

## **Decision under Delegated Powers**

### **Officer Requesting Decision**

Enviro Crime and Dog Control Manager

### **Officer Making the Decision**

Strategic Director Communities , Planning and Housing (in Head of Regulatory Services absence)

### **Recommendation**

That the Public Spaces Protection Order – Dog Control Charnwood Borough Council 2020-23 be varied as proposed in the Notice of Intention.

### **Reason**

To vary the existing Public Spaces Protection Order (PSPO) to extend the restriction about dogs on leads at Stonebow Washlands, Loughborough and Dishley Pool, Loughborough due to a number of dog attacks since the PSPO was last varied and extended in 2020.

### **Authority for Decision**

Chapter 8.3 of the Constitution (Section 25(ii) – page 8-27) gives delegated authority for the Head of Regulatory Services in consultation with the Lead Member for Regulatory Services to make revisions and amendments to the Public Space Protection Order (Charnwood Borough Council) in response to future requests for additional dog controls within the Borough.

### **Decision and Date**

Approved.

**Signature Eileen Mallon**

**Date 19<sup>th</sup> May 2022**

## **Background**

The Anti-Social Behaviour Crime and Policing Act 2014 brought in Public Spaces Protection Orders (PSPOs) for the control of a range of ASB issues, including problems relating to dog control.

Charnwood Borough Council introduced a PSPO in January 2017 which was then extended in 2020 to control dogs in the Borough to protect the people living, working and visiting the Charnwood area.

In 2020, the PSPO included a restriction on dogs in the 2 nature reserves in the Borough that all dogs should be put on a lead if directed by an authorised officer. This meant that if the dog was becoming or likely to become out of control, the officer can instruct the person in charge of the dog to place the dog on a lead. Refusal or taking the lead off before leaving the restricted area would mean the person in control of the dog receives a fixed penalty notice for failing to comply with the PSPO.

The variation to extend the restriction to insist that dogs are on a lead at all times within the specified area will increase the level of control of dogs and should significantly reduce the number of incidents which can be traumatic both for people and animals using the park and the wildlife that lives on the park.

The Head of Regulatory Services has reviewed the consultation responses received following the service of the Notice of Intention, and is satisfied that there are no substantial changes required or major objections so the variation to the PSPO can be undertaken.

The Head of Regulatory Services has also consulted the Lead Member on this variation Order.

## **Financial Implications**

*No financial implications*

## **Risk Management**

No specific risks have been identified with this report.

Key Decision:

No

Background Papers:

Proposed - Public Spaces Protection Order  
(Charnwood Borough Council) Charnwood  
Borough Council 2020-23

Report to Head of Service and Lead  
Member – Variation of PSPO

Summary of comments received during

consultation

## **The Anti-Social Behaviour, Crime and Policing Act 2014**

**DATED**

### **The Public Spaces Protection Order – Dog Control Charnwood Borough Council 2020**

Charnwood Borough Council (“the Council”) in exercise of its power under section 61 of the Anti-Social Behaviour, Crime and Policing Act 2014 (“the Act”) and of all other enabling powers being satisfied that the conditions set out in section 61 of the Act have been met; varies the existing Public Spaces Protection Order – Dog Control Charnwood Borough Council 2020:

The variation will be for a period of up to 3 years from May 19<sup>th</sup>, 2022, and can be seen in red ink on schedule 2 on page 2.

#### **1. Fouling**

If within the administrative area of the Council a dog defecates at any time on land to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission 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 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. Leads by Order**

A person in charge of a dog shall be guilty of an offence if, at any time, on land detailed in Schedule 1 does not comply with a direction given to him by an officer authorised by the Council to put and keep the dog on a lead (no more than 1.5 metres in length) unless:

- (a) he has 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. Leads**

A person in charge of a dog shall be guilty of an offence if, at any time, on land detailed in Schedule 2 below he does not keep the dog on a lead no more than 1.5 metres in length unless:

- (a) he has 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.

#### **4. Exclusion**

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 remain on, any land detailed in Schedule 3 below unless:

- (a) he has 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.

#### **5. Exemptions**

Section 1 shall not apply to any 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;
- (c) Has a dog which is registered as a member of Assistance Dogs UK; or
- (d) Has a disability which affects his 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.

Section 3 shall not apply to any person who is with a child or a child 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;
- (c) Has a dog which is registered as a member of Assistance Dogs UK.

