

ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014, S59

THE BOROUGH COUNCIL OF CALDERDALE

The Dogs Exclusion (Calderdale) Public Space Protection Order 2022

The Borough Council of Calderdale (in this Order called “the Authority”) hereby makes the following Order:

1. This Order comes into force at 00:01 hours on Friday 17th June 2022, and shall have effect until midnight on 16th June 2025, unless extended by further orders under the Council’s statutory powers.
2. The Authority is satisfied that the following activities are taking place within the restricted area:
 - incidents and concerns from the public arising from irresponsible dog ownership and poor dog control
3. The Authority is further satisfied that the activities referred to in paragraph 2 above are having or are likely to have a detrimental effect on the quality of life of those in the locality and it therefore makes a Public Spaces Protection Order, the terms of which are explained below.

Restricted Area

4. Unless otherwise stated, the prohibitions and requirements detailed below shall apply at all times of the day and all days of the week throughout any calendar year throughout the entirety of the restricted area shown in the schedule.

Dog Exclusion/Prohibition

5. (1) All persons are prohibited from either taking or permitting a dog to enter (or to remain on) any land within the Restricted Area unless –
 - (a) he has a reasonable excuse for doing so or;
 - (b) the owner, occupier, or other person having control of the land has consented (generally or specifically) to his doing so.
 - (c) Any person who fails without reasonable excuse to comply with the prohibition in para. 5(1) commits an Offence
- (2) Nothing in this paragraph 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) on upon which he relies for assistance; or

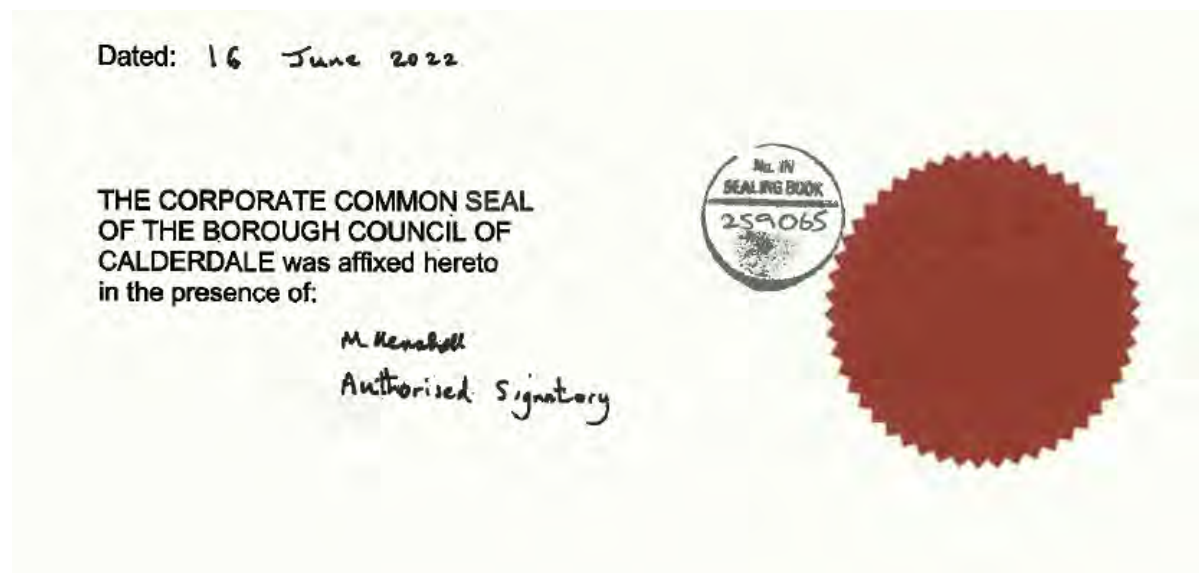
- (c) has a disability which affects his mobility, manual dexterity, physical co-ordination or ability to lift, carry or otherwise move everyday objects, in respect of dog trained by a prescribed charity and upon which he relies for assistance.

(3) For the purposes of this paragraph –

- (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 the 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

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



SCHEDULE 1: Dogs Exclusion (Calderdale) Order 2022

1. Subject to the exception in paragraph 2 below, the named sites outlined in Figure 1 below; and
2. Excepted from the description in paragraph 1 above is land that is placed at the disposal of the Forestry Commissioners under section 39(1) of the Forestry Act 1967.

Figure 1: Named Sites.

