

BIRMINGHAM CITY COUNCIL
ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014
SECTION 60 - NOTICE OF EXTENSION OF
PUBLIC SPACE PROTECTION ORDER: - (RE DOGS ON LEADS BY DIRECTION)

The Public Space Protection Order made by Birmingham City Council (“the Authority”) under section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 (the Act) which came into effect on the 19th October 2020 at 23.00 and is due to expire on the 18th October 2023 at 23.59 hours is hereby extended under s60 of the Act.

The Authority is extending the period for which the order has effect because the Authority is satisfied on reasonable grounds that doing so is necessary to prevent after the time the order would have expired the occurrence or recurrence of the activities identified in the order and/or an increase in the frequency or seriousness of those activities identified in the Order.

The activities identified in the order is failing to put a dog on a lead when directed to do so.

The period for which the order shall have effect is extended from 17th day of October 2023 at 23.00 hours to 18th October 2026 at 23.59.

The terms of the Public Space Protection Order are set out below:

1. *This order applies to the land specified in the schedule below.*
2. *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

3. (1) *A person in charge of a dog shall be guilty of an offence if, at any time, on any land to which the Order applies, he does not comply with the direction given him by an authorised officer of the Authority to put and keep the dog on a lead, unless-*
 - (a) *he has 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 purpose 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 the order applies] or the worrying or disturbance of any animal or bird.*

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.*

SCHEDULE

This Order applies to all land in the administrative area of Birmingham City Council that is open to the air and to which the public are entitled or permitted to have access (with or Without payment). For the purpose of this schedule, any 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.

Authorised signatory.



16/10/23

Sajeela Naseer
Director and Regulation and Enforcement

Date

Your contact regarding this Notice is:

Mark Croxford
Units 1 – 3 Ashted Lock Way
Birmingham
B7 4AZ

Tel: 0121 303 6920
Website: www.birmingham.gov.uk
Email: Mark.croxford@birmingham.gov.uk

Data Protection Act 1998 – Any personal data provided will be kept confidential and processed in accordance with the Data Protection Act 1998