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The Dogs Exclusion (Wiltshire Council) Order 2012

The Clean Neighbourhoods and Environment Act 2005

The Dog Control Orders (Prescribed Offences and Penalties, etc.) Regulations 2006 (S.I.2006/1059)

The Wiltshire Council hereby makes the following Order:

1. This Order comes into force on
2. This Order applies to any land described 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"—

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- (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.

Revocation

5. The Dog Exclusion (West Wiltshire District Council) Order 2007 is hereby revoked.

THE COMMON SEAL of
WILTSHIRE COUNCIL
Was hereto affixed in the presence of

Authorised Officer:

SCHEDULE Land Designated by Description

Any land within the administrative area of Wiltshire Council which is open to the air, including covered land which is open to the air on at least one side, and to which the public are entitled or permitted to have access with or without payment of the following descriptions:

- (a) Land, which comprises an area enclosed by a fence or wall or similar structure and is intended to be used as a play area for children, except for any part that forms a public right of way.