For the purpose of this Order –

- 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;
- Placing the faeces in a receptacle on the land which is provided for the purpose, or the disposal of waste, shall be sufficient removal from the land;
- Being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device or other suitable means of removing the faeces shall not be a reasonable excuse for failing to remove the faeces.
- “An authorised officer of the Council” means an employee, partnership agency or contractor of Charnwood Borough Council who is authorised in writing by Charnwood Borough Council for the purposes of giving directions under the Order.
- Each of the following is a “prescribed charity” –
  - Dogs for the Disabled (registered charity number 700454)

- Support Dogs Limited (registered charity 1088281)
- Canine Partners for Independence (registered charity number 803680)
- Assistance Dogs UK (Registered charity no: 1119538)

## 6. Penalty

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.

A person may be offered a Fixed Penalty Notice of £100 by way of discharging liability for the offence. The Fixed Penalty Notice is reduced to £50 if paid within 10 days of issue.

### Schedule One

Variations to the existing PSPO are shown in red (bold)

#### Dogs on Lead by Direction

Map No.	Location	Geographical Area	Ward/Parish/Town
1.	Charnwood Water	Loughborough	Hastings
1.	Shelthorpe Pitch and Putt	Loughborough	Shelthorpe

### Schedule Two - The Keeping of Dogs on Leads

Map No.	Location	Geographical Area	Ward/Parish/Town
<b>1.</b>	<b>Dishley Poole</b>	<b>Loughborough</b>	Dishley and Hathern
<b>1.</b>	<b>Stonebow Washlands</b>	<b>Loughborough</b>	Garendon
1.	Cemetery – Leicester Road	Loughborough	Shelthorpe
6.	Cemetery – Groby Lane	Anstey	Anstey
7.	Cemetery – Cotes Road	Barrow Upon Soar	Barrow Upon Soar
8.	Cemetery – Greengate Lane	Birstall	Birstall
8.	School Lane Playing Fields Meadow Lane Playing Fields Harrowgate Fields - Playing Fields	Birstall	Birstall
9.	Cemetery – Melton Road	Burton on the Wolds	Burton on the Wolds, Cotes and Prestwold
10.	Cemetery – Wymeswold Lane	Corner of Wymeswold Lane and	Hoton

		Rempstone Road	
11.	Cemetery – Groby Lane	Newtown Linford	Newtown Linford
12.	Cemetery – South Croxton Road	Queniborough	Queniborough
14.	Cemetery – Church Lane	Off the High Street and Station Road	Quorn
14.	Closed Churchyard – St Bartholomew’s Church	Church Lane	Quorn
15.	Cemetery – Mountsorrel Lane	Rothley	Rothley
18.	Cemetery - Charnwood Road	Shepshed	Shepshed
18.	Closed Churchyard – St Botolphs	Shepshed	Shepshed
19.	Cemetery – Barkby Road	Syston	Syston
20.	Cemetery – Leicester Road, Cropston	Cropston	Thurcaston and Cropston
21.	Cemetery – Rempstone Road	Wymeswold	Wymeswold
22.	Cemetery – Cemetery Road	Sileby	Sileby
23.	Cemetery – Green Hill Rise	Hathern	Hathern
23.	Cemetery – Church Street	Hathern	Hathern
23.	Closed Cemetery – St Peter and Paul Church	Church Street	Hathern
24.	Cemetery – off A607	Thurmaston	Thurmaston
25.	Cemetery – Loughborough Road	Mountsorrel	Mountsorrel
25.	Peace Garden – Leicester Road	Mountsorrel	Mountsorrel

### Schedule Three

#### Dogs Exclusion – Parish and Town Councils

Map No.	Location	Geographical Area	Ward/Parish/Town
6.	Children’s Play Area,	Stadon Road	Anstey
6.	Children’s play area	Hollow Road	Anstey
7.	Toddler Play Area	Wycliffe Avenue	Barrow Upon Soar
8.	Children’s Play Area	Meadow Lane Harrowgate Drive	Birstall

