

The Clean Neighbourhoods and Environment Act 2005

The Dog Control Orders (prescribed offences and penalties, etc)  
Regulations 2006 (SI 2006/1059)

**The Fouling of Land by Dogs Order 2007**

The Royal Borough of Kensington and Chelsea hereby makes the following Order:

1. This Order comes into force on 29<sup>th</sup> January 2007
2. This Order applies to the land specified in Schedule 1

**Offence**

3. —(1) If a dog defecates at any time during the periods specified in Schedule 2 on land to which this Order applies 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 a 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) 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) 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;
- (b) placing the faeces in a receptacle on the land which is provided for the purpose, or for the disposal of waste, shall be a sufficient removal from the land;
- (c) being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device for or other suitable

means of removing the faeces shall not be a reasonable excuse for failing to remove the faeces;

- (d) 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 12<sup>th</sup> January 2007

**SCHEDULE 1**

Description of land to which the Order applies

**LAND DESIGNATED BY DESCRIPTION**

- 1) Footpaths over which the public have a right of way and flower beds, planted or grassed areas maintained by the Council, which adjoin such footpaths.
- 2) Footways and verges (which for the avoidance of doubt includes unmade up areas at the base of trees) adjoining cycle tracks or carriageways.
- 3) Flower beds, planted or grassed areas maintained by the Council, which adjoin footways, cycle tracks or carriageways.
- 4) Forecourts adjoining footways except those which are separated from the footway by a physical barrier

**LAND DESIGNATED SPECIFICALLY**

- 1) The following parks and open spaces except for any areas which are from time to time provided by the Council as dog toilets and identified as such by signs: -

Alex Clifton Taylor Memorial Gardens  
Albert Bridge Gardens  
Athlone Gardens  
Avondale Park  
Battersea Bridge Gardens

Barlby Gardens  
 Canalside Walk  
 Chelsea Bridge Gardens  
 Chelsea Common  
 Chelsea Embankment Gardens  
 Cluny Mews  
 Colville Square Gardens  
 Cremorne Gardens  
 Dove House Green  
 Emslie Horniman Pleasance Gardens  
 Holland Park  
 Holland Walk  
 Ifield Road Play Park  
 Kensington Memorial Park  
 Lancaster West  
 Leighton House  
 Meanwhile Gardens  
 Powis Square  
 Redcliffe Square Gardens  
 Royal Hospital South Grounds  
 Royal Avenue  
 Ropers Gardens  
 St Luke's Gardens  
 St Mary Abbots Gardens  
 St Thomas Moore Garden  
 St Quinton Garden  
 Tavistock Crescent  
 Thurloe Place Gardens (Yalta Memorial)  
 Westfield Park

2. Open Land in the following residential areas shown hatched black or coloured grey on the attached plans as follows: -

<u>Residential Area</u>	<u>Plan Number</u>
Bramley House	1
Balfour of Burleigh Estate	2
Camborne Mews	3
Chelsea Manor Court	4
Cremorne Estate	5
Convent Estate	6
Fulham Road,437	7
Grove House	8
Henry Dickens Court	9
Hortensia House	10
Kensal New Town Estate	11
Lancaster West Estate	12+13
Longlands Court	14

Pond House	15
Portobello Court	16
Portobello Road,375	17
Silchester Estate	18
Sir Thomas More Estate	19
Swinbrook Estate	20
Tavistock Crescent	21
Treadgold House	22
Treverton Estate	23
Verity Close	24
Wiltshire Close	25
Worlds End Estate	26
The open space bounded by Hillman Drive, Humber Drive and Shrewsbury St	27

- 3) The car park at Kensington Sports Centre, Walmer Road
- 4) All open spaces adjoining, surrounding and between the buildings which comprise the Town Hall and Central Library, Hornton Street, London W8.

## SCHEDULE 2

Specification of times or periods during which the offence is to apply:

At any time

Regulations 3 and 4

The Clean Neighbourhoods and Environment Act 2005

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

### **The Dogs on Leads Order 2007**

The Royal Borough of Kensington and Chelsea hereby makes the following Order:

1. This Order comes into force on 29<sup>th</sup> January 2007
2. This Order applies to the land specified in Schedule 1

### **Offence**

**3.** —(1) A person in charge of a dog shall be guilty of an offence if, at any time specified in Schedule 2, on any land to which this Order applies he does not keep the dog on a lead of not more than 48 inches in length, unless—

- (a) he has a 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) For the purposes of this article 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.

