

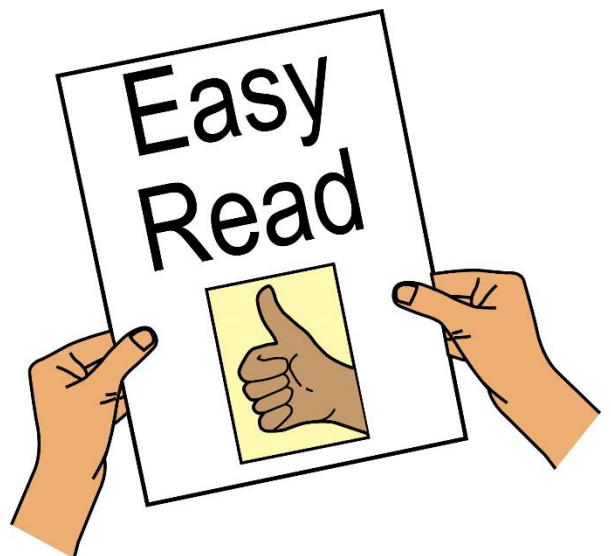
Appendix 5

Dog Control Order



Public Space Protection Order

Dog control in Hammersmith and Fulham



The Public Spaces Protection Order

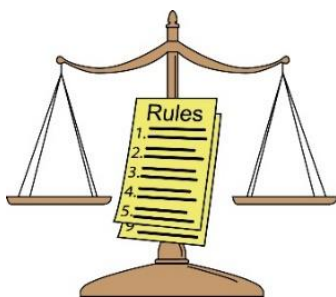


Dog control in Hammersmith and Fulham

Public spaces: in this document, this means any place that is open and accessible to people in the borough. This can mean places like roads, parks, public squares and beaches.

Order: in this document, this means an instruction or instructions from the council. By law, you must follow these instructions.

Public Space Protection Order: this is an Order which aims to deal with a problem or problems in the local area. These problems harm people in the community or affect their lives in a bad way. The Order aims to make sure that people can enjoy public spaces in their local area.



Hammersmith and Fulham Council have brought in certain rules around dogs in our parks and open spaces.

This is done by bringing in an Order which aims to



make sure dog owners are being responsible.

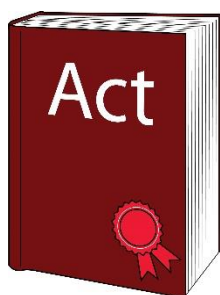
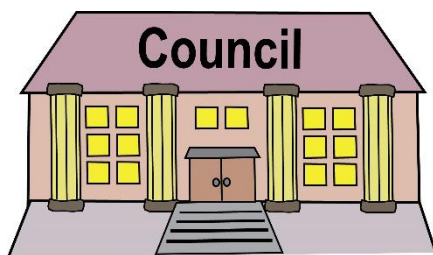
Public Spaces Protection Order 2022

London Borough of Hammersmith and Fulham

Anti-Social Behaviour, Crime and Policing Act 2014

Anti-social behaviour: this means any type of behaviour that upsets people in the community. It can be things like hanging around in the streets, being noisy, dropping litter, stealing or damaging things.

Anti-Social Behaviour, Crime and Policing Act 2014: this is an act that was brought in by the government to deal with anti-social behaviour.



The Council of the London Borough of Hammersmith and Fulham is making this Order.

It is using its powers under **sections 59** and **72**. These are parts of the Anti-social Behaviour, Crime and Policing Act 2014.

Here is the Order that we are making:

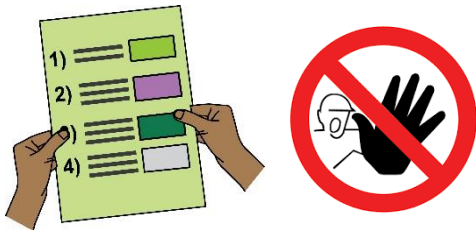


1. This Order will start on ___ and end on___.

However, it might last longer if the council brings in other Orders. They have powers by law to do this.



2. This Order is for the public spaces that are written in the Schedules.

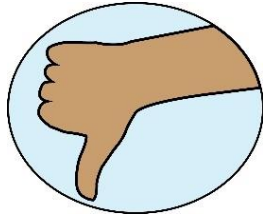


The schedules are at the end of this document. They are a list of public spaces and **restricted areas**.

