhood Services has an Equality Impact Assessment in place covering enforcement and the clean environment. This will be updated to reflect the replacement of DCOs with PSPOs. Other than this there are no other implications.

15. RELEVANT DIRECTORS RECOMMENDATIONS

The Council has no other option but to replace DCOs with PSPOs to enable dog related enforcement to continue.

The recommendations below are therefore proposed:

That Cabinet:

2.1 Considers the consultation responses and approves the introduction of the following PSPOs with immediate effect:

- a) The Dogs Exclusion in the Borough Council of South Ribble Public Space Protection Order 2017
- b) The Fouling of Land by Dogs in the Borough Council of South Ribble Public Space Protection Order 2017
- c) The Dogs on Leads by Direction in the Borough Council of South Ribble Public Space Protection Order 2017
- d) The Dogs on Leads in the Borough Council of South Ribble Public Space Protection Order 2017
- e) The Means to Pick Up Foul by Dogs in the Borough Council of South Ribble Public Space Protection Order 2017

2.2 Considers the consultation responses and does not approve the introduction of the following PSPO but keeps this under continuous review:

- a) The Dogs (Specified Maximum) in the Borough Council of South Ribble Public Space Protection Order 2017

2.3 Agrees a review of PSPOs is undertaken before October 2020.

2.4 Agrees delegation to the Director of Neighbourhoods, Environmental Health and Assets to implement the relevant steps for enforcement of PSPOs.

2.5 The level of Fixed Penalty Notice be set at the highest amount possible of £100.

16. COMMENTS OF THE STATUTORY FINANCE OFFICER

The current and proposed charges for Fixed Penalty Notices (FPNs) and fines for non-payment are set out in the financial and legal implications above. A one –off cost of £1.5k will be required from existing budgets to amend signage and formal communications. The proposed increase in charges for Fixed Penalty Notices is 25% which could increase over all income received by £1.5k per annum.

17. COMMENTS OF THE MONITORING OFFICER

Cabinet is being requested to consider the responses from the consultation process and to approve the PSPO's to tackle the problem issues relating to dogs.

The validity of a PSPO can be challenged in the High Court within six weeks of it being made.

18. BACKGROUND DOCUMENTS

Appendix 1 Proposed Public Spaces Protection Orders

Appendix 2 Consultation responses

Appendix 3 Scrutiny Committee minute

SMT Member's Name

Mark Gaffney

Job Title

Director of Neighbourhoods, Environmental Health and Assets

Report Author:	Telephone:	Date:
Roger Ashcroft	01772 625612	21/9/17

Appendix 1

SOUTH RIBBLE BOROUGH COUNCIL

ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014

**THE DOGS EXCLUSION IN THE BOROUGH COUNCIL OF SOUTH RIBBLE
PUBLIC SPACE PROTECTION ORDER 2017**

South Ribble Borough Council ("the Council") under Part 4, Section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act") hereby makes the following Order:

1. This Order comes into force on the _____ 2017 for a period of three years
2. This Order supersedes the following:
The Dogs Exclusion in the Borough of South Ribble Order 2009
The Dogs Exclusion in the Borough of South Ribble Order 2009 Amendment Order 2013
3. This Order applies to the public places specified in the Schedule below ("the Restricted Area")
4. The Council is satisfied that the two conditions set out in Section 59 of the Act have been met, in that:
 - (1) activities carried on in the Restricted Area as described below have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the public place and they will have such an effect;
 - (2) the effect, or likely effect, of the activities is, or is likely to be, of a persistent or continuing nature, is, or is likely to be, such as to make the activities unreasonable, and justifies the restrictions imposed by the Order.

OFFENCE

5. (1) A person in charge of a dog shall be guilty of an offence if, at any time, he takes the dog onto, or permits the dog to enter or to remain on, any land in the Restricted Area 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; or
- (2) Nothing in this article shall apply 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) is deaf, in respect of a dog trained by Hearing Dogs for Deaf people (registered charity number 293358) and upon which he relies for assistance; or
 - (c) 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) 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

6. By virtue of section 67 of the Act a person who is guilty of an offence under this Order shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale

FIXED PENALTIES

7. By virtue of section 68 of the Act a constable or authorised person of the Authority may issue a fixed penalty notice not exceeding £100 to anyone he or she has reason to believe has committed an offence under section 67 of the Act in relation to this Order

APPEALS

8. Any challenge to this Order must be made at the High Court within six weeks of the Order being made, and must be by an individual who lives in, regularly works in or visits the Restricted Area.

Interested persons can challenge the validity of the Order on two grounds: that the Council did not have the power to make the Order or to include particular prohibitions or requirements; or that one of the requirements of the legislation has not been complied with.

When an application is made, the High Court can decide to suspend the operation of the Order pending the Court's decision, in part or in totality. The High Court has the ability to uphold the Order, quash it, or vary it.

SCHEDULE

Description of public places to which order applies

This Order applies to all public places within the administrative area in the Borough of South Ribble and which is a Council owned:

- (i) Play Area, namely:
Namely;

- Birch Avenue Playground, Penwortham
- Coupe Green Playground, Hoghton
- Dob Lane Playground, Little Hoole
- Farington Park Playground, Leyland
- Gregson Lane Playground, Hoghton
- Holland House Playground, Walton-le-Dale
- Hurst Grange Park Playground, Penwortham
- Hutton Playing Field Playground, Hutton
- King George V Playground, Penwortham
- King George V Playground, Higher Walton
- Kingsfold Drive Playground, Penwortham
- Longton Playground, Longton
- Moss Side Playground, Leyland
- Much Hoole Playground, Much Hoole
- New Longton Playground, New Longton
- Ryden Avenue Playground, Leyland
- Tardy Gate Playground, Lostock Hall
- Withy Grove Playground, Bamber Bridge
- Worden Park Playground, Leyland

(shown edged red for identification purposes on the plans attached hereto).

- (ii) Multi use games area and ball court.
- (iii) Bowling green (except the Order shall not apply to the perimeter footpath around the said bowling green).
- (iv) Skate park, BMX track or youth shelter.
- (v) Sports pitch at such times as when an organised sporting activity is taking place.
- (vi) Cemetery or crematorium grounds (except that the Order shall not apply to highways or footpaths within the said cemetery or crematorium grounds).

IN WITNESS whereof the Council have caused the Common Seal of the South Ribble Borough Council to be hereunto fixed this.....day of.....2017

EXECUTED AS A DEED by
SOUTH RIBBLE BOROUGH COUNCIL
by affixing its Common Seal
the day and year first written above

.....
Authorised Signatory

DRAFT

Appendix 1

SOUTH RIBBLE BOROUGH COUNCIL

ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014

THE FOULING OF LAND BY DOGS IN THE BOROUGH COUNCIL OF SOUTH RIBBLE
PUBLIC SPACE PROTECTION ORDER 2017

South Ribble Borough Council ("the Council") under Part 4, Section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act") hereby makes the following Order:

1. This Order comes into force on the _____ 2017 for a period of three years
2. This Order supersedes the following:
The Fouling of Land by Dogs in the Borough of South Ribble Order 2009
3. This Order applies to the public places specified in the Schedule below ("the Restricted Area")
4. The Council is satisfied that the two conditions set out in Section 59 of the Act have been met, in that:
 - (1) activities carried on in the Restricted Area as described below have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the public place and they will have such an effect;
 - (2) the effect, or likely effect, of the activities is, or is likely to be, of a persistent or continuing nature, is, or is likely to be, such as to make the activities unreasonable, and justifies the restrictions imposed by the Order.

