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**The Dogs (Fouling of Land) Act, 1996  
The Dogs (Fouling of Land) Regulations, 1996  
The Dog Fouling (Fixed Penalties) Order, 1996  
The Purbeck District Council (Dogs - Designation of Land) Order, 2003**

**NOTICE IS HEREBY GIVEN** that the District Council:-

- has made a Designation Order dated 31<sup>st</sup> March, 2003 under the 1996 Act, the effect of which will be to make it an offence from 1<sup>st</sup> May, 2003 for a person in charge of a dog not to clear up forthwith after the dog has defecated on land designated by the Order. The maximum penalty for conviction for failure to comply with the Order will be a level 3 fine on the standard scale, currently £1000. The land designated in the Order is all land in the open air in the District of Purbeck to which the public have access with or without payment, subject to the following exceptions:
  - Carriageways with a speed limit of more than 40 mph and land running alongside them;
  - Land used for agriculture or for woodlands;
  - Land which is predominantly marshland, moor or heath; and
  - Rural common land.
- will implement with effect from 1<sup>st</sup> May, 2003 a Fixed Penalty Order under the 1996 Act, the effect of which will be to offer an opportunity to discharge any liability to prosecution for an offence under the 1996 Act by payment of a fixed penalty, currently prescribed at £50.

A copy of the Order and of the Fixed Penalty Scheme may be inspected at the address below.

Dated 9<sup>th</sup> April, 2003

**Mike Clarke**

Administrative Service Manager

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**The Dogs (Fouling of Land) Act, 1996  
The Purbeck District Council (Dogs - Designation of Land in Purbeck)  
Order 2003**

The Purbeck District Council (in this order called "the Council") hereby makes the following Order:-

1. The land described in the Schedule below being land in the area of the Council which is land to which the Dogs (Fouling of Land) Act, 1996 applies is hereby designated for the purposes of that Act.
2. This Order may be cited as the Purbeck District Council (Dogs - Designation of Land in Purbeck) Order 2003 and shall come into force on 1<sup>st</sup> May, 2003.

**Schedule**

Land Designated by Description

All land in the open air in the District of Purbeck to which the public have access with or without payment subject to the following exceptions:

- Carriageways with a speed limit of more than 40 mph and land running alongside them;
- Land used for agriculture or for woodlands;
- Land which is predominantly marshland, moor or heath; and
- rural common land.

Dated this 31<sup>st</sup> day of March, 2003

The Common Seal of  
Purbeck District Council  
was hereunto affixed in  
the presence of

Administrative Services Manager

PURBECK DISTRICT COUNCIL

BYELAWS

DOGS ON THE BEACH AND DOGS ON LEADS

BYELAWS made by the Council of the District of Purbeck under Section 82 of the Public Health Acts Amendment Act 1907 and Section 235 of the Local Government Act 1972 in respect of the seashore and roads including footways adjacent to the seashore.

EXTENT

1(1) These Byelaws apply to the beach being an area of the seashore described in Schedule 1 hereafter referred to as "the beach", and includes any slope or staircase leading on to the beach and to those roads including footways described in Schedule 2 hereafter referred to as "the roads".

(2) Notice of the effect of these Byelaws shall be given by signs placed in conspicuous positions on the approaches to the beach and in the roads described in Schedule 2.

INTERPRETATION

2. In these Byelaws:

"The Council" means the Council of the District of Purbeck.

DOGS ON THE BEACH

3. Between 1st May and 30th September inclusive in any year, every person in charge of a dog (other than a registered blind person in charge of a dog) who without reasonable excuse permits the dog to enter or remain on the beach shall be guilty of an offence.

4. An officer of the Council or of Swanage Town Council acting as agent for the Council or any Constable may require a person in charge of a dog which has entered the beach to remove the dog from the beach.

## DOGS ON LEADS

5. Between 1st May and 30th September inclusive in any year no person shall, without reasonable excuse, permit a dog to enter or remain in the roads unless the dog is held on a lead and is restrained from behaviour giving reasonable grounds for annoyance.

## GENERAL

6. (1) For the purpose of these Byelaws the keeper of the dog shall be deemed in charge thereof, unless the Court is satisfied that at the time when the dog entered or remained on the beach it had been placed in or taken into the charge of some other person.

(2) In paragraph 6 (1) above the "keeper" shall include the owner of the dog or any person who habitually has it in his possession.

## PENALTY

7. Any person offending against these Byelaws shall be liable on summary conviction to a fine not exceeding ~~one hundred pounds (£100)~~.  
LEVEL 2 ON THE STANDARD SCALE.

## SAVING OF CROWN AND OTHER RIGHTS

8. Nothing contained in any of the foregoing Byelaws shall be deemed to be or shall operate as a grant by or on behalf of the Crown as owner of the seabed below low water mark or any estate or interest in or right over such seabed, or any part thereof, nor shall anything contained in or done under any of the provisions of the foregoing byelaws in any respect prejudice or injuriously affect the rights and interest of the Crown in such seabed, or prevent the exercise thereon of any public rights or prejudice or injuriously affect any right, power or privilege legally exercisable by any person in, over and in respect of the Seashore.

## Schedule 1

### Description of the Beach

All that section of the beach at Swanage situated between the public highway and the low water mark from and including the slipway adjacent to the Mowlem Theatre to the south and the stream adjacent to the Ocean Bay Cafe to the north hatched blue on the map annexed hereto.

