

## DERBY CITY COUNCIL

### ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014

#### PUBLIC SPACES PROTECTION ORDER No 3 of 2022 (the "ORDER")

##### AREA – The City of Derby – PSPO Dogs

This Order may be cited as Derby City Council Public Spaces Protection Order No 3 of 2022.

Derby City Council in exercise of their powers under Section 59 of the Anti-Social Behaviour Crime and Policing Act 2014 ("the Act") and under all the enabling powers hereby make the Order as follows:

1. Order shall come into force on 17<sup>th</sup> January 2022 and shall have effect for 3 years from that date unless extended by any further order made pursuant to the Council's statutory powers.
2. The Order relates to the area shown edged black and the attached plan ("PSPO Dogs – Derby City Boundary").
3. The Council are satisfied that the condition set out in Section 59(2) of the Act has been met namely that activities have been carried on with the City of Derby which have had a detrimental effect on the quality of life of those in the locality.
4. The Council are also satisfied that the condition set out in Section 59(3) of the Act has been met namely that the effect of the activities is, or is likely to be, of a persistent or continuing nature and that these activities are unreasonable and justify the prohibitions / requirements imposed by this Order.
5. The effect of the Order is to impose the prohibitions / requirements specified below on the use of Derby City as defined by the city boundary.

#### PROHIBITIONS / REQUIREMENTS

##### 1. Fouling of Land by Dogs

(a) If a dog defecates at any time on land the person who is in charge of the dog at the time fails to remove the faeces from the land forthwith, that person shall be guilty of an offence unless:-

(i) The owner/occupier or other person or authority having control of the land has consented (generally or specifically) to that person failing to do so; or

(ii) That person is subject to an exemption.

##### 2. Means to pick up dog faeces

(a) A person in charge of a dog on land shall be guilty of an offence, if, at any time, he does not comply with direction given to him by an Authorised Officer of the Council to produce a device for or other suitable means of removing dog faeces and transporting it to a bin (**whether or not the dog has defecated**)

unless:-

(i) The owner/occupier or other person or authority having control of the land has consented (generally or specifically) to that person failing to do so; or

(ii) That person is subject to an exemption.

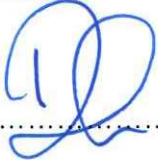
## OFFENCES

1. In accordance with section 67 of the Act a person who fails without reasonable excuse to comply with a prohibition or requirement imposed on them under the Public Space Protection Order, namely:
  - (a) Allowing the fouling of the land by a dog; or
  - (b) Failing to have and / or produce the means to pick up dog faeces when required to by an authorised person commits an offence and is liable on summary conviction to a fine not exceeding Level 3 on the standard scale

THE COMMON SEAL of  
DERBY CITY COUNCIL

Was hereunto affixed

in the presence of:



.....  
Authorised Officer

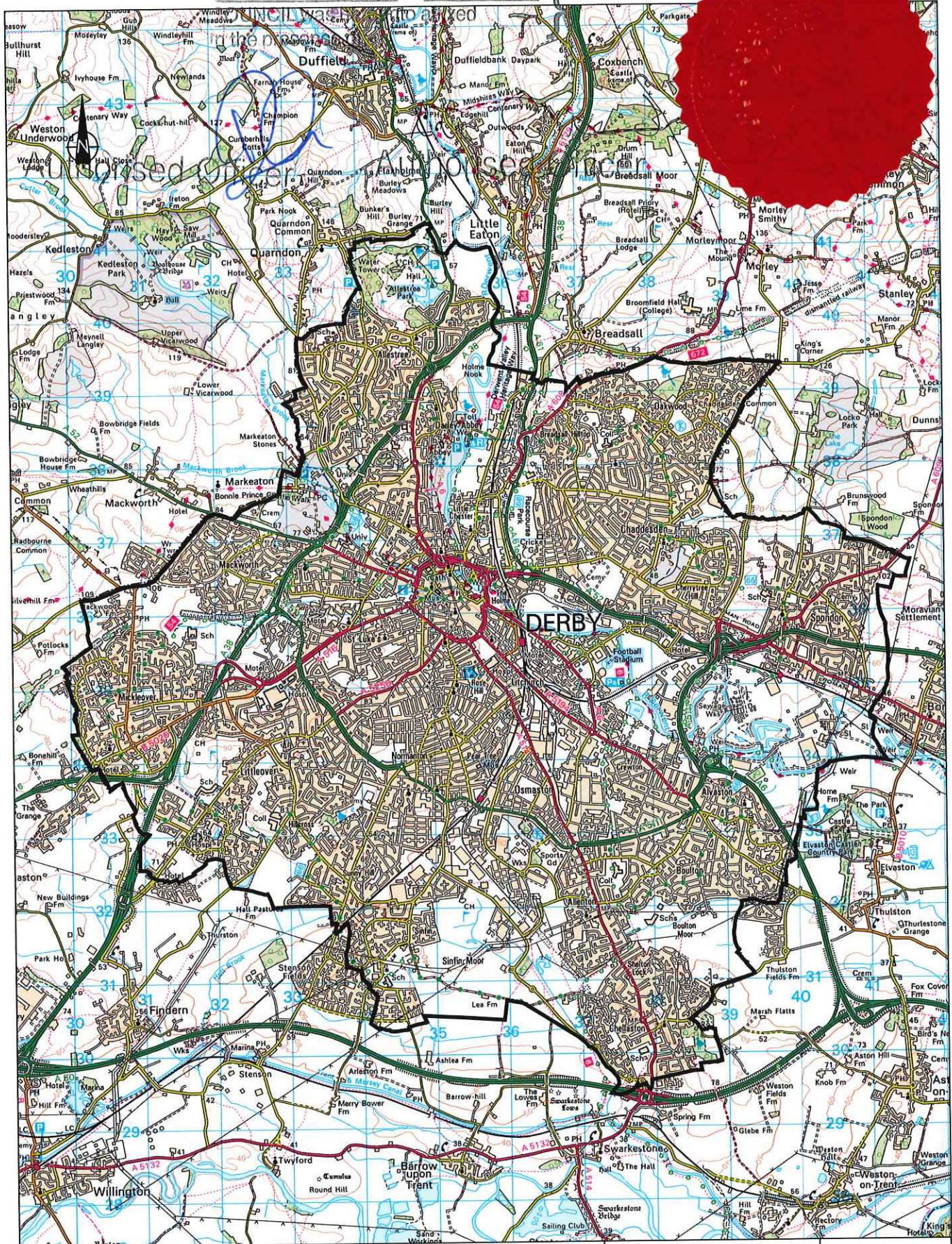


.....  
Authorised Officer





# THE COMMON SEAL OF DERBY CITY



Derby City Council

## PSPO Dogs

Black Edge = Derby City Boundary

Drawing No: PSPO Dogs

Date: 04/11/2021

Map Scale: 1:48000

Contact: C Keene

Department:

C and P

Telephone Number: (01332) 640666



© Crown Copyright  
and  
Database Rights  
Ordnance Survey  
2021.

Licence Number: 100024913