OFFENCE

5. (1) If a dog defecates at any time on any land in the Restricted Area and a person who is in charge of the dog at any time fails to remove faeces from the land forthwith, the 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 do so; or
- (2) Nothing in this article shall apply 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).

(4) A person in charge and in the company of a dog on the land specified shall be guilty of an offence if, on the request of an authorised officer of the Council he or she fails to forthwith produce a device for or other suitable means of removing dog faeces and transporting it to a suitable waste disposal receptacle (whether or not the dog has defecated) unless he has a reasonable excuse for not doing so.

PENALTY

- 6. By virtue of section 67 of the Act a person who is guilty of an offence under this Order shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale

FIXED PENALTIES

- 7. By virtue of section 68 of the Act a constable or authorised person of the Authority may issue a fixed penalty notice not exceeding £100 to anyone he or she has reason to believe has committed an offence under section 67 of the Act in relation to this Order

APPEALS

- 8. Any challenge to this Order must be made at the High Court within six weeks of the Order being made, and must be by an individual who lives in, regularly works in or visits the Restricted Area.

Interested persons can challenge the validity of the Order on two grounds: that the Council did not have the power to make the Order or to include particular prohibitions or requirements; or that one of the requirements of the legislation has not been complied with.

When an application is made, the High Court can decide to suspend the operation of the Order pending the Court's decision, in part or in totality. The High Court has the ability to uphold the Order, quash it, or vary it.

SCHEDULE

Description of public places to which order applies

This Order applies to all public places within the administrative area in the Borough of South Ribble and which is:

- (i) 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) within the Borough of South Ribble including but not limited to parks, public open spaces and highways in the area.
- (ii) Access Land within the meaning of S1(1) Countryside and Rights of Way Act 2000 including, but not limited to, Longton Brickcroft Nature Reserve and Access Land to Longton Marsh (shown edged red for identification purposes on the plans attached hereto).

DRAFT

IN WITNESS whereof the Council have caused the Common Seal of the South Ribble
Borough Council to be hereunto fixed this.....day of.....2017

EXECUTED AS A DEED by
SOUTH RIBBLE BOROUGH COUNCIL
by affixing its Common Seal
the day and year first written above

.....
Authorised Signatory

DRAFT

Appendix 1

SOUTH RIBBLE BOROUGH COUNCIL

ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014

THE DOGS ON LEADS BY DIRECTION IN THE BOROUGH COUNCIL OF SOUTH RIBBLE PUBLIC SPACE PROTECTION ORDER 2017

South Ribble Borough Council ("the Council") under Part 4, Section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act") hereby makes the following Order:

1. This Order comes into force on _____ 2017 for a period of three years
2. This Order supersedes the following:
The Dogs on Leads by Direction in the Borough of South Ribble Order 2009
3. This Order applies to the public places specified in the Schedule below ("the Restricted Area")
4. The Council is satisfied that the two conditions set out in Section 59 of the Act have been met, in that:
 - (1) activities carried on in the Restricted Area as described below have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the public place and they will have such an effect;
 - (2) the effect, or likely effect, of the activities is, or is likely to be, of a persistent or continuing nature, is, or is likely to be, such as to make the activities unreasonable, and justifies the restrictions imposed by the Order.

OFFENCE

5. (1) A person in charge of a dog shall be guilty of an offence if, at any time, on any land in the Restricted Area he does not comply with a direction given to him by an authorised officer of the Authority to put and keep the dog on a lead and keep the same under control 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;
 - (c) an 'authorised officer of the Authority' means an employee of the Authority who is authorised in writing by the Authority for the purposes of giving directions under this Order;

(d) a "lead" shall be taken to mean a chord of two metres or less in length that is appropriately and securely attached to the dog for the purposes of allowing the person in control of the dog to hold or restrain that dog

PENALTY

6. By virtue of section 67 of the Act a person who is guilty of an offence under this Order shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale

FIXED PENALTIES

7. By virtue of section 68 of the Act a constable or authorised person of the Authority may issue a fixed penalty notice not exceeding £100 to anyone he or she has reason to believe has committed an offence under section 67 of the Act in relation to this Order

APPEALS

8. Any challenge to this Order must be made at the High Court within six weeks of the Order being made, and must be by an individual who lives in, regularly works in or visits the Restricted Area.

Interested persons can challenge the validity of the Order on two grounds: that the Council did not have the power to make the Order or to include particular prohibitions or requirements; or that one of the requirements of the legislation has not been complied with.

When an application is made, the High Court can decide to suspend the operation of the Order pending the Court's decision, in part or in totality. The High Court has the ability to uphold the Order, quash it, or vary it.

SCHEDULE

Description of public places to which order applies

This Order applies to all public places within the administrative area in the Borough of South Ribble and which is:

- (i) 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) within the Borough of South Ribble including but not limited to parks, public open spaces and highways in the area.
- (ii) Access Land within the meaning of S1(1) Countryside and Rights of Way Act 2000 including, but not limited to, Longton Brickcroft Nature Reserve and Access Land to Longton Marsh (shown edged red for identification purposes on the plans attached hereto).

DRAFT

IN WITNESS whereof the Council have caused the Common Seal of the South Ribble Borough Council to be hereunto fixed this.....day of.....2017

EXECUTED AS A DEED by
SOUTH RIBBLE BOROUGH COUNCIL
by affixing its Common Seal
the day and year first written above

.....
Authorised Signatory

DRAFT

Appendix 1

SOUTH RIBBLE BOROUGH COUNCIL

ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014

THE DOGS (SPECIFIED MAXIMUM) IN THE BOROUGH COUNCIL OF SOUTH RIBBLE
PUBLIC SPACE PROTECTION ORDER 2017

South Ribble Borough Council ("the Council") under Part 4, Section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act") hereby makes the following Order:

1. This Order comes into force on the _____ 2017 for a period of three years
2. This Order applies to the public places specified in the Schedule below ("the Restricted Area")
3. The Council is satisfied that the two conditions set out in Section 59 of the Act have been met, in that:
 - (1) activities carried on in the Restricted Area as described below have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the public place and they will have such an effect;
 - (2) the effect, or likely effect, of the activities is, or is likely to be, of a persistent or continuing nature, is, or is likely to be, such as to make the activities unreasonable, and justifies the restrictions imposed by the Order.

