

LONDON BOROUGH OF TOWER HAMLETS

**THE CLEAN NEIGHBOURHOODS AND
ENVIRONMENT ACT 2005, PART 6, CHAPTER 1,
SECTION 55**

**THE DOG CONTROL ORDERS (PROCEDURES)
REGULATIONS, REGULATION 3**

**NOTICE OF A PROPOSAL TO MAKE A FOULING OF
LAND BY DOGS ORDER**

NOTICE IS HEREBY GIVEN that the Council of London Borough of Tower Hamlets intends to make a Dog Control Order under the above Act and the land to which it is proposed that the Order will apply is:

All land which is open to the air (which includes land that is covered but 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) within the London Borough of Tower Hamlets, irrespective of ownership.

This includes but is not limited to all highways, parks and open spaces, all open air communal spaces within housing estates, all residential and commercial car parks within the London Borough of Tower Hamlets, irrespective of ownership

For the purposes of the Act land which is covered is to be treated as land which is "open to the air" if it is open to the air on at least one side.

The Dog Control Order (described as a "Fouling of Land by Dogs Order") will make it an offence if a dog defecates at any time on any land in respect of which the Order applies and the person in charge of the dog at that time fails to remove the faeces from the land forthwith unless that person has reasonable excuse or the owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his failing to do so. The maximum penalty on conviction will be a fine not exceeding level 3 on the standard scale (£1,000 as at 24th January 2014). This offence does not apply to a person who is registered as a blind person in a register compiled under section 29 of the National Assistance Act 1948, or to a person who 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 Dogs for the Disabled (registered charity number 700454), Support Dogs (registered charity number 1088281) or Canine Partners for Independence (registered charity number 803680) and upon which he relies for assistance.

Representations can be made in writing to Andrew Weaver, Head of Environmental Health, Environmental Protection, Mulberry Place, 5 Clove Crescent, London E14 1BY or by email to environmental.health@towerhamlets.gov.uk. The closing date for receipt of representations is 6th March 2014.

**DAVID GALPIN
HEAD OF LEGAL SERVICES (COMMUNITY)
MULBERRY PLACE
5 CLOVE CRESCENT
LONDON
E14 2BG
(MY REF.: L/C/LAD/CEHCRS.157 /PG)**