Restricted areas: in this document, this means areas in Hammersmith and Fulham where people must follow the rules set out in this Order.



3. The council will use this Order if certain problems are happening in restricted areas.



They will use this Order if these problems:

- Have caused harm to people living in the local area and are affecting their lives in a bad way. Or it is likely that they will.
- These problems keep happening. Or it is likely that they will keep happening.

The **restrictions** aim to deal with behaviour that is not reasonable.

Restrictions: this means limits that are put in place to deal with a problem.



4. The Order will bring in **prohibitions** and **requirements**. These will be in place in the restricted areas at all times.

Prohibitions: this means when you are not allowed to do something by law.

Requirements: this means when you must take certain actions to meet the law.

1. What will the Order say and do?



1. A person in charge of a dog must not take that dog on land that is in the restricted area.



You can read about these restricted areas in **Schedule 1** of this Order.



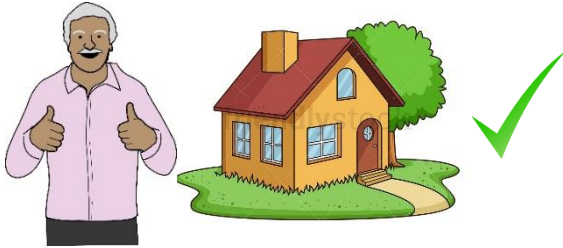
There are some **exceptions** to the rules set out in the Order.

Exception: here, this means a reason not to follow the rules set out in the Order.



Here are the only exceptions to this rule:

- The person has a



EXEMPT

reasonable excuse for doing this.

- The person who owns, lives in, or controls the land has said that it's ok.
- The person meets the **exemptions** that are listed in **Schedule 1**.

Exemption: this means when you don't have to follow a rule or do something that other people have to do.



The owner should be in charge of the dog most of the time. If somebody else is looking after the dog, then they are in charge at that time.

2. Leads



A person in charge of a dog must keep the dog on a lead. They must do this in the restricted areas that are listed in **Schedule 2** of this Order.



Here are the only exceptions to this rule:



- The person has a reasonable excuse for not doing this.
- The person who owns, lives in or controls the land has said that it's ok to not do this.

3. Putting dogs on a lead when you are asked to



A person in charge of a dog must put the dog on a lead when they are asked to.



They must do this in the restricted areas that are listed in **Schedule 3** of this Order.



Here are the only exceptions to this rule:

- The person has a



reasonable excuse for not doing this.

- The person who owns, lives in or controls the land has said that it's ok to not do this.



An **authorised officer** has the power to ask you to put and keep a dog on a lead.

Authorised officers: this means officers who have the right training and powers to carry out the Dog Control Public Space Protection Order.



An authorised officer can ask you to do this if it is a reasonable way to stop a problem.



For example, to stop the dog from annoying, worrying or disturbing other people.



Or, to stop the dog from annoying, worrying or disturbing other animals or birds on the land.

4. A limit to the number of dogs you can walk at one time



A person must not take more than 4 dogs on a walk at one time.

A person must not walk with other people in a group if the number of dogs goes above 4.



You can only walk this many dogs in the restricted areas.

These restricted areas are listed in **Schedule 4** of this Order.



Here are the only exceptions to this rule:

- The person has a reasonable excuse for not doing this.
- The person who owns, lives in or controls the land has said that it's ok to



not do this.

5. Dog Mess



The person in charge of a dog must clean up after it. They must get rid of the mess from any land on restricted areas. If they don't, they will be guilty of not following the rules.



They must do this in the restricted areas that are listed in **Schedule 5** of this Order.



Here are the only exceptions to this rule:

- The person has a reasonable excuse for not doing this.
- The person who owns, lives in or controls the land has said that it's ok to not do this.



EXEMPT

- The person meets one of the exemptions listed in **Schedule 5**.

6. Clean up scoop or needing a bag



A person in charge of a dog must be able to show that they have a poop scoop or **disposable bags** to clean up dog mess.

Disposable bags: this means bags that you can use to pick up and throw away dog mess.



They must be able to show these when an authorised officer asks them to. An authorised officer could ask them at any time.



They must do this in the restricted areas listed in **Schedule 6** of this Order.