OFFENCE

4. (1) A person in charge of more than one dog shall be guilty of an offence if, at any time, on any land in the Restricted Area, the number of dogs which are being walked is more than 6.
 - (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.

PENALTY

5. By virtue of section 67 of the Act a person who is guilty of an offence under this Order shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale

FIXED PENALTIES

6. By virtue of section 68 of the Act a constable or authorised person of the Authority may issue a fixed penalty notice not exceeding £100 to anyone he or she has reason to believe has committed an offence under section 67 of the Act in relation to this Order

APPEALS

7. Any challenge to this Order must be made at the High Court within six weeks of the Order being made, and must be by an individual who lives in, regularly works in or visits the Restricted Area.

Interested persons can challenge the validity of the Order on two grounds: that the Council did not have the power to make the Order or to include particular prohibitions or requirements; or that one of the requirements of the legislation has not been complied with.

When an application is made, the High Court can decide to suspend the operation of the Order pending the Court's decision, in part or in totality. The High Court has the ability to uphold the Order, quash it, or vary it.

SCHEDULE

Description of public places to which order applies

This Order applies to all public places within the administrative area in the Borough of South Ribble and which is:

- (i) 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) within the Borough of South Ribble including but not limited to parks, public open spaces and highways in the area.
- (ii) Access Land within the meaning of S1(1) Countryside and Rights of Way Act 2000 including, but not limited to, Longton Brickcroft Nature Reserve and Access Land to Longton Marsh (shown edged red for identification purposes on the plans attached hereto).

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Appendix 1

SOUTH RIBBLE BOROUGH COUNCIL

ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014

THE MEANS TO PICK UP FOUL BY DOGS IN THE BOROUGH COUNCIL OF SOUTH RIBBLE PUBLIC SPACE PROTECTION ORDER 2017

South Ribble Borough Council ("the Council") under Part 4, Section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act") hereby makes the following Order:

1. This Order comes into force on the _____ 2017 for a period of three years
2. This Order applies to the public places specified in the Schedule below ("the Restricted Area")
3. The Council is satisfied that the two conditions set out in Section 59 of the Act have been met, in that:
 - (1) activities carried on in the Restricted Area as described below have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the public place and they will have such an effect;
 - (2) the effect, or likely effect, of the activities is, or is likely to be, of a persistent or continuing nature, is, or is likely to be, such as to make the activities unreasonable, and justifies the restrictions imposed by the Order.

OFFENCE

4. (1) If at any time on any land in the Restricted Area and a person who is in charge of the dog at any time fails to produce forthwith a device for or other suitable means of removing dog faeces and transporting it to a bin (whether or not the dog has defecated) when asked to do so by an authorised officer 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 do so; or
- (2) Nothing in this article shall apply 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;
 - (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

- 5. By virtue of section 67 of the Act a person who is guilty of an offence under this Order shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale

FIXED PENALTIES

- 6. By virtue of section 68 of the Act a constable or authorised person of the Authority may issue a fixed penalty notice not exceeding £100 to anyone he or she has reason to believe has committed an offence under section 67 of the Act in relation to this Order

APPEALS

- 7. Any challenge to this Order must be made at the High Court within six weeks of the Order being made, and must be by an individual who lives in, regularly works in or visits the Restricted Area.

Interested persons can challenge the validity of the Order on two grounds: that the Council did not have the power to make the Order or to include particular prohibitions or requirements; or that one of the requirements of the legislation has not been complied with.

When an application is made, the High Court can decide to suspend the operation of the Order pending the Court's decision, in part or in totality. The High Court has the ability to uphold the Order, quash it, or vary it.

SCHEDULE

Description of public places to which order applies

This Order applies to all public places within the administrative area in the Borough of South Ribble and which is:

- (i) 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) within the Borough of South Ribble including but not limited to parks, public open spaces and highways in the area.
- (ii) Access Land within the meaning of S1(1) Countryside and Rights of Way Act 2000 including, but not limited to, Longton Brickcroft Nature Reserve and Access Land to Longton Marsh (shown edged red for identification purposes on the plans attached hereto).

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Appendix 1

SOUTH RIBBLE BOROUGH COUNCIL

ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014

THE DOGS ON LEADS IN THE BOROUGH COUNCIL OF SOUTH RIBBLE PUBLIC SPACE PROTECTION ORDER 2017

South Ribble Borough Council ("the Council") under Part 4, Section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act") hereby makes the following Order:

1. This Order comes into force on the _____ 2017 for a period of three years
2. This Order supersedes the following:
The Dogs on Leads in the Borough of South Ribble Order 2009
The Dogs on Leads in the Borough of South Ribble Order 2009 Amendment Order 2013
3. This Order applies to the public places specified in the Schedule below ("the Restricted Area")
4. The Council is satisfied that the two conditions set out in Section 59 of the Act have been met, in that:
 - (1) activities carried on in the Restricted Area as described below have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the public place and they will have such an effect;
 - (2) the effect, or likely effect, of the activities is, or is likely to be, of a persistent or continuing nature, is, or is likely to be, such as to make the activities unreasonable, and justifies the restrictions imposed by the Order.

OFFENCE

5. (1) A person in charge of a dog shall be guilty of an offence if, at any time, on any land in the Restricted Area he does not keep the dog on a lead and under control 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) a "lead" shall be taken to mean a chord of suitable length that is appropriately and securely attached to the dog for the purposes of allowing the person in control of the dog to hold or control that dog

PENALTY

6. By virtue of section 67 of the Act a person who is guilty of an offence under this Order shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale

FIXED PENALTIES

7. By virtue of section 68 of the Act a constable or authorised person of the Authority may issue a fixed penalty notice not exceeding £100 to anyone he or she has reason to believe has committed an offence under section 67 of the Act in relation to this Order

APPEALS

8. Any challenge to this Order must be made at the High Court within six weeks of the Order being made, and must be by an individual who lives in, regularly works in or visits the Restricted Area.

Interested persons can challenge the validity of the Order on two grounds: that the Council did not have the power to make the Order or to include particular prohibitions or requirements; or that one of the requirements of the legislation has not been complied with.

When an application is made, the High Court can decide to suspend the operation of the Order pending the Court's decision, in part or in totality. The High Court has the ability to uphold the Order, quash it, or vary it.