		School Lane Playing Fields Hallam Fields Tithe Close	
9.	Children's Play Area	Towles Fields Hubbard Road	Burton on the Wolds
11.	Children's Play Area	Jubilee Playing Fields, Long Furrow	East Goscote
10.	Children's Play Area	Old Parsonage Lane	Hoton
16.	Children's Play Area	Caves Field	Quorn
12.	Children's Play Area	King George V Playing Fields, Coppice Lane	Queniborough
16.	Children's Play Area	Stafford Orchard, Station Road	Quorn
15.	Children's Play Area	Town Green Street Play Area	Rothley
18.	Children's Play Area	Oakley Road, Glenmore Park	Shepshed
18.	Children's Play Area	King George V Playing Field	South Croxton
19.	Skate Park, Central Park	Melton Road	System
20.	Children's Play Area	Jubilee Park, Latimer Road, Cropston	Thurcaston and Cropston
21.	Toddler Play Area	Memorial Hall Playground, Clay Street	Wymeswold
22.	Children's Play Area, Memorial Park	Seagrave Road	Sileby
23.	Children's Play Area Hathern Park	Pasture Lane	Hathern
24.	Children's Play Area	Garden Street Recreation Ground and Elizabeth Park	Thurmaston
25.	Children's Play Area	Loughborough Road Play Area and Leicester Road Playing Fields	Mountsorrel
11.	Children's Play Area	Weaver's Wynd	East Goscote
11.	Children's Play Area	Lilac Way	East Goscote

### Dogs Exclusion – Loughborough

Map No.	Location	Geographical Area
1.	Children's Play Area: <ul style="list-style-type: none"> <li>• Braddon Road</li> <li>• Brush Drive</li> <li>• Cumberland Road</li> <li>• Garendon Road</li> </ul>	Loughborough

	<ul style="list-style-type: none"><li>• Great Central Road</li><li>• Hartington Street</li><li>• Holt Drive</li><li>• Jubilee Park (children and toddlers play areas)</li><li>• Kirkstone Drive</li><li>• Moat Road</li><li>• Newstead way</li><li>• Queens Park</li><li>• Radmoor Road</li><li>• Rendell Street</li><li>• Shortcliff Park</li><li>• Sidings Park</li><li>• Epinal Court</li><li>• Farnham Road</li><li>• Matthew Arnold Court</li><li>• Meadow Avenue</li><li>• Warwick Court</li><li>• Bobbin Way</li><li>• Highland Drive</li></ul>	
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## **Report of Enviro Crime and Dog Control Manager – May 2022**

### **Variation to Public Spaces Protection Orders ('PSPOs') – Charnwood Borough Council**

#### **1.0 Purpose of the Report**

- 1.1 To update the Head of Regulatory Services and the Lead Member for Business Support on the proposed variation to the existing Public Spaces Protection Order for Charnwood Borough Council for dog control 2020-23.
- 1.2 To provide a summary of the consultation responses.
- 1.3 To inform Head of Regulatory Services and Lead Member of the likely future stages of implementing the Order.

#### **2.0 Procedural Context**

- 2.1 Charnwood Borough Council first introduced a PSPO for dog control in 2017 which lasted for 3 years. It was extended and varied in January 2020 until January 2023. The order can last up to 3 years.
- 2.2 Stonebow Washlands and Dishley Pool are included in the existing PSPO which was made and sealed by Charnwood Borough Council in January 2020.
- 2.3 It is proposed that the existing PSPO will include a variation in relation to dogs on leads for the two areas. Currently the restriction is dogs on leads by direction. The proposal is to make the restriction dogs on leads at all times.
- 2.4 The visitors to the nature reserves have reported that there are continuing issues with dog control which could be alleviated if dogs were to be kept on a lead at all times, particularly when the swans are nesting
- 2.5 Charnwood Borough Council is the local authority which makes, varies, and extends Public Spaces Protection Orders for any land which is mainly within the Charnwood boundary.

#### **3.0 Background**

- 3.1 PSPOs can be varied under section 61 of the Anti-Social Behaviour Crime and Policing Act 2014.
- 3.2 The PSPO can be varied if there is evidence that activities that are having a detrimental effect are on-going or getting worse. The variation can extend an area where the conditions apply or amend the restriction that is in place.
- 3.3 PSPOs are an order created in relation to areas within the local authority's

jurisdiction where activities are taking place that are or likely to be detrimental to the local community's quality of life.

- 3.4 PSPOs impose conditions or restrictions on people within that area, such as dog control or dog fouling.
- 3.5 A breach of a PSPO is an offence punishable by a fixed penalty notice and/or prosecution in a magistrate's Court.
- 3.6 PSPOs provide the local authority with a means by which to control specific activities such as dog control or dog fouling taking place within a specified area and by virtue of which anti-social behaviour has been causing a nuisance or annoyance to those living or visiting the area. The Police, Council Officers and other designated people authorised by the Local Authority have power under the legislation to enforce the PSPOs and tackle such behaviour.
- 3.7 In order to vary a PSPO, local authorities are required to consult with the public, Police, and community representatives (as the local authority sees fit). The consultation process as a whole is based on statutory guidance.
- 3.8 A PSPO can last for up to 3 years. The local authority which made the Order may extend the period for which it has effect if satisfied on reasonable grounds that doing so is necessary to prevent:
  - a) Occurrence or reoccurrence after that time of the activities identified in the order.
  - b) An increase in the frequency or seriousness of those activities after that time.Any extension of the PSPO cannot be for a period of more than 3 years (although there is no limit on the number of times that the PSPO can be renewed).
- 3.9 Where a PSPO is in force, the local authority that made the order may vary it by:
  - a) Increasing or reducing the restricted area
  - b) Altering or removing a prohibition or requirement included in the order or adding a new one.
- 3.10 The main proposal for the variation to the PSPO is outlined in Notice of Intention to vary the PSPO in Appendix A. In summary it is intended to extend the restriction for keeping dogs on a lead.