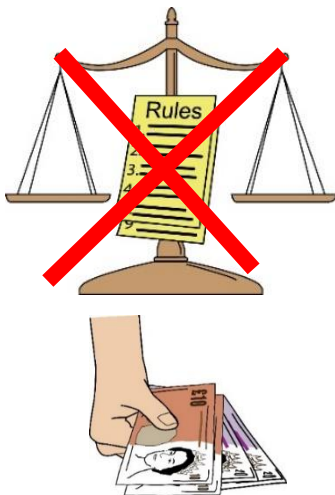
Here are the only exceptions to this rule:



- The person has a reasonable excuse for not doing this.
- The person who owns, lives in or controls the land has said that it's ok to not do this.

What is the Penalty?

Penalty: A penalty is a punishment by law.



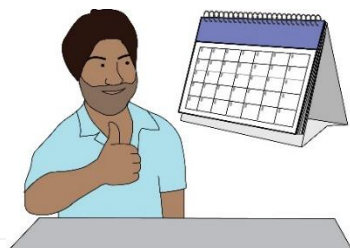
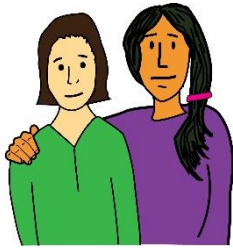
Any person who does not meet the rules in this Order will have to pay a fine. This fine will not be above level 3 on the standard scale. At the moment, this means that the fine would not be above £1000.

Fixed Penalty

Fixed Penalty Notice: this is a notice that gives a person the opportunity to pay a fine. If they choose not to pay this fine, they have to go to court instead.



These people can give out fixed penalty notices:

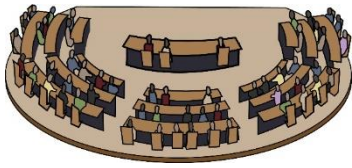


- Police Officers
- Police Community Support Officers
- The council's Law Enforcement Officers. This means people who are hired by the council to make sure laws are met.
- Other people who have been given permission to carry out the Order.

These people can give out fixed penalty notices to people who keep breaking these rules.

A person who breaks the rules of the Order will have 14 days to pay the fixed penalty.

They must pay £100, Or, if they pay the fine within 7 days, they can pay £60.



If they don't pay the fine, they might be taken to court.

Appeals

Appeal: this means when a person challenges a decision that they don't agree with.



Any challenge to this Order must be made to the **High Court**.

High Court: This is a court of law that deals with very serious or important cases.



The person must challenge the Order within 6 weeks after it has been made.



The person who challenges an Order must be somebody who lives in the restricted area. Or, they can be somebody who works in or visits the restricted area often.



CHALLENGE



This means people who are affected in a direct way by the Order. Only these people have a right to challenge the restrictions set out in the Order.

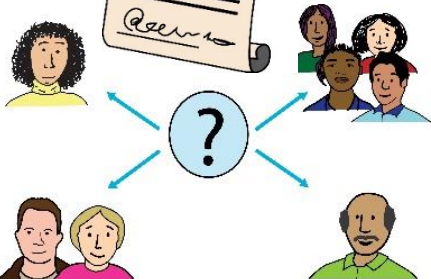


People can also challenge the Order if they think it has not been carried out properly by the council.



In this case, people can challenge the Order for two reasons:

CHALLENGE



- If they think that the council did not have the power to make the Order. Or if they want to add some prohibitions or requirements to the Order.
- If they think that the law has not been met by the council.

For example, if the council have not

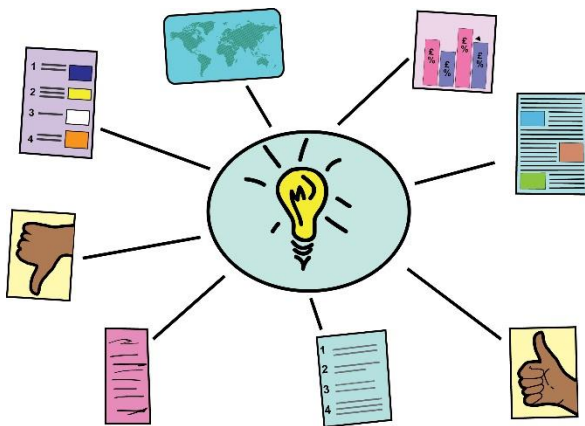
carried out a **consultation** before bringing in an Order.

Consult or Consultation: this is when people who might be affected by a change or decision are asked for information about how it will affect them.