### **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 12<sup>th</sup> January 2007

## **SCHEDULE 1**

Description of land to which the Order applies

### **LAND DESIGNATED BY DESCRIPTION**

- 1) Footpaths over which the public have a right of way and flower-beds, planted or grassed areas maintained by the Council, which adjoin such footpaths.
- 2) Footways and verges (which for the avoidance of doubt includes unmade up areas at the base of trees) adjoining cycle tracks or carriageways.
- 3) Flower beds, planted or grassed areas maintained by the Council, which adjoin footways, cycle tracks or carriageways.
- 4) Forecourts adjoining footways except those which are separated from the footway by a physical barrier

## **SCHEDULE 2**

Specification of times or periods during which the offence is to apply:

At any time

The Clean Neighbourhoods and Environment Act 2005

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

**The Dogs on Leads by Direction Order 2007**

The Royal Borough of Kensington and Chelsea (in this Order called "the Authority") hereby makes the following Order:

1. This Order comes into force on 29<sup>th</sup> January 2007.
2. This Order applies to the land specified in the Schedule 1.
3. In this Order "an authorised officer of the Authority" means an employee of the Authority who is authorised in writing by the Authority for the purpose of giving directions under this Order.

**Offence**

4. —(1) A person in charge of a dog shall be guilty of an offence if, at any time specified in Schedule 2, on any land to which this Order applies, he does not comply with a direction given him by an authorised officer of the Authority to put and keep the dog on a lead of not more than 48 inches in length, unless—

- (a) he has a 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) 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;
- (b) an authorised officer of the Authority may only give a direction under this Order to put and keep a dog on a lead if such restraint is reasonably necessary to prevent a nuisance or behaviour by the dog likely to cause annoyance or disturbance to any other person [on any land to which this Order applies] or the worrying or disturbance of any animal or bird.

**Penalty**

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

Date 12<sup>th</sup> January 2007

## SCHEDULE 1

Description of land, to which the Order applies

### LAND DESIGNATED BY DESCRIPTION

- 1) Footpaths over which the public have a right of way and flower beds, planted or grassed areas maintained by the Council, which adjoin such footpaths.
- 2) Footways and verges (which for the avoidance of doubt includes unmade up areas at the base of trees) adjoining cycle tracks or carriageways.
- 3) Flower beds, planted or grassed areas maintained by the Council, which adjoin footways, cycle tracks or carriageways.
- 4) Forecourts adjoining footways except those which are separated from the footway by a physical barrier

### LAND DESIGNATED SPECIFICALLY

- 1) The following parks and open spaces except for any areas which are from time to time provided by the Council as dog toilets and identified as such by signs: -

Alex Clifton Taylor Memorial Gardens  
Albert Bridge Gardens  
Athlone Gardens  
Avondale Park  
Battersea Bridge Gardens  
Barlby Gardens  
Canalside Walk  
Chelsea Bridge Gardens  
Chelsea Common  
Chelsea Embankment Gardens  
Cluny Mews  
Colville Square Gardens  
Cremorne Gardens  
Dove House Green  
Emslie Horniman Pleasance Gardens  
Holland Park  
Holland Walk  
Ifield Road Play Park  
Kensington Memorial [Park  
Lancaster West

Leighton House  
 Meanwhile Gardens  
 Powis Square  
 Redcliffe Square Gardens  
 Royal Hospital South Grounds  
 Royal Avenue  
 Ropers Gardens  
 St Luke's Gardens  
 St Mary Abbots Gardens  
 St Thomas Moore Garden  
 St Quinton Garden  
 Tavistock Crescent  
 Thurloe Place Gardens (Yalta Memorial)  
 Westfield Park

2) Open Land in the following residential areas shown hatched black or coloured grey on the attached plans as follows: -