#### **4.0 Enforcement**

- 4.1 The PSPO is in place and is being enforced by the Street Management Enforcement Officers at Charnwood Borough Council and with intelligence from the Rangers. They will also enforce the variation.

4.2 The variation will be published on the Charnwood Borough Council web site, and in paper format around the two sites.

## **5.0 Formal Consultation Stage - Process for reviewing comments and objections during the Notice period**

5.1 In order to ensure visitors and key stake holders were made aware of the proposed variation to the PSPO: a consultation exercise ran from 28<sup>th</sup> April 2022, lasting until 5pm on 12<sup>th</sup> May 2022. This is a formal consultation known as the "Notice of Intention". This formal process allows interested parties an opportunity to make comments and/or objections to the proposed variation.

5.2 During the consultation; Charnwood Borough Council published details of the consultation on the Charnwood Borough Council website under current consultations. The consultation web page can be seen in Appendix B.

5.3 Notices about the proposal for a variation to the existing PSPO were displayed around the sites on notice boards and key entrance points.

5.4 The following groups were all contacted for comment during the consultation:

- Ward councillors
- The Police and Crime Commissioner
- The Local Policing Body
- The Soar Valley Angling Society

Responses received from these groups were indicative of support.

5.5 An online survey asked people to contact the Council to let us know if they were in support of the variation, not in support and also if they want to make comments.

5.6 There were 158 responses received, broken down as follows:  
155 said they were in agreement of the proposed variation  
2 said they were not in agreement of the proposed variation  
1 Gave comments about the variation

5.7 During the notice period all responses received an acknowledgement of receipt. Objections were reviewed and the relevant party was contacted. Comments were also reviewed, and any outstanding questions or points were answered.

## **6.0 Other Actions to raise awareness of the proposed PSPO**

6.1 The Enviro Crime and Dog Control Manager has been collating figures of near misses where dogs have attacked wildlife or people, but no injuries were sustained. Serious incidents were investigated when the person in control of the dog could be identified.

## 8.0 Recommendations following consultation

8.1 The consultation included questions about an existing restriction in the current PSPO and a request for opinion and comment on the proposed variation. The variation would need to cover the legal test which is:

- a) Activities are having or are likely to have a detrimental effect on the quality of life of those in the locality.
- b) Is persistent and continuing in nature; and
- c) Is unreasonable

8.1.1 The recommendations following the consultation are to:

1. Vary the PSPO with an extended restriction to have dogs on leads at all times across the two nature reserves Stonebow Washlands and Dishley Pool to cover the whole site.

## 9.0 Timetable and future stages

9.1 The timetable for completing the variation to the Public Spaces Protection Order for the variation to the PSPO Charnwood Borough Council -Dog Control 2020-23 is set out in the table below:

Event	Date	Stage
Report reviewed by Head of Service and Lead Member	May 13-17 2022	To approve the approach to the variation, consultation process and Implementation timetable
Sign off and seal Order	May 18 <sup>th</sup> 2022	Signing of variation to PSPO and publishing on website and in paper format that order is in place.

## 10.0 APPENDICES

- A) Notice of Intention to make an order
- B) Copy of consultation web page
- C) Draft PSPO including variation (in red ink)

Officer to contact: Nicky Gibson 01509 634576  
[nicola.gibson@charnwood.gov.uk](mailto:nicola.gibson@charnwood.gov.uk)

[Appendix A](#)

**ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014  
CHARNWOOD BOROUGH COUNCIL**

**NOTICE OF INTENTION TO VARY THE PUBLIC SPACES PROTECTION  
ORDER  
DOG CONTROL – CHARNWOOD BOROUGH COUNCIL (2020-2023)**

**DATED 28<sup>TH</sup> APRIL 2022**

Notice is hereby given that Charnwood Borough Council ('the Council') proposes for the purposes of reducing antisocial behaviour in relation to dog control to vary a Public Spaces Protection Order under Section 61 of the Anti-Social Behaviour, Crime and Policing Act 2014 and of all other enabling powers.