SCHEDULE

Description of public places to which order applies

This Order applies to all public places within the administrative area in the Borough of South Ribble and which is:

- (i) Highways – this includes all carriageway and road, footway (aka pavement) footpath, bridleway, byway or cycle track and adjoining footpaths and verges.
- (ii) Footpaths, walkways and paths linked or associated with play areas owned by the Council.
- (iii) Land provided or used for public enjoyment, recreation and sporting or educational purposes during an organised activity on that land.
- (iv) Land, which is used as a market or fair or for the sale of goods at the time it is being used for that purpose.
- (v) Land used for the consumption of food or drink in connection with any trade, business or undertaking supplying food or drink at the time it is being used for that purpose.
- (vi) Land which is any forecourt, terrace, yard or walkway providing access to or adjoining any building to which the public resort or have access to.
- (vii) Land, which is any platform, forecourt, waiting area, walkway or shelter at any bus, or rail station, hackney carriage rank or designated hackney carriage waiting place.
- (viii) Land, which is used as memorial, burial ground, cemetery, garden or remembrance and adjoining footpaths and verges.
- (ix) Also,
 - Longton Brickcroft Nature Reserve
 - Access Land to Longton Marsh
 - Haig Avenue Green, Leyland
 - Kingsfold Drive Teen Play Area, Penwortham
 - Leadale Green, Leyland
 - Seven Stars Green, Leyland
 - Tardy Gate Play Area, Lostock Hall
 - Worden Park – The Formal Gardens, The Maze, The Rose Garden, The Walled Garden, The Pond Boardwalk, and the Arts & Craft Centre Courtyards (shown edged red for identification purposes on the plans attached hereto).

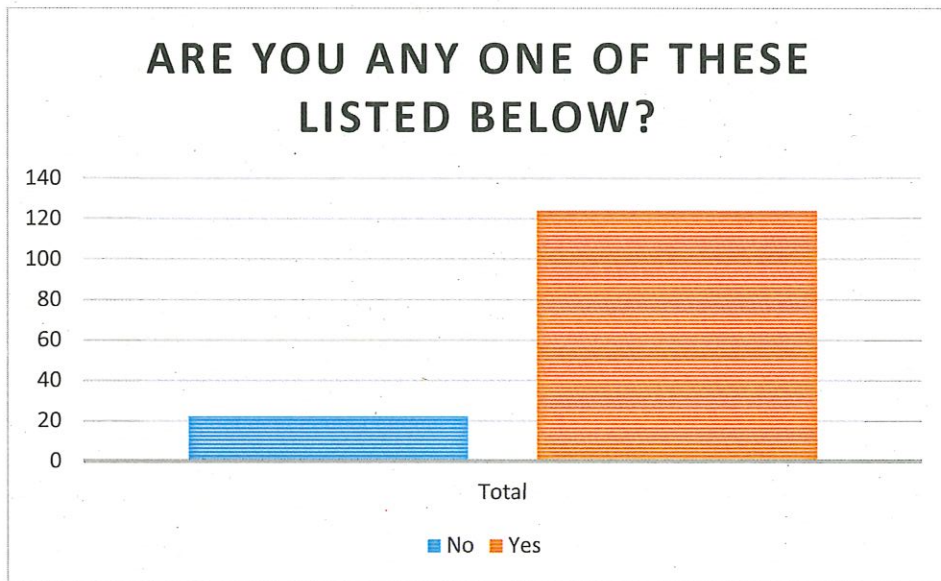
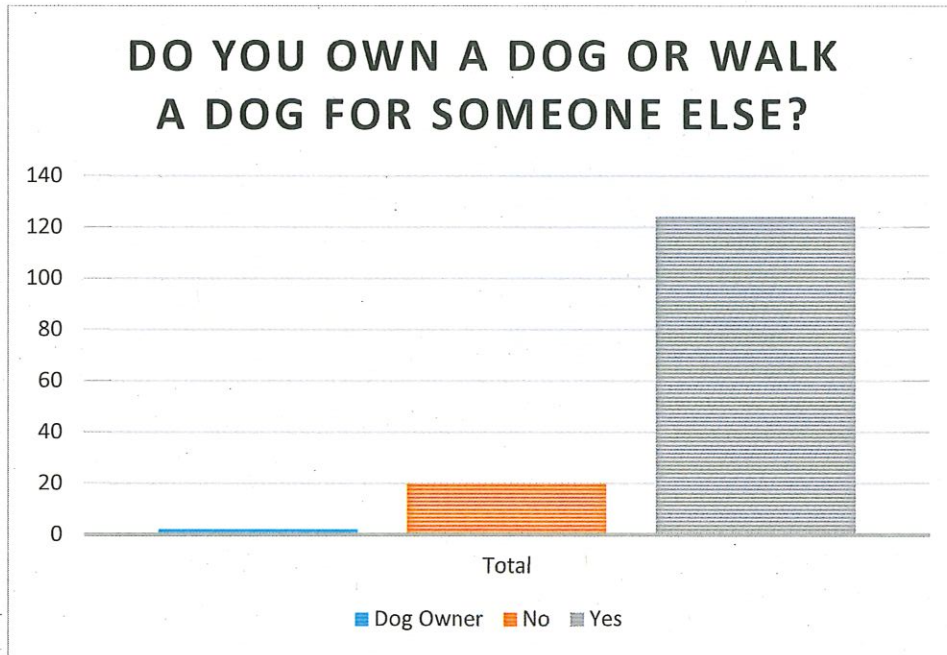
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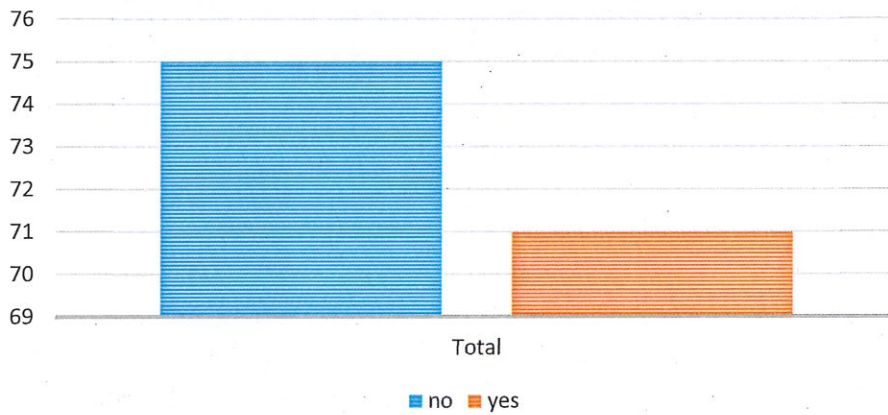
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Authorised Signatory

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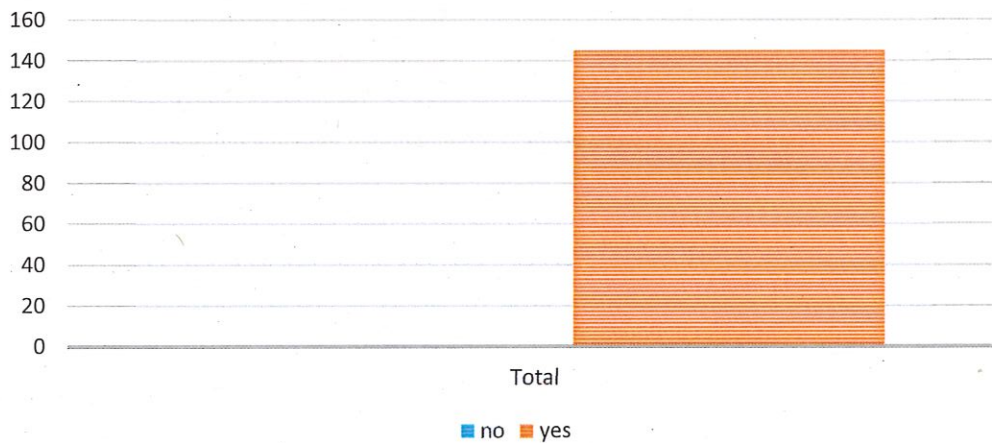
Public Space Protection Orders