Schedule 2

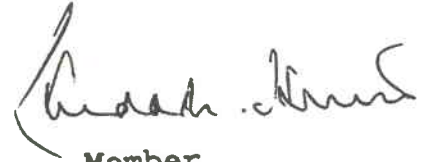
Description of the Roads

- (a) Shore Road
- (b) Footpath between de Moulham Road and Shore Road opposite the Tennis Courts
- (c) Walrond Road between de Moulham Road and Shore Road
- (d) Victoria Avenue between de Moulham Road and Shore Road
- (e) Station Road
- (f) The Parade
- (g) Institute Road
- (h) Service Road between The Parade and Institute Road
- (i) Lower High Street between Stafford Road and Folly Knap at its junction with Broad Road
- (j) Encombe Road between Lower High Street and Seymer Road
- (k) Seymer Road between Lower High Street and Encombe Road

coloured pink on the map annexed hereto.

Dated this 10th day of February 1989

The Common Seal  
of Purbeck District  
Council was hereunto  
affixed in the presence of

  
Member



  
Chief Executive



The foregoing byelaw(s) are hereby confirmed by the Secretary of State and shall come into operation 14 DAYS after the date on which the consent of the Department of Transport is given to the byelaws.

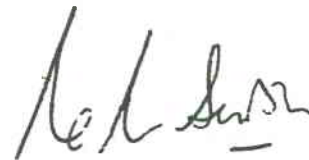
The Secretary of State  
for Transport consents.

  
JRFELLS

An Assistant Secretary  
in the Department of Transport  
By Authority of the  
Secretary of State

14 April 1989

Signed by authority of the Secretary of State



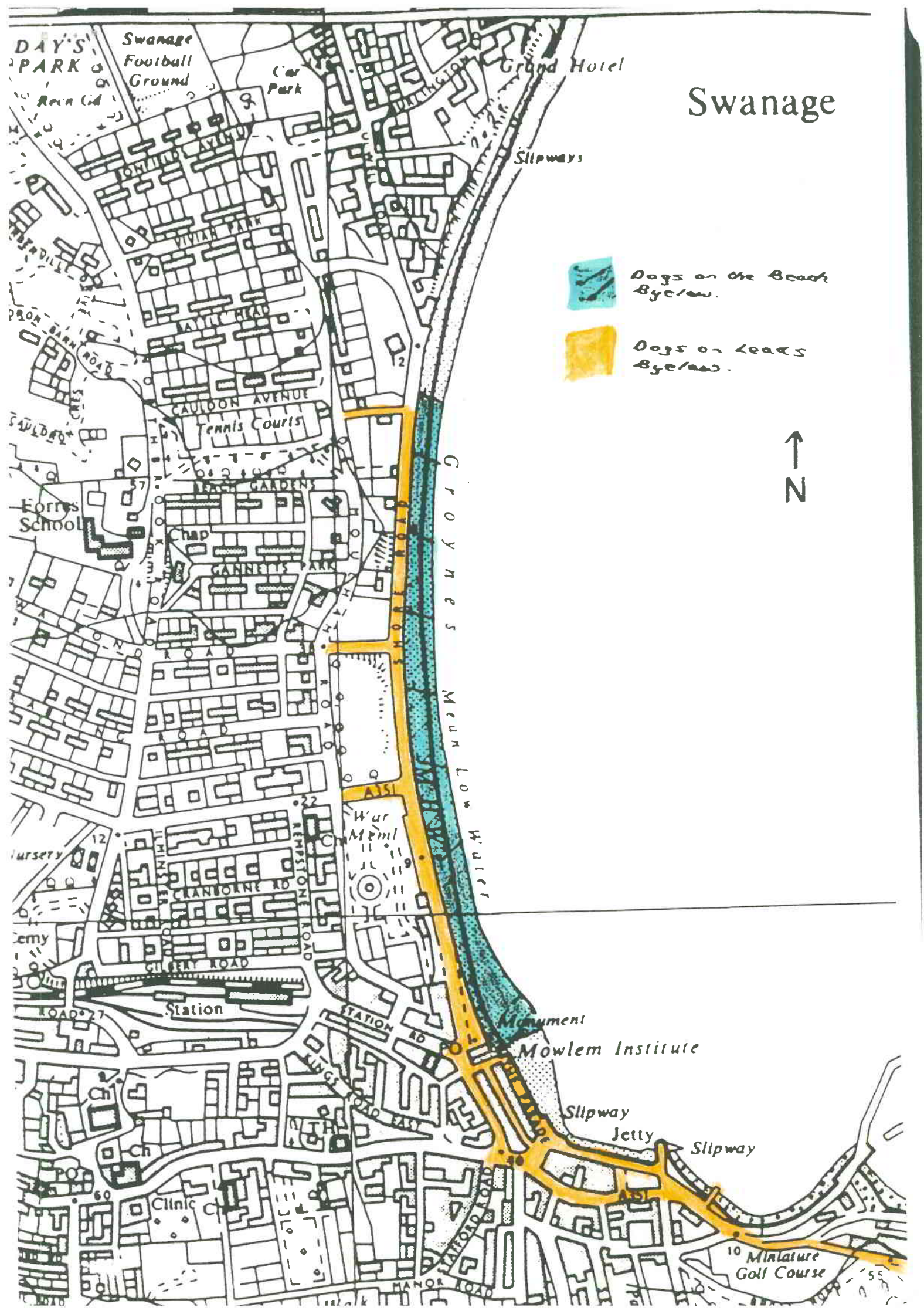
C L SCOBLE

(As Assistant Under-Secretary of State)

06 APR 1989

Home Office  
London SW1

# Swanage



Dogs on the Beach  
Byelaw.



Dogs on Leas  
Byelaw.