**The Council would like to seek your views on the proposed Notice of Intention to vary an order. This Notice outlines the details of the proposed variations to the Order outlined on the schedule on page 2.**

**The variation will include:**

<b>Current Restriction – Dishley Pool and Stonebow Washlands</b>	<b>Proposed variation – Dishley Pool and Stonebow Washlands</b>
<b>Dogs on Leads by Direction</b>	<b>Dogs on Leads</b>

**The variation will come into force from May 19<sup>th</sup> 2022 for up to 3 years. Any comments and/or objections should be sent in writing or by email to the correspondence address below.**

At the closure of the formal consultation period, Charnwood Borough Council will review all comments/objections and will make a decision on whether to vary the order or an alternative in part or in full. The Public Spaces Protection Order will seek to address anti-social behaviour issues relating to dog control at Dishley Pool and Stonebow Washlands.

The majority of dog owners are responsible and display effective dog control but there have been some occasions where additional controls are necessary to ensure all people in control of dogs are acting responsibly. The Council takes the health and well-being of the residents very seriously, and seeks to promote a healthy, safe environment for all residents, protecting them from anti-social behaviour in the form of dog control issues. These issues include:

- Dogs not being kept under control on a lead near wildfowl and other animals causing distress and sometimes fatalities
- Dogs out of control in public areas

The effect of variation of the Order will be to make the current restriction more extensive by:

- Insisting all dogs are kept on leads at all times

This Order applies to the public places described in the Schedule to this Order (“the restricted area”)

#### **SCHEDULE**

<b>Condition</b>	<b>Location</b>
Dogs on leads at all times Fixed penalty notice £100	<b>Dishley Pool</b> <b>Stonebow Washlands</b>

A draft of the proposed Order is available for inspection on the Council's website on the consultation pages on the link below.

More details about the proposed variation to the existing Public Spaces Protection Order can be found on the Charnwood Borough Council website at <http://www.charnwood.gov.uk/pages/currentconsultations>

Any representation, comment or objection to the proposed Public Spaces Protection Order must be in writing and addressed to:  
Head of Regulatory Services, Charnwood Borough Council, Southfield Road,  
Loughborough,  
Leicestershire  
LE11 2TR

Or

Email: [cleaner.greener@charnwood.gov.uk](mailto:cleaner.greener@charnwood.gov.uk).

Please state Reference: CBC/04/22 on all correspondence.

## [Appendix B](#)

# Public Spaces Protection Order (PSPO) Consultation – Variation to existing Order Stonebow Washlands and Dishley Pool

Charnwood Borough Council currently has a Public Spaces Protection Order (PSPO) in place which runs from January 2020 to January 2023.

The current PSPO which covers this area includes the following restrictions:

- Not allowing a dog to foul and not clearing up (across the whole Borough except private and agricultural land)
- Dogs being put on lead by direction of an authorised officer

The proposals in the consultation include extending the existing controls to insist that dogs are kept on a lead at all times at Stonebow Washlands and Dishley Pool.

The Notice of Intention can be viewed below:

- [Notice of intention to vary a Public Spaces Protection Order - Dog Control](#) (PDF Document, 0.12 Mb)

A copy of the existing PSPO with the proposed changes marked in red can be viewed below:

- [Draft PSPO Variation – Dog Control](#) (PDF Document, 0.2 Mb)

Any representation, comment or objection to the proposed Public Spaces Protection Order must be in writing and addressed to:

Head of Regulatory Services  
Charnwood Borough Council  
Southfield Road  
Loughborough  
Leicestershire  
LE11 2TR

Or email [cleaner.greener@charnwood.gov.uk](mailto:cleaner.greener@charnwood.gov.uk).

Please state reference **CBC/04/22** on all correspondence.

**The consultation will run from Thursday April 28 until 5pm on Thursday May 12, 2022.**

## [Appendix C](#)

### **The Anti-Social Behaviour, Crime and Policing Act 2014**

#### **DATED**

#### **The Public Spaces Protection Order – Dog Control Charnwood Borough Council 2020**

Charnwood Borough Council (“the Council”) in exercise of its power under section 61 of the Anti-Social Behaviour, Crime and Policing Act 2014 (“the Act”) and of all other enabling powers being satisfied that the conditions set out in section 61 of the Act have been met; varies the existing Public Spaces Protection Order – Dog Control Charnwood Borough Council 2020:

The variation will be for a period of up to 3 years from May 19<sup>th</sup>, 2022, and can be seen in red ink on schedule 2 on page 2.