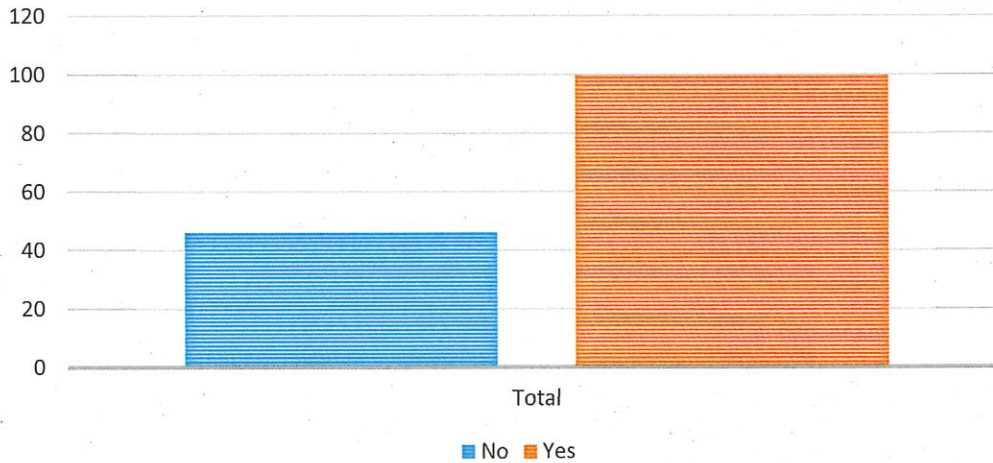
DO YOU AGREE WITH THE PROPOSAL TO INTRODUCE A BOROUGH WIDE PSPO?



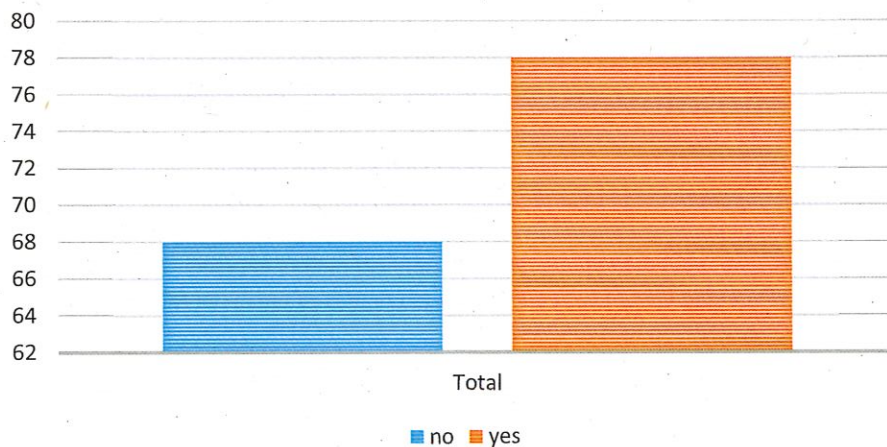
DO YOU THINK THE COUNCIL SHOULD CONTINUE TO ENFORCE AGAINST PERSONS IN CHARGE OF A DOG WHO FAILS TO CLEAN UP ITS FAECES



DO YOU THINK ADDITIONAL ENFORCEMENT SHOULD BE TAKEN AGAINST PERSONS IN CHARGE OF A DOG WHO HAS NO MEANS TO PICK UP DOG FAECES



DO YOU THINK THE COUNCIL SHOULD CONTINUE TO EXCLUDE DOGS FROM AREAS SPECIFIED IN THE PROPOSED ORDER

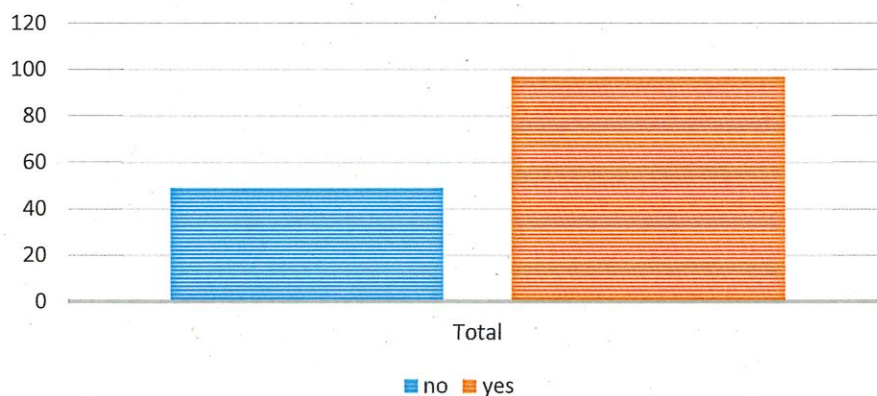


Text Suggestions

- No. Dogs should be included in everyday life, not excluded.
- Any children's playground/specified picnic areas. South Ribble is deemed a great place to live. At 76 I keep fit by walking my dogs. My dogs keep fit by being able to run free, I expect to keep them on a lead at certain times, this should be kept as unrestricted as possible. Dog owners like me would love to meet the council and work with it to draw up a sensible/flexible plan. Other councils have met the wrath of dog owners who have not been consulted before action has been taken. Please do this.
- Dogs should not be excluded from anywhere except from gated children's play areas.

- If you propose to have exclusion zones, then you need also to have inclusion zone. Take a look at what Wells-Next-the-Sea has done with their dog friendly beach.
- There should be a space big enough for dogs to be exercised off lead
- Children's play areas
- None.
- All playgrounds for definite
- Playgrounds and school grounds.
- None
- Obviously exclude dogs from children's play areas but other than that dogs should be under control anywhere regardless of area and it is not the amount of dogs that people walk it's the control owners have over their dogs whether it's 10 dogs or 1 dog
- As a responsible dog owner with limited mobility I cannot take my dogs far from home to be walked. My dogs are always on their leads and I always pick up and dispose of any faeces. While I agree that play areas for children should be protected as the borough insists on building on every available green space provision should be made for dog owners. By all means restrict those who are not responsible, were not all the same.
- None
- Children's play area
- Areas should be available for exercising off lead dogs - excluding dogs is actually discriminatory towards dog owners I suffer severe anxiety and need my dog with me - we enjoy off lead walks he's exceptionally well behaved time to deal with the minority rather than a blanket ban on all
- Nope! Children's play areas should be the only place really!
- No, but if dogs are being excluded from areas then balance needs to be created by having areas specifically where dogs can have off-lead exercise without the worry of children playing.
- No but feel Worden should be off the list no lots of dog owners that use it although do not personally use it
- Children's playground
- None
- dogs are not the dirty animals, it the owners, don't punish people for a crime that might happen
- Enclosed play areas
- I don't think dogs should be excluded but tougher conditions on people who cannot control their dogs and or fail to clean up after themselves.
- It is reasonable to exclude dogs from enclosed play areas, but not from entire parks or recreation grounds. We all contribute towards the maintenance of these areas and should be allowed to enjoy them. If you enforce current laws on fouling then you do not need to discriminate against an entire group of law abiding citizens.
- Dogs should not be excluded. Responsible dog owners are being penalised. Dog owners who do not pick up after their dogs or don't keep them under control should be fined/prosecuted. Banning dogs is not the solution.
- Additional regulations will only affect those concerned with obeying regulations and not those who consistently flout regulations. People who have no respect for and no intention to abide by current rules, certainly won't be bothered by new rules
- More poo bins at dog walking sites
- No suggestions
- Children's play areas

