



DOUGLAS DOG CONTROL BYELAWS 2018

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Statutory Document No. 2018/0090

*Dogs Act 1990*

DOUGLAS DOG CONTROL BYELAWS 2018

<i>Approved by the Department:</i>	<i>21 March 2018</i>
<i>Laid before Tynwald:</i>	<i>17 April 2018</i>
<i>Coming into Operation:</i>	<i>1 April 2018</i>

Douglas Corporation make the following Byelaws under section 24(1) and (4) of the Dogs Act 1990.

In accordance with section 24(10) of that Act the Corporation have obtained the approval of the Department of Infrastructure (following consultation by that Department with the Department of Environment, Food and Agriculture under section 24(10A) of the Act) and in accordance with section 24(5) of that Act the Corporation have obtained the consent of the owner of any open space or car park to which the byelaws apply which is not vested in, or under their management or control.

1 Title

These Byelaws are the Douglas Dog Control Byelaws 2018.

2 Commencement

These Byelaws come into operation on 1 April 2018 and expire 10 years after the date the Byelaws are made, if not revoked earlier.

3 Interpretation

In these Byelaws, “**the Act**” means the Dogs Act 1990.

4 Dogs prohibited from being present in open spaces and beaches

- (1) A keeper of a dog is guilty of an offence if the dog is permitted to have access to an open space as specified in Part 1 of Schedule 2 at any time throughout the year.
- (2) A keeper of a dog is guilty of an offence if the dog is permitted to have access to the beach as specified in Part 2 of Schedule 2, between the hours of 1000 and 1700 on any day between 1 May and ending 30 September (inclusive) in any year.

5 Dog prohibited from being at large in open spaces and beaches

- (1) A keeper of a dog is guilty of an offence if the dog is found at large in the open spaces specified in Part 1 of Schedule 1 at any time.
- (2) A keeper of a dog is guilty of an offence if the dog is found at large on the beach specified in Part 2 of Schedule 1 at any time.
- (3) For the sake of clarity, this byelaw is subject to section 24(2) of the Act (which provides a defence for a person who proves he or she took all reasonable steps to avoid the commission of an offence).

6 Dogs prohibited from open spaces unless on a lead and restricted to footpaths

A keeper of a dog is guilty of an offence if the dog is permitted to have access to an open space specified in Part 3 of the Schedule 2 at any time throughout the year unless the dog—

- (a) is kept on a lead which is no longer than 1.5 metres in length; and
- (b) is restricted to the footpaths in those open spaces.

7 Removal of canine faeces

- (1) The keeper of a dog is guilty of an offence if he or she fails without reasonable excuse to remove any faeces deposited by the dog –
 - (a) on any highway within the Borough which consist of or comprises a carriageway, including any grassed or planted areas adjoining or abutting the highway;
 - (b) on an open space described in Part 1 of Schedule 3;
 - (c) on a beach described in Part 2 of Schedule 3; or
 - (d) in a car park specified in Part 3 of Schedule 3.
- (2) For the purpose of paragraph (1) –
 - (a) faeces shall be taken as removed if they are deposited in any public bin provided for the purpose in the area or open space by a local or other public authority; and
 - (b) it shall not be a reasonable excuse that the keeper did not have with him or her any means of removal of the faeces.

8 Revocation

The Douglas Dog Control Byelaws 2015¹ are revoked.

¹ SD 2015/0253

THE COMMON SEAL² of Douglas Corporation was affixed on 2 March 2018 in the presence of

(L.S.)

MADE 2MARCH 2018

D. A. M. PITTS

Mayor

K. J. RICE

Chief Executive

² As required by section 30(2) of the Local Government Act 1985

SCHEDULE 1

[Byelaw 4]

PART 1**OPEN SPACES WHERE DOGS MUST NOT BE AT LARGE AT ANY TIME**

- (a) Noble's Park dog exercising area as shown on the plan in Schedule 9 and marked "Plan F - Noble's Park dog exercising area";
- (b) Douglas Head (referring to the open areas of Douglas Head and the pathways leading to and around Port Skillion) as edged with black dashed lines on the plan annexed to these byelaws as Schedule 10 and marked "Plan G - Douglas Head";
- (c) the area known as the Old Noble's Plot or Central Community Health Centre/Kensington Road Health Centre, bounded by Westmoreland Road, Ballkermeen Road and the rear of Hillside Avenue;
- (d) the area surrounding Crookall House (formerly Jane Crookall Maternity Wing and the Nurses' Home);
- (e) Finch Hill recreation ground; and
- (f) all other open spaces owned by, or under the management and control of the Corporation, or owned by the Department of Infrastructure.

PART 2**BEACHES WHERE DOGS MUST NOT BE AT LARGE**

At any time throughout the year dog must not be at large on —

- (a) on the area of Douglas beach between Pollocks Rocks, near Victoria Pier and the northerly end of the beach opposite the Manx Electric Railway terminus at Derby Castle, (including the foreshore, all steps, slipways or other ways leading from the promenades to the beach) and shown hatched on the plan in Schedule 8 and marked "Plan E – Douglas Beach"; or
- (b) the beach at Port Skillion.

Note: Dogs are permitted access at all times (but must not be at large) between the steps opposite Switzerland Road, to the northerly end of the beach opposite the Manx Electric railway terminus at Derby Castle – see the plan in Schedule 8 and marked "Plan E - Douglas Beach".

SCHEDULE 2**SPECIFIED OPEN SPACES**

{Byelaws 5 and 6}

PART 1**OPEN SPACES WHERE DOGS ARE PROHIBITED**

- (1) The grounds and playing fields of, and within, the following schools and similar establishments —
 - (a) Anagh Coar Primary School;
 - (b) Ballakermeen High School;
 - (c) Cronk-y-Berry Primary School;
 - (d) Education Support Centre, Glencrutchery Campus
 - (e) Henry Bloom Noble Primary School (Westmoreland Road, Tynwald Street and Demesne Road sites);
 - (f) University College Isle of Man (Greenfield Road campus);
 - (g) Kewaique School;
 - (h) Manor Park Primary School;
 - (i) Pre-School Assessment Unit/ Youth and Community Centre, Pulrose;
 - (j) St Mary's RC Mixed and Infants School;
 - (k) St Ninian's High Upper School;
 - (l) St.Thomas' CE Mixed and Infants School;
 - (m) Scoill Jubilee (Ballaquayle Road and Murrays Road sites);