

**THE COUNCIL OF THE BOROUGH OF KIRKLEES**

**ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014, SECTIONS 59**

**THE COUNCIL OF THE BOROUGH OF KIRKLEES (DOGS ON LEADS) PUBLIC SPACE  
PROTECTION ORDER 2023**

This Order is made by the Council of the Borough of Kirklees (“the Council”) under Section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 (“the Act”).

1. This Order relates to the places described in the Schedule below and defined by the red outlined area on the plans attached to this Order (“the Restricted Area”), being public places in the Council’s area to which the Act applies.
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 or other person who is authorised in writing by the Authority for the purpose of giving directions under this Order.
3. The Council is satisfied that the two conditions below have been met, in that:
  - a. Activities carried on in the Restricted Area as described below, have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the public place and that they will have such and effect, the said activities being dog walking/dog exercising without using a lead.
  - b. That the effect, or likely effect, of the activities described above –
    - i. Is, or is likely to be, of a persistent or continuing nature;
    - ii. Is, or is likely to be, such as to make the activities unreasonable; and
    - iii. Justifies the restrictions imposed by this Order.
4. The effect of this Order is to impose the following requirements at all times namely that in the Restricted Area any person in charge of a dog must comply with any direction given to them by an authorised officer of the Authority to put and keep the dog on a lead of not more than 2 metres in length unless:
  - a. The person has a 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.
5. For the purposes of Article 4:
  - 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 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 this Order applies or the worrying or disturbance of any animal or bird.
6. The Order will remain in force for a period of 3 years from the date of this Order, unless extended by further Orders under the Council's statutory powers.
7. Any person who fails without reasonable excuse to comply with a requirement imposed upon him by this Order commits an offence and is liable on summary conviction to a fine not exceeding level 3 on the standard scale or may be issued with a fixed penalty notice requiring payment of a sum not exceeding £100.00.

**GIVEN** under the Signature of the Council of the Borough of Kirklees this Second day of April Two Thousand and Twenty Three.

**SIGNED** on behalf of **THE COUNCIL OF THE BOROUGH OF KIRKLEES**



Graham West – Service Director for Environment and Climate Change

## **SCHEDULE**

This order applies to the areas listed below and shown on the maps attached to this order:

- a. Wilton Park
- b. Beaumont Park
- c. Greenhead Park
- d. Crow Nest Park
- e. Ravensknowle Park