DO YOU THINK THE COUNCIL SHOULD CONTINUE TO MAKE IT A REQUIREMENT FOR PERSONS IN CHARGE OF A DOG TO PUT THEIR DOG ON A LEAD IN THE AREAS...

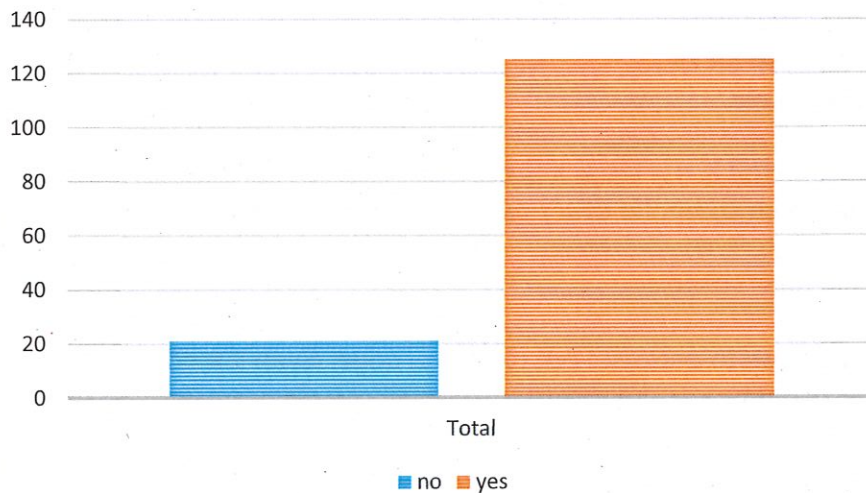


Text Suggestions

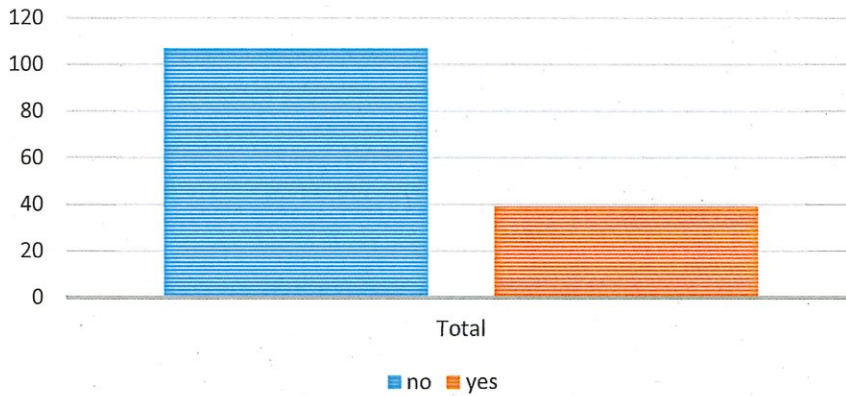
- Farmland with animals on it
- In towns, villages and farms.
- Town centres & public parks
- Town/city centre streets.
- I think all paths adjacent to roads
- It is not the location that is the issue it is the fact there are not enough people to enforce it!, I come into contact with someone every day not abiding by these laws and nothing gets done, employ more dog wardens!
- Public roads and near schools.
- None
- You already have laws to deal with out of control dogs. Even if a dog is on a lead it does not mean it's under control.
- Not at the moment
- Housing estates
- Town centre
- No dogs need off lead exercise - try dealing with the rabble of anti-social kids leaving rubbish damaging cars and generally intimidating others the majority of dog owners are 100% responsible deal with the non-responsible owners as and when required
- Only in fields with livestock and nature reserves.
- No but feel Worden should be taken off list don't use personally but no dog walkers that do
- Near busy roads
- Main roads, town centres
- None
- while walking at the side of main roads
- If the person is a fit and proper person and can be responsible for their dog there should be no need. As for the max number of dogs I know a lot of good people who will be affected by this and all have exceptionally well behaved dogs.
- There is already adequate cover in law for this such as highways rules etc.
- As above, if you enforce current laws you do not need to penalise and entire group of people for the actions of a few.

- Dogs should not be on lead if it is a safe place to exercise off lead. Responsible dog owners are being penalised. Dog owners who do not pick up after their dogs or don't keep them under control should be fined/prosecuted. Keeping dogs on lead is not the solution. Soon there will be nowhere for dogs to exercise off lead & this will cause frustration in the dogs & other problems will arise due to their needs not being met.
- The law only requires dogs to be under control
- More poo bins
- No suggestions
- All public highways

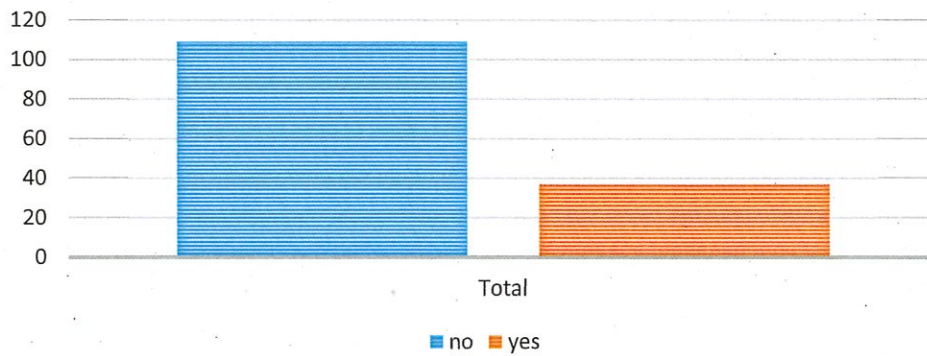
DO YOU THINK THE COUNCIL SHOULD CONTINUE TO BE ABLE TO MAKE IT A REQUIREMENT FOR PERSONS IN CHARGE OF A DOG TO PUT THEIR DOG ON A LEAD WHEN ASKED TO DO SO BY AN AUTHORISED OFFICER