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- a. he has 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. Leads by Order**

A person in charge of a dog shall be guilty of an offence if, at any time, on land detailed in Schedule 1 does not comply with a direction given to him by an officer authorised by the Council to put and keep the dog on a lead (no more than 1.5 metres in length) unless:

- a. he has reasonable excuse for failing to do so: or
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#### **3. Leads**

A person in charge of a dog shall be guilty of an offence if, at any time, on land detailed in Schedule 2 below he does not keep the dog on a lead no more than 1.5 metres in length unless:

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- 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;
- c. Has a dog which is registered as a member of Assistance Dogs UK; or
- d. Has a disability which affects his 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.

Section 3 shall not apply to any person who is with a child or a child who -

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For the purpose of this Order –

- 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;
- Placing the faeces in a receptacle on the land which is provided for the purpose, or the disposal of waste, shall be sufficient removal from the land;
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Map No.	Location	Geographical Area	Ward/Parish/Town
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#### Schedule Two - The Keeping of Dogs on Leads

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6.	Cemetery – Groby Lane	Anstey	Anstey
7.	Cemetery – Cotes Road	Barrow Upon Soar	Barrow Upon Soar
8.	Cemetery – Greengate Lane	Birstall	Birstall
8.	School Lane Playing Fields Meadow Lane Playing Fields Harrowgate Fields - Playing Fields	Birstall	Birstall
9.	Cemetery – Melton Road	Burton on the Wolds	Burton on the Wolds, Cotes and Prestwold
10.	Cemetery – Wymeswold Lane	Corner of Wymeswold Lane and Rempstone Road	Hoton
11.	Cemetery – Groby Lane	Newtown Linford	Newtown Linford
12.	Cemetery – South Croxton Road	Queniborough	Queniborough
14.	Cemetery – Church Lane	Off the High Street and Station Road	Quorn
14.	Closed Churchyard – St Bartholomew’s Church	Church Lane	Quorn
15.	Cemetery – Mountsorrel Lane	Rothley	Rothley

18.	Cemetery - Charnwood Road	Shepshed	Shepshed
18.	Closed Churchyard – St Botolphs	Shepshed	Shepshed
19.	Cemetery – Barkby Road	System	System
20.	Cemetery – Leicester Road, Cropston	Cropston	Thurcaston and Cropston
21.	Cemetery – Rempstone Road	Wymeswold	Wymeswold
22.	Cemetery – Cemetery Road	Sileby	Sileby
23.	Cemetery – Green Hill Rise	Hathern	Hathern
23.	Cemetery – Church Street	Hathern	Hathern
23.	Closed Cemetery – St Peter and Paul Church	Church Street	Hathern
24.	Cemetery – off A607	Thurmaston	Thurmaston
25.	Cemetery – Loughborough Road	Mountsorrel	Mountsorrel
25.	Peace Garden – Leicester Road	Mountsorrel	Mountsorrel

### Schedule Three

#### Dogs Exclusion – Parish and Town Councils

Map No.	Location	Geographical Area	Ward/Parish/Town
6.	Children’s Play Area,	Stadon Road	Anstey
6.	Children’s play area	Hollow Road	Anstey
7.	Toddler Play Area	Wycliffe Avenue	Barrow Upon Soar
8.	Children’s Play Area	Meadow Lane Harrowgate Drive School Lane Playing Fields Hallam Fields Tithe Close	Birstall
9.	Children’s Play Area	Towles Fields Hubbard Road	Burton on the Wolds
11.	Children’s Play Area	Jubilee Playing Fields, Long Furrow	East Goscote
10.	Children’s Play Area	Old Parsonage Lane	Hoton
16.	Children’s Play Area	Caves Field	Quorn
12.	Children’s Play Area	King George V Playing Fields, Coppice Lane	Queniborough
16.	Children’s Play Area	Stafford Orchard, Station Road	Quorn
15.	Children’s Play Area	Town Green Street Play Area	Rothley
18.	Children’s Play Area	Oakley Road, Glenmore Park	Shepshed
18.	Children’s Play Area	King George V Playing Field	South Croxton
19.	Skate Park, Central Park	Melton Road	System