When an application is made, the High Court makes its decision. They can decide to:

- Put the Order on hold until a final decision is made
- Keep the Order in place
- Change the Order
- Get rid of the Order



Schedules – Here is a list of the different restricted areas in Hammersmith and Fulham:

Schedule 1



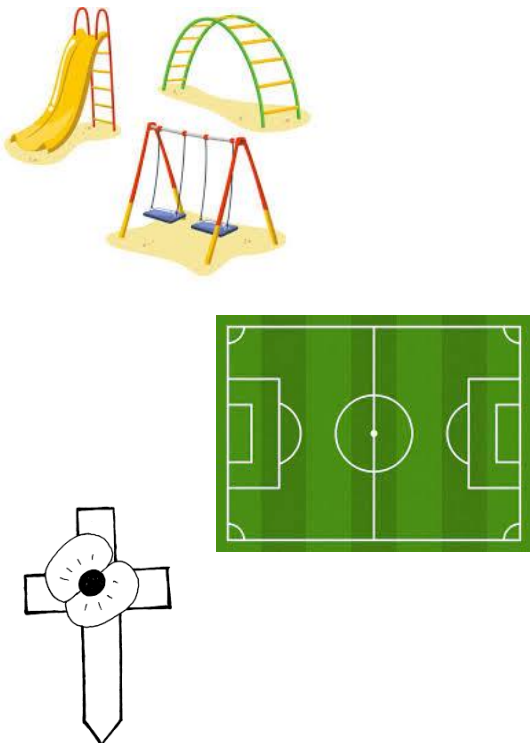
These areas of land are open to the air. The public can access these



areas.

Some areas are free to enter.

You have to pay to go to some of them:



Here are the restricted areas in Schedule 1:

- All children's play areas
- All sporting areas with a fence around them
- All war memorial areas with a fence around them
- **All no dog areas, which are in the following parks and open spaces:**



○ Wendell Park - School zone

○ Rowberry Mead Open Space

- Cathnor Park – Dog exclusion zone
- Godolphin Road Open Space - Pond area
- Ravenscourt Park - Picnic area. Walled garden. Fenced area around the lake. Wildlife area.
- Furnivall Gardens- Walled Garden
- St Paul’s Garden - Fenced picnic area
- Eel Brook Common - Fenced picnic area and fenced flower garden
- Bishops Park - Fenced picnic area and pond area
- All grounds of Fulham Palace
- South Park - Pond area
- Gwendwr Gardens

Schedule 2



These areas of land are open to the air.

The public can access these areas.

Some areas are free to



enter.

You have to pay to go to some of them.

Here are the restricted areas for Schedule 2:



All cemeteries and churchyards that are controlled by Hammersmith and Fulham. This means North Sheen Cemetery and Mortlake Cemetery too.



All Wildlife Areas. These are Wormwood Scrubs and Bishop's Park Wildlife Areas.



All Café and Tea Houses

All Outdoor Gyms



The following areas within parks and open spaces:

- Wormwood Scrubs - Forest schools
- Hammersmith Park - Japanese Garden

- Normand Park- Community Garden and bowling green garden

- Wendell Park - Picnic area
- Cathnor Park - Forest school
- Shepherd's Bush Green – the area that used to be the toilet block
- Brook Green - Picnic area
- St Paul's Garden - Forest school
- Marcus Garvey Area - Forest school
- Westcroft Square
- Bayonne Road Open Space

- Frank Banfield Park - Community Garden
- Bishops Park - Event area and moat garden
- Sir William Powell Almshouses
- Loris Gardens
- South Park - Community centre and market garden
- Vicarage Gardens
- William Parnell Park- Community Garden
- Hurlingham Park - Rose Garden

Schedule 3, 4, 5, and 6



These schedules cover all areas of land in Hammersmith and Fulham that:

- Are open to the air
- Can be accessed by the public

Some areas are free to enter. You have to pay to go to some of them.

Exemptions for the schedules



If you are a Disabled person who uses an **assistance dog**, you do not have to follow the rules in the areas that are listed in **Schedule 1, 5 and 6**

Assistance dog: this is a dog that is trained to support disabled people with medical conditions. They are trained to support them in lots of different ways.



Assistance
Dogs UK

Dogs should be trained by a member of

[Assistance Dogs UK](#), or any other registered charity who trains assistance dogs.



Some member organisations can be found by clicking on the below:



Find an Assistant Dog charity

<https://www.assistedogs.org.uk/members/>