Site	Area	Extent to which the Order applies
Brighouse		
<u>Park</u>		
The Stray	Hipperholme	Play Area (partially enclosed)
Wellholme Park	Brighouse	Bowling Green Crazy golf course Play Area (fenced) Skate Park Tennis Courts Watercourse
Whinney Hill Park	Brighouse	Play Area (fenced)
<u>Play Areas (Fenced)</u>		
Burnsall Road	Rastrick	Whole Site
Thornton Road	Rastrick	Whole Site
Whinney Hill Park Estate	Brighouse	Whole Site
<u>Recreation Grounds</u>		
Bramston Street	Rastrick	Play Area (fenced)
Carr Green	Carr Green	Play Area (fenced) Fenced sports pitch
Southowram	Southowram	Play Area (fenced) Fairfax Crescent MUGA
Elland		
Site	Area	Extent to which the Order applies
<u>Parks</u>		
Shaw Park	Holywell Green	Watercourse Fenced sports pitch
<u>Play Areas (Fenced)</u>		
Boxhall Road	Elland	Whole Site
Chapel Street	Holywell Green	Whole Site
James Street	Elland	Whole Site
<u>Recreation Grounds</u>		

Site	Area	Extent to which the Order applies
Greetland Recreation Ground	Greetland	Play Area (fenced) Fenced sports pitch
Hullenedge Recreation Ground	Elland	Play Area (fenced) Skate Park
Stainland Recreation Ground	Stainland	Play Area (fenced) Bowling green Cricket pitch
Halifax		
Site	Area	Extent to which the Order applies
<u>Memorial Ground</u>		
Hanson Lane Memorial Park	Queens Road	Whole Site
<u>Parks</u>		
Akroyd Park	Boothtown	Bowling Greens Play Area (enclosed)
Beechwood Park	Holmfield	BMX track Football pitches (unfenced)
Manor Heath Park	Skircoat Moor	Paddling pool area Play Area (fenced)
Mixenden Urban Park	Mixenden	Bowling Green Tennis Court
Peoples Park	People's Park	Play Area (fenced) Pond
Shelf Hall Park	Shelf	Bowling Green Play Area (fenced) Putting Green Tennis Court
Shibden Park	Shibden Valley	Boating Lake Miniature golf course Miniature Railway Paddling Pool area Play Area (fenced) Watercourse
Shroggs Park	Lee Mount	Bowling Green Fenced sports pitch Skate Park Tennis Courts
Tetley Memorial Park	Bradshaw	Bowling Green Play Area (fenced) Tennis Courts
West View Park	Highroad Well	Play Area (fenced)

Site	Area	Extent to which the Order applies
<u>Play Areas (Fenced)</u>		
Conway Street	Queens Road	Whole Site
Dodgeholme Road	Mixenden	Whole Site
Horley Green	Claremount	Whole Site
Hunter Hill	Mixenden	Whole Site
Myrtle Avenue	Illingworth	Whole Site
St. Augustines	Queens Road	Whole Site
Stanningley	Mixenden	Whole Site
<u>Recreation Grounds</u>		
Four Fields Recreation Ground	Ovenden	Fenced sports pitches
Holmfield Recreation Ground	Holmfield	Play Area (fenced) Bowling green Tennis court
Northowram Recreation Ground	Northowram	Bowling Green Play Area (fenced) Tennis Court
Siddal Recreation Ground	Siddal	Bowling Green Fenced Multi-Use Games Area Play Area (fenced)
Spring Hall Recreation Ground	Spring Hall	Bowling Green Athletics facility area
<u>Tennis Courts</u>		
Wellesley Park	Highroad Well	Whole Site
Hebden Bridge		
Site	Area	Extent to which the Order applies
<u>Parks</u>		
Calder Holmes Park	Hebden Bridge	Bowling Green Play Area (fenced) Skate Park Tennis Courts
<u>Play Areas (Fenced)</u>		
Birchcliffe Road	Hebden Bridge	Whole Site
Cragg Road	Cragg Vale	Whole Site
Dodd Naze	Hebden Bridge	Whole Site
Mytholm Court	Mytholm	Whole Site
Victoria Road	Hebden Bridge	Whole Site
<u>Recreation Ground</u>		
Scout Road Recreation Ground	Mytholmroyd	Pond

Site	Area	Extent to which the Order applies
Sowerby Bridge		
Site	Area	Extent to which the Order applies
<u>Parks</u>		
Allan Park	Sowerby Bridge	Bowling Green Play Area (fenced)
Crow Wood Park	Pye Nest	Bowling Green Skate Park Tennis courts
Henry Whiteley's Park	Ripponden	Play Area (fenced)
Norland Park	Sowerby Bridge	Bowling Green
<u>Play Areas (Fenced)</u>		
Goit Side	Booth	Whole Site
St. John's Close	Rishworth	Whole Site
<u>Recreation Grounds</u>		
Beech Recreation Ground	Sowerby Bridge	Play Area (fenced)
Mill Fold Recreation Ground	Ripponden	Bowling Green Play Area (fenced) Skate Park Tennis Court
Todmorden		
Site	Area	Extent to which the Order applies
<u>Park</u>		
Centre Vale Park	Todmorden	Bowling Green Children's Roadway (fenced) Play Area (fenced) Skate Park Tennis Courts
<u>Play Areas (Fenced)</u>		
Cambridge Street [TIPSIDE]	Todmorden	Whole Site
Harrison Street	Cornholme	Whole Site
Knowlwood Road / Spoon Dam	Walsden	Whole Site
Woodlands Avenue	Todmorden	Whole Site
<u>Recreation Ground</u>		
Portsmouth Recreation Ground	Cornholme	Fenced sports pitch