20.	Children's Play Area	Jubilee Park, Latimer Road, Cropston	Thurcaston and Cropston
21.	Toddler Play Area	Memorial Hall Playground, Clay Street	Wymeswold
22.	Children's Play Area, Memorial Park	Seagrave Road	Sileby
23.	Children's Play Area Hathern Park	Pasture Lane	Hathern
24.	Children's Play Area	Garden Street Recreation Ground and Elizabeth Park	Thurmaston
25.	Children's Play Area	Loughborough Road Play Area and Leicester Road Playing Fields	Mountsorrel
11.	Children's Play Area	Weaver's Wynd	East Goscote
11.	Children's Play Area	Lilac Way	East Goscote

### Dogs Exclusion – Loughborough

Map No.	Location	Geographical Area
1.	Children's Play Area: <ul style="list-style-type: none"> <li>• Braddon Road</li> <li>• Brush Drive</li> <li>• Cumberland Road</li> <li>• Garendon Road</li> <li>• Great Central Road</li> <li>• Hartington Street</li> <li>• Holt Drive</li> <li>• Jubilee Park (children and toddlers play areas)</li> <li>• Kirkstone Drive</li> <li>• Moat Road</li> <li>• Newstead way</li> <li>• Queens Park</li> <li>• Radmoor Road</li> <li>• Rendell Street</li> <li>• Shortcliff Park</li> <li>• Sidings Park</li> <li>• Epinal Court</li> <li>• Farnham Road</li> <li>• Matthew Arnold Court</li> <li>• Meadow</li> </ul>	Loughborough

	<p>Avenue</p> <ul style="list-style-type: none"><li>• Warwick Court</li><li>• Bobbin Way</li><li>• Highland Drive</li></ul>	
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## Comments from Consultation - PSPO Variation

I support the proposal to require all dogs to be on leads at all times on Stonebow Washlands and Dishley Pool.

These areas are designated as nature reserves and therefore the wildlife should be protected. Dogs are attacking (and killing) the wildlife through not being under the control of their owners.

The only way to stop this is by enforcing a dogs on leads policy at all times.

I am very much for protecting nesting birds and fragile wildlife sites like above by permanently having dogs on leads all year round. Nesting swans and other wildfowl and wildlife have been killed at both sites. People have been frightened (myself included) or attacked by dogs off leads. Many people are frightened to walk alone in these areas because of dogs off leads and not under control. Please protect wildlife in these precious areas by having a ban on dogs off leads.

I was appalled to hear the news of the death of the male swan at Stonebow Washlands on 14th April caused by an out of control dog, and the attack on the female swan on her nest just three days later.

I am very much in support of the proposal to require all dogs to be on leads at all times on Stonebow Washlands and Dishley Pool.

I would like to express my full support both as a ward councillor and resident for the variation to the existing PSPO for Stonebow Washlands and Dishley Pool to allow for the enforcement of a dogs on leads at all times notice on both sites.

I completely support the requirement to have dogs on leads at Dishley Pool and Stonebow Washlands. I visit both locations and very few loose dogs can ever be described as being under owners' control. As well as disturbing wildlife, I have experienced numerous interference and safety issues as dogs have frightened my grandchildren with owners invariably saying "just being friendly" as if the incident is somehow my fault.

1. I would also add that all dogs should be excluded from these areas during the nesting season.

2. However this will be too late as the male swan at Stonebow pool was very recently killed by a dog off the lead. As swans tend to mate for life sadly this will not be seen and enjoyed by residents for some time to come.

I was horrified to hear a dog off its lead had attacked and killed the male swan, which has been coming here for years and gave such pleasure during lockdown for walkers. But to further hear the the female has also been attacked whilst sitting on her nest. Something needs to happen and now. I would suggest a complete ban on dogs in the area during the nesting season from 1st April to 31st August. Under pain of a hefty fine. But at the least Dogs on leads at all times or a fine.

I have just returned from holiday to hear the devastating news about the dog attack on the male swan at Stonebow Pool. I wish to add my name to the call to make it mandatory for dogs to be on leads at Stonebow/ Dishley Pool.

I support the proposal to require all dogs to be on leads at all times on Stonebow Washlands and Dishley Pool.

As a dog owner myself, I feel that it is only right that we should take responsibility to protect the wildlife in this area.

There are plenty of spaces for dogs and dog owners, appreciate that not all dog owners bear the responsibility of the actions of one irresponsible owner, but a compromise can be surely be sought here to protect the wildlife.

I always enjoy visiting Stonebow Washlands and Dishley Pool and observing the wildlife. These places are some of Charnwood's jewels. I was disturbed to hear of the dog attack killing the cob swan at Stonebow and wish to see ground nesting birds better protected.

