

## **MELTON BOROUGH COUNCIL**

### **The Fouling of Land by Dogs (Land within the Borough of Melton) Order 2007**

Notice is hereby given by Melton Borough Council that pursuant to its powers under the Clean Neighbourhoods and Environment Act 2005 the above Order in respect of the Control of Dogs was made on the 11<sup>th</sup> December 2007. The Order will come in to force on 31<sup>st</sup> December 2007 and shall apply to all areas of land that are open to the air and to which the public are entitled or permitted to have access (with or without payment) within the area of the Borough of Melton. The exceptions to which the provisions of the order will NOT apply are:-

Carriageways with a speed limit of more than 40 m.p.h. and land running alongside them

Land used for agriculture and woodlands.

Land which is predominantly marsh land, moor or heath.

Rural common land.

#### **Offence**

If a dog defecates at any time on land to which this Order applies and a person who is in charge of the dog at that time fails to remove the faeces from the land forthwith, that person shall be guilty of an offence unless:-

- a) he 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.

#### **Penalty –**

The penalty under all of the above Orders shall be £75 if paid within 14 days. A person who is guilty of an offence shall be liable on summary conviction to a fine not exceeding Level 3 on the standard scale.

The orders are available for viewing at Melton Borough Council, Nottingham Road, Melton Mowbray, LE13 0UL, between the hours of 9.00am and 5.00pm Monday to Friday. Copies of the orders can be made available on request for a small fee and will be available at website address [melton.gov.uk](http://melton.gov.uk)

**D S Hudson Solicitor  
Head of Legal Services**

**20 December 2007**