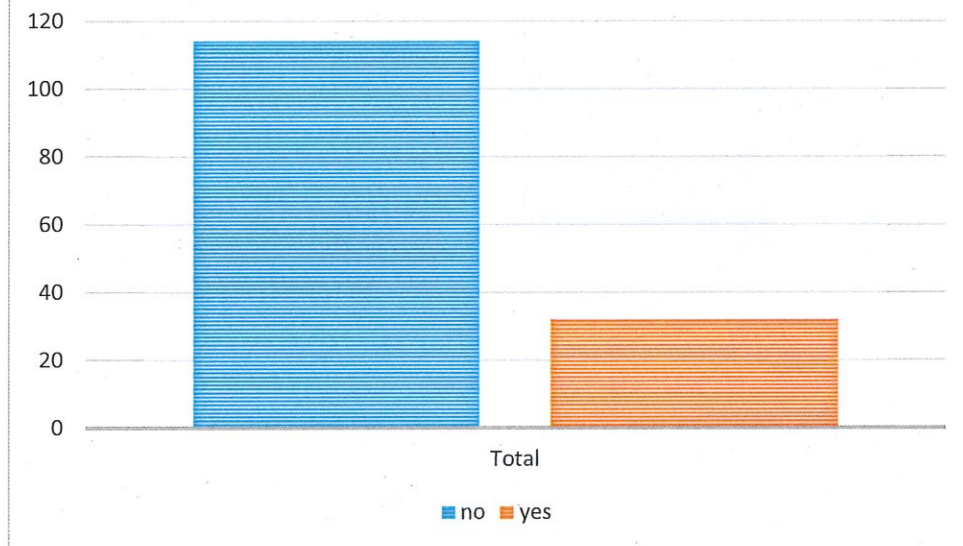
DO YOU THINK PROVISION SHOULD BE MADE IN THE NEW ORDER TO RESTRICT THE NUMBER OF DOGS THAT CAN BE WALKED BY AN INDIVIDUAL ON AND OFF THE LEAD



DO YOU THINK THAT THE CURRENT SIGNAGE FOR DOG CONTROL ORDERS ACROSS THE BOROUGH IS PROMINENT AND CLEAR



DO YOU FEEL THAT ANY OF THESE PROPOSALS WILL AFFECT YOU AS AN INDIVIDUAL, BECAUSE OF ANY OF THE FOLLOWING SEE LIST BELOW, IF YES PLEASE GIVE DETAILS BELOW.



Text Suggestions

- It should not be a crime to walk more than 2 dogs at a time. My disabled daughter has foster dogs, as well as her own, so the numbers vary. They are all walked together, under control. She worries about having to go out twice or more times with them for her own sake health wise and also re noise nuisance for neighbours if some are made to wait their turn at home.
- As an individual, the proposals are in direct conflict with Article 8 of the European Convention on Human Rights which provides a right to respect for one's "private and family life." My dogs are a de facto and de cure part of my family and my rights are hence enshrined in the above Article.
- Walking multiple dogs for family members who cannot due to health reasons.
- I am an OAP with severe arthritis and I try my best to keep track of my very energetic spaniel who needs free running time if I have to keep him on a lead it well make things difficult
- Discriminating against dog owners who can & do look after their dogs & who do pick up & are in control.
- I have over 6 dogs who are my dependants. This will force me to walk them separately causing me to only be able to provide half the exercise they currently have due to time constraints as I work full time. I am fully capable of walking all my dogs safely together. Why am I being forced to stop when I have never had any complaints and often get complimented on my dog's good manners. This is prejudice, pure and simple
- **DOG OWNER**
- I am responsible for a disabled adult and I cannot walk my dogs far from home. I also have limited mobility due to knee and hip problems.
- I am disabled
- I am not directly affected but need to comment. I see a lady walking 9 or 10 dogs early each morning, all well behaved and not bothering anyone and have often chatted in passing. If any go to the toilet she dutifully picks it up. I also see some dog walkers during the day walking single dogs which are lunging and barking or running up to people or off the park and people not

clearing the dog mess. Training the dogs is obviously more important than numbers so why is the limit needed?

- I feel that having a maximum number for walking dogs is discrimination because any dog can be out of control whether it be one or ten. In my experience the people with multiple dogs have the better behaved dogs than those who have just one or two! So why penalise them. Surely it should be judged on individual circumstances not punish everyone who haven't committed a breach in public order!
- As somebody who may at times be in charge of multiple dogs due to looking after family dogs as well as my own I would feel victimised if limited by number when in my 20yr experience as a dog owner and trainer one person with one dog out of control or trained to be aggressive can cause far more trouble than somebody with multiple dogs who are trained and under control. Possibly licence responsible multi dog owners/walkers and then punish if they don't meet the terms of their licence??
- Disability
- religious
- Work
- This is victimisation of people for an assumed crime. It doesn't take into account whether people are capable and willing to control and pick up after a number of dogs. Just fines them for what it is assumed they will do regardless of their actual actions. No different to sentencing someone for theft due to skin colour or postcode. That was rightly made illegal a long time ago. Definitely a step backwards to bring this in and potentially illegal discrimination
- Age, due to working full time and having children I am limited as to when and where I can walk dogs.
- No need to discriminate against people because they own more than 6 dogs. Laws already tackle dog problems regardless of how many dogs you have. Tackle people for what they do not how many dogs they own
- Disability and lack of poo bins
- Walk multiple dogs
- I need to get all my dogs out before my husband goes to work and I have to look after our baby - by bringing in the max dog rule I wouldn't be able to take them all at once even though they're all small, have at least their bronze good citizen, and two don't go off lead as they're very old.
- Don't agree with stop and search policy for poo bags. You may have already used them up.
- I will struggle to walk my 7 dogs in two groups as due to age I can't walk very far and can't do two walks each day. Rules are already in place to tackle fouling and dogs out of control whether you have 1 dog or many. Why penalise responsible owners for having a number of dogs and assuming that because of this they won't clear up or control their dogs. You wouldn't lock someone up for theft because you thought they might rob a bank. You have to wait for them to actually do it.
- I currently have 10 dogs all of whom are well behaved and walked before work as a group and after work in batches. I walk them between 6am and 7am before work in unpopulated areas and always poo pick. My dogs don't cause any nuisance and yet I am to be criminated simply because I have a certain number of well-behaved dogs. I have mobility issues so splitting the dogs into two walks will cause them to get less exercise than they need.
- Currently the number of dogs off of leads and the uncleared faeces make it difficult to enjoy the boroughs parks with family.
- They affect me as a resident and as a dog owner. This persecution of mostly responsible dog owners because of the poor behaviour of a few is unfair. With numerous misguided road projects happening in the area the space where dogs can be safely walked is already shrinking. If these proposals go ahead, when can I expect either large, well maintained and safe dog runs to be installed in all parks and community spaces or a refund of part of my council tax as I will now be excluded from these spaces?
- I'm a dog owner and a mother, my children love dogs and will try to pet dogs if the dog runs to them in public. I always keep my dog under control when other people or children are about as she is a nervous dog, wish others did same.
- Disability
- None

- My age and disability and the age and disability of my old small blind dog who if always on a lead can and will tumble and injure once again his knee. More money spent at vets and on medication and a dog and dog owner reluctant to have a walk (health and wellbeing etc.)
- Limited mobility means dog cannot be properly exercised except off lead. Dogs should only be required to be on a lead if they are not under close control.