In view of the detrimental and severe impact loose dogs are having on wildlife, I fully support the proposal to require all dogs to be on leads at all times on Stonebow Washlands and Dishley Pool.

I would like to register my whole hearted support for the intention to vary the public spaces protection order with regards to dog control covering both Stonebow Washlands and Dishley Pools. Dogs should absolutely be kept on leads at all times so that our precious wildlife are protected and encouraged to flourish

Thank you for proposing this ammendment to the PSPO. I would like to add my full support to the proposal as I have seen the devastation off lead dogs can cause first hand and feel strongly that the a nature reserve should be managed primarily for nature

As a keen user of our local green space as well as a wildlife enthusiast, I support the proposal to require all dogs to be on leads at all times on Stonebow Washlands and Dishley Pool.

Our wildlife needs to be protected, not attacked due to the thoughtless actions of irresponsible dog owners.

Please make sure dogs are on leads when around Stonebow or any other lake ie dishley lake , this should be common sense, but it isn't ,thank you

You will have seen lots of photos of Dishley from our walks, it's one of my favourite places. I feel really strongly because of this swan. We have seen her and her mate raise cygnets the last two years, this year she will do it alone. Her mate was killed by a dog while she was incubating the eggs this year. The eggs have hatched and now she has the task of raising her young, alone.

There are signs up asking people to keep dogs under close control. Unfortunately a couple of weeks ago I saw a bloke walk past the sign and then encourage his dog to jump into Dishley Pool for a swim while swans, grebes and other birds are nesting."

I would like to commend the plan to order all dogs to be kept on leads permanently in the two above areas.

I have been walking dogs (on leads) there for many years, and was horrified to hear of the incident with the cob.

Keeping dogs under control benefits not only wildlife, but all walkers and other dogs.

Please register my support in proposing that dogs should be kept on leads at all times on Stonebow washlands. I was deeply saddened to hear of the attack by a dog and subsequent death of the cob that was resident there after protecting his mate as she was on their nest. I also was shocked that a few days later another dog attacked the female whilst on the nest.

I walk there regularly, often with my grandson, and the majority of the dog walkers treat the washlands with great respect, but the protection of our wildlife is paramount. There are many natural threats to the nesting birds, so by keeping dogs on leads at least adds more protection to that beautiful space.

I wholeheartedly think dogs should be kept on leads at all times ..... I am personally very nervous/frightened of dogs and did go for walks along the river around Dishley pool / pasture lane the fields etc which I thoroughly loved but after witnessing an attack from one dog to another and also seeing the results ( injuries)of two attacks on two dogs by another dog I am petrified to even go anymore. So yes definitely on leads and some need muzzling too .

Thankyou Keri

I am writing to object to the proposal recently submitted which would require all dogs to be on leads at all times in the Stonebow washlands area.

> I am a close resident to the area and I walk our dog on the washlands on daily basis. I was very shocked and saddened to hear the news of the recent incident regarding the male swan, however I feel it needs to be considered in perspective. I have greatly enjoyed having the swans and cygnets nearby over the past few years, however I believe that the area should be for the enjoyment of all.

> There are no other enclosed fields in the area where dogs can exercise and run free safely. The building work on the Garendon estate, which has now commenced means that these areas of open space are decreasing further. For a healthy happy dog, they need to be able to explore the environment and exercise in a controlled manner which will not be possible if this proposal is upheld. The recent incident was sadly caused by an irresponsible owner and I don't believe that all dogs and responsible owners should be penalised for the actions of one irresponsible owner.

> I have personally experienced the male swan being overly aggressive towards both humans and dogs on a lead on multiple occasions whilst walking along the footpaths. There have been previous incidents where the swan has caused physical harm to both humans and dogs. We should all be able to co-exist and share the space equally.

> I support dogs being required to be under close control, particularly along the pathways close to the nest, however I believe that making leads compulsory for all dogs at all times, and especially on the field area of the washlands, is disproportionate and unfair.

As a frequent visitor to the Dishley Pool and Stonebow washlands, I feel the law for dogs to be kept on leads and dog foul to be picked up. There is nothing more disgusting to see than dog mess left by lazy owners. Who clearly don't care! As a dog owner myself, I feel the need to respect the area and wildlife present in both areas. On numerous occasions there have been mindless owners with dogs off the leads to which fines I feel are a fair way to make people just realize how important these places are for us to keep safe and clean. Why can't there be a local warden, if only patrolling for a few hours a week. I'm sure people would soon start following the simple rules.