<u>Residential Area</u>	<u>Plan Number</u>
Bramley House	1
Balfour of Burleigh Estate	2
Camborne Mews	3
Chelsea Manor Court	4
Cremorne Estat	5
Convent Estate	6
Fulham Road,437	7
Grove House	8
Henry Dickens Court	9
Hortensia House	10
Kensal New Town Estate	11
Lancaster West Estate	12 + 13
Longlands Court	14
Pond House	15
Portobello Court	16
Portobello Road,375	17
Silchester Estate	18
Sir Thomas More Estate	19
Swinbrook Estate	20
Tavistock Crescent	21
Treadgold House	22
Treverton Estate	23
Verity Close	24
Wiltshire Close	25
Worlds End Estate	26
The open space bounded by Hillman Drive, Humber Drive and Shrewsbury St.	27

3) The car park at Kensington Sports Centre, Walmer Road

- 4) All open spaces adjoining, surrounding and between the buildings which comprise the Town Hall and Central Library, Hornton Street, London W8.

## SCHEDULE 2

Specification of times or periods during which the offence is to apply:

At any time

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 Order 2007**

The Royal Borough of Kensington and Chelsea hereby makes the following Order:

1. This Order comes into force on 29<sup>th</sup> January 2007
2. This Order applies to the land specified in the Schedule 1.

#### **Offence**

3. —(1) A person in charge of a dog shall be guilty of an offence if, at any time as specified in Schedule 2, 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 12<sup>th</sup> January 2007

**SCHEDULE 1**

Description of land to which the Order applies

Redcliffe Square Gardens SW10

**SCHEDULE 2**

Specification of times or periods during which the offence is to apply:

At any time

The Clean Neighbourhoods and Environment Act 2005

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

**The Dogs (Specified Maximum) Order 2007.**

The Royal Borough of Kensington and Chelsea hereby makes the following Order:

1. This Order comes into force on 29<sup>th</sup> January 2007
2. This Order applies to the land specified in Schedule 1
3. On land to which this Order applies, the maximum number of dogs which a person may take onto that land is TWO.

**Offence**

4. —(1) A person in charge of more than one dog shall be guilty of an offence if, at any time as specified in Schedule 2, he takes onto any land in respect of which this Order applies more than the maximum number of dogs specified in article 3 of this Order, 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) For the purposes of this article 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.

**Penalty**

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

Date 12<sup>th</sup> January 2007

**SCHEDULE 1**

Description of land to which the Order applies:

**LAND DESIGNATED BY DESCRIPTION**

- 1) Footpaths over which the public have a right of way and flower beds, planted or grassed areas maintained by the Council, which adjoin such footpaths.
- 2) Footways and verges (which for the avoidance of doubt includes unmade up areas at the base of trees) adjoining cycle tracks or carriageways.
- 3) Flower beds, planted or grassed areas maintained by the Council, which adjoin footways, cycle tracks or carriageways.
- 4) Forecourts adjoining footways except those which are separated from the footway by a physical barrier

## LAND DESIGNATED SPECIFICALLY

- 1) The following parks and open spaces except for any areas which are from time to time provided by the Council as dog toilets and identified as such by signs: -

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Chelsea Embankment Gardens  
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Colville Square Gardens  
Cremorne Gardens  
Dove House Green  
Emslie Horniman Pleasance Gardens  
Holland Park  
Holland Walk  
Ifield Road Play Park  
Kensington Memorial [Park  
Lancaster West  
Leighton House  
Meanwhile Gardens  
Powis Square  
Redcliffe Square Gardens  
Royal Hospital South Grounds  
Royal Avenue  
Ropers Gardens  
St Luke's Gardens  
St Mary Abbots Gardens  
St Thomas Moore Garden  
St Quinton Garden  
Tavistock Crescent  
Thurloe Place Gardens (Yalta Memorial)  
Westfield Park

- 2) Open Land in the following residential areas shown hatched black or coloured grey on the attached plans as follows: -

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Pond House	15
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Portobello Road,375	17
Silchester Estate	18
Sir Thomas More Estate	19
Swinbrook Estate	20
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Treadgold House	22
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- 3) The car park at Kensington Sports Centre, Walmer Road
- 4) All open spaces adjoining, surrounding and between the buildings which comprise the Town Hall and Central Library, Hornton Street, London W8.

## SCHEDULE 2

Specification of times or periods during which the offence is to apply:

At any time