- sometimes I find it hard to remember to take things with me because of age

**SOUTH RIBBLE BOROUGH COUNCIL
SCRUTINY COMMITTEE – 8 MARCH 2016
MATTERS ARISING FROM PREVIOUS MEETINGS**

Appendix 3

Date of Meeting & Min. No.	Title and Recommendation	Portfolio Holder/ Responsible Officer	Accepted Yes/No	Implemented Yes/No	Explanation/Progress
23/06/15 Min No.5	<p>Performance, Budget and Risk monitoring report – year end 2014/15 (April 2014 – March 2015)</p> <p>6. Requests this council learns from other councils in Lancashire to try and increase the amount of affordable housing</p> <p>7. Requests an update be provided on the land acquisition at Wesley Street Mill</p>	<p>Cllr Michael Green / Denise Johnson</p> <p>Cllr M Smith / Mark Gaffney</p>	<p>Yes</p> <p>Yes</p>	<p>No</p> <p>No</p>	<p>To be covered in the two Housing Learning Hours planned later in the Civic year</p> <p>An informal meeting has taken place with the Scrutiny Chair and Vice-chair. Further reports will be provided to the Committee at the appropriate time</p>
22/09/15 Min No.13	<p>Cabinet Member Update – Housing & Healthy Communities</p> <p>3. the committee</p> <p>i) looks forward to receiving and commenting on the forthcoming Housing Strategy; and</p> <p>ii) looks forward to the strategy having ambitious SMART targets including around affordable housing;</p>	<p>Cllr Michael Green / Mark Gaffney & Denise Johnson</p>	<p>Yes</p> <p>Awaiting changing national policy/ legislation</p>	<p>No</p> <p>No</p>	<p>Implemented when the Housing Strategy is produced.</p> <p>There will be SMART targets for Housing. These will need to take account of proposed changes in the Housing and Planning Bill</p>
08/12/15 Min. No.34	<p>Cabinet Member Update – Finance & Resources</p> <p>2. the committee looks forward to a report to the Governance Committee on Section 106 monies in the new year;</p> <p>3. the committee looks forward to the Cabinet member convening as soon as possible the meeting to brief the My Neighbourhood Chairmen and Vice-chairmen on Section 106;</p>	<p>Cllr Bennett / Susan Guinness (portfolio SMT lead)</p> <p>Cllr Bennett / Susan Guinness & Denise Johnson</p>	<p>Yes</p> <p>Yes</p>	<p>No</p> <p>No</p>	<p>To be part of normal governance reporting, timing to be arranged with chairman</p> <p>Action to progress after the My Neighbourhood review in February</p>

**SOUTH RIBBLE BOROUGH COUNCIL
SCRUTINY COMMITTEE – 8 MARCH 2016
MATTERS ARISING FROM PREVIOUS MEETINGS**

		Cllr Bennett / Garry Barclay	Yes	No	
5.	the committee looks forward to the Cabinet member providing re-assurance that the council's emergency planning arrangements are robust, particularly regarding flooding and storms;	Cllr Bennett / Garry Barclay		No	A Member Learning Hour is scheduled for 23 rd May 2016 where the Council's responsibilities for Emergency Planning and Flooding Response will be concisely explained This will include an account of the impact of Storm Eva over the Christmas period during which the Lancashire Multi-Agency Flood Plan and the Council's own Emergency Plan were severely tested in practice
26/01/16 Min. No.41	Cabinet Member Update – Neighbourhoods & Streetscene 3. the committee expresses concern at the low levels of enforcement around dog fouling and litter and asks a report be provided to a future meeting to outline what steps the Cabinet member is going to take to increase the level of enforcement (including use of benchmarking and best practice etc); 4. the committee requests confirmation that residents can report cleansing and environmental issues to the council through social media; 5. the committee requests that the Cabinet member investigate the use of the borough's parks and open spaces by commercial dog walking companies; and 6. the committee requests that the Cabinet member gives further consideration to making more use of the Community Payback Scheme on local projects	Cllr Mullineaux / Mark Gaffney	No	No	The Cabinet member is happy to work with the Scrutiny Committee to see how a combined approach to enforcement and education can improve the cleanliness of the borough. The current preferred method is for residents to report issues to Gateway via telephone or self-serve. Communications have taken place with those companies of which the Council is aware. The Council already makes significant use of the Community Payback scheme.
26/01/16 Min. No.42	Waste Management Partnership 3. the committee requests that further information be provided to explain the reduction in the council's recycling rate; and 4. the committee requests that it receives updates on Lancashire County Council's Waste Review and this council's proposed actions to address the £.1m reduction in income when the Cost Sharing Agreement ceases.	Cllr Mullineaux / Mark Gaffney	Yes	No	Information will be provided to the committee. As more information becomes available this will be provided to the committee.

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26/01/16 Min. No.43	<p>Worden Park Vision Plan – progress update</p> <p>2. the committee requests the Cabinet member that a SMART and target based action plan be developed for the short, medium and long term actions, aims and aspirations that will implement the Worden Park Vision Plan;</p> <p>3. the committee expresses concern about the feedback the council received following the Green Flag inspection and asks that a report be presented to a future meeting explaining what the council has and was doing to respond/address the feedback;</p> <p>4. the committee welcomes the Cabinet member's offer to look at extending educational visits to Worden Park;</p> <p>5. the committee requests that the maintenance of the public toilets on Worden Park be closely monitored with a view to their refurbishment; and</p> <p>6. the committee requests that the Cabinet member provides a response to the member of the public regarding concerns raised (including football pitches and vandalism).</p>	Cllr Mullineaux / Mark Gaffney	No	No	<p><i>The Worden Vision Plan is a long term document with an anticipated delivery period of 20 years. As future budgets are prepared consideration will be given to the aims and aspirations detailed in the plan.</i></p> <p><i>The Green Flag feedback report was for 2014/15. Since this date the Council has successfully retained the award for 2015/16 with the majority of the actions from 2014/15 actioned where possible. An update will be provided to the committee.</i></p> <p><i>An extensive education plan has and is being developed for 2016/17.</i></p> <p><i>See the capital budget for 2016/17.</i></p> <p><i>Contact will be made with the member of public regarding his concerns.</i></p>
04/02/16 Min. No.47	<p>Draft Corporate Plan, Budget and Risk Register 2016-2017</p> <p>2. the committee looks forward to receiving feedback from its comments from 8 December 2015 and also that the above comments to Cabinet for 10 February 2016 be provided back to the Scrutiny Committee.</p>	Cllr Mrs Smith / Mike Nuttall	Yes	No	<p><i>This is currently being considered, feedback to be provided as soon as possible.</i></p>

