

The Clean Neighbourhoods And Environment Act 2005

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

The Dog Exclusion (Rother District) Order 2008

The Rother District Council hereby makes the following Order:

1. This order comes into force on 1st July 2008.
2. This order applies to the land specified in Schedule 1.

Offence

3. (1) The person in charge of dog shall be guilty of an offence if during the times/periods 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 reasonable excuse for doing so; or
 - (b) the owner occupier or other person or authority have a 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 13 June 2008

THE COMMON SEAL of ROTHER DISTRICT)
 COUNCIL was hereunto affixed in)
 the presence of:-)

Chairman of the Council

Chief Executive

SCHEDULE ONE

Specification/description of land, or lands, to which the Order applies

Part A (all year)

- Bowling greens
- Enclosed children's play areas
- Sports and playing fields under the control of educational establishments
- Ornamental planted areas of public walks and pleasure grounds

- Bexhill - Cemetery, Turkey Road;
- Bexhill - Religious Garden, West Parade;

Bexhill - Walled Garden at Manor Gardens;
Brede - Recreation Ground, Udimore Road, Broad Oak;
Camber - Jubilee Green, Lydd Road;
Crowhurst - George VI Recreation Ground, Hastings Road;
Guestling - Playing Field;
Hastings - Cemetery (part within Rother District);
Northiam - Cemetery;
Rye - Cemetery, Rye Hill;
Rye - Gun Garden;
Sedlescombe - Red Barn Field Nature Park;
Westfield - Recreation Ground, Church Lane.

Part B (1st May to 30th September)

Bexhill - beach between Brockley Road and Sea Road;

Camber - beach and dunes bounded on the east by an imaginary straight line from the south west corner of 21 The Suttons and extending seawards at an angle of 90 degrees to the low water mark; bounded on the west by an imaginary straight line from the end of the footpath that leads to the seashore from the central public conveniences in the Western Car Park and extending seawards at an angle of 90 degrees to low water mark; and bounded on the north by an imaginary line on the boundary of the dunes (marked by location posts) and continuing to 21 The Suttons to the seaward side of the buildings;

Pett Level - that part of the seashore located between the western edge of the slipway adjacent to St Nicholas Church westwards towards Fairlight Cliffs for 150 metres;

Winchelsea Beach - that part of the seashore at Dogs Hill, located from the eastern edge of the access steps adjacent to the public convenience and westwards for 558 metres to the western edge of the access steps to the beach.

SCHEDULE TWO

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

The Order applies to the land designated in Part A of Schedule One all year and the land designated in Part B between 1st May and 30th September.