

The Clean Neighbourhoods and Environment Act 2005
The Dog Control Orders (Prescribed Offences and
Penalties, etc)
Regulations 2006 (S.I.2006/1059)
The Dogs Exclusion (District of Eden) Order 2008

The Eden District Council hereby makes the following Order:

1. This Order comes into force on 12 May 2008.
2. This Order applies to the land specified in the Schedule.

Offence

3. —(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 to which this Order applies unless
 - (a) he has a reasonable excuse for doing so; or
 - (b) the owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his doing so.
- (2) Nothing in this article applies to a person who
 - (a) is registered as a blind person in a register compiled under section 29 of the National Assistance Act 1948; or
 - (b) 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; and
 - (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

4. A person who is guilty of an offence under article 3 shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Date

THE COMMON SEAL

of EDEN DISTRICT COUNCIL

was hereunto affixed

in the presence of:

Chairman

Director of Corporate and Legal Services

Schedule

This Order applies to the following land in the District of Eden:

1. Frenchfield sports pitches, Carleton, Penrith
2. Castletown Recreation Field, Gilwilly Road, Penrith
3. The following fenced or otherwise enclosed children's play areas in the District of Eden:

Appleby

Barrowmoor - open space behind Barrowmoor Road/Margaret's Way

King George V Field - park adjacent to Broad Close car park

Bampton - playing field opposite school

Bolton - behind village hall

Clifton - adjacent to school

Crosby Ravensworth - behind bus shelter

Great Asby - at far end of village

Kirkby Thore - Behind Village Hall

Penrith

Carleton Heights - open space adjacent to Birch Close

Castletown - playing field, Mill Street

Milton Street - open space adjacent to Milton Street

Pategill - open space off Prince Charles Close

Scaws - open space adjacent to Pennine Way

Laithes – adjacent to first house on left (from Penrith)

Newton Reigny - adjacent to bridge

Shap - adjacent to swimming pool

Soulby - adjacent to bridge

Tebay - alongside South Terrace

Tebay - by Tennis Courts Tebay

Threlkeld - playing field adjacent to school