

HYNDBURN BOROUGH COUNCIL

Anti- Social Behaviour, Crime, and Policing Act 2014

Borough of Hyndburn (Control of Dogs) Public Spaces Protection Order (No 2 of 2015) (“The Proposed Order”)

NOTICE OF PROPOSAL

Notice is Hereby Given that Hyndburn Borough Council (“the Council”) proposes to vary the Borough of Hyndburn (Control of Dogs) Public Spaces Protection Order (No 2 of 2015) under section 61(1) (a), and extend the period the period during which it has effect under section 60(2) (a) Part 4 Chapter 2 of the Anti–Social Behaviour, Crime and Policing Act 2014

1. The Proposed Order would relate to
 - a) The play areas listed at Appendix 1 to the draft Order.
 - b) The bowling greens listed at Appendix 2 to the draft Order.
 - c) The cemeteries located at Burnley Road Accrington, Dill Hall Lane Church, Blackburn Road Great Harwood and Lee Lane in Rishton as listed in Appendix 3 to the draft Order.
 - d) The town centre areas identified on the plan attached as Appendix 4 to the draft Order.
 - e) The Playing Fields listed at Appendix 5 to the draft Order
 - f) The grounds of Churchfield House in Great Harwood identified on the plan attached as Appendix 6 to the draft Order
 - g) The grounds of Foxhill Bank Local Nature Reserve in Oswaldtwistle identified on the plan attached as Appendix 7 to the draft Order

2. The effect of the Proposed Order is to
 - a) Prohibit any person in charge of a dog from bringing it into any of the play areas listed in Appendix 1 to the draft Order.
 - b) Prohibit any person in charge of a dog from bringing it on to any of the bowling greens listed in Appendix 2 to the draft Order.
 - c) Prohibit any person in charge of a dog from bringing it into a Cemetery listed in Appendix 3 to the draft Order unless the dog is restrained on a lead.

- d) Prohibit any person in charge of a dog from bringing it into a town centre area identified in Appendix 4 to the Order unless the dog is restrained on a lead.
 - e) Prohibit any person in charge of a dog from bringing it on to any of the Playing Field areas identified in Appendix 5 to the draft Order
 - f) Prohibit any person in charge of a dog from bringing it into the grounds of Churchfield House identified in Appendix 6 to the Order unless the dog is restrained on a lead.
 - g) Prohibit any person in charge of a dog from bringing it into the grounds of Foxhill Bank LNR identified in Appendix 7 to the Order unless the dog is restrained on a lead.
3. For the purposes of the draft Order a person who habitually has a dog in their possession shall be taken to be in charge of that dog at any time unless at that time some other person is in charge of the dog
4. The Council proposes to vary the Borough of Hyndburn (Control of Dogs) Public Spaces Protection Order (No 2) of 2015 and extend the period during which it has effect because anti-social behaviour arising from the presence of uncontrolled dogs in play areas, bowling greens, cemeteries, town centres, the grounds of Churchfield House and Playing Fields either appears to be having or is likely to have a detrimental impact on the quality of life in the locality of Hyndburn and that such anti-social behaviour is likely to be of a persistent or continuous nature such as to make it reasonable to vary and continue to impose the measures in the said order.
5. The Proposed Order will extend the restrictions in article 3 of Borough of Hyndburn (Control of Dogs) Public Spaces Protection Order (No 2 of 2015) by imposing the restriction referred to at paragraph 2 e) & 2 f) & 2 g) above and extending the restriction referred to at paragraph 2 c) above to the Rishton and Great Harwood Cemetery Lee Lane Rishton

6. The Council intends that the proposed Order will be in force for a period of three years.
7. It will be an offence under section 67 of the Act for any person, without reasonable excuse to;
 - a) Do anything that the person is prohibited from doing by the Order , or
 - b) To fail to do comply with a requirement to which the person is subject under the provisions of the Order

Any person guilty of an offence under this section will be liable on summary conviction to a fine not exceeding level 3 on the standard scale

8. A copy of the proposed Order, plan and associated documents are available for inspection at the Council Offices Scaitcliffe House, Ormerod Street Accrington BB5 0PF Monday to Friday 9.00am to 5.00pm from the date of this notice. It may also be viewed on the Council's website www.hyndburnbc.gov.uk
9. Any representations or objections to the proposed Order should be sent in writing for the attention of Craig Haraben at pspo@hyndburnbc.gov.uk before Friday 5 October 2018.

Dated: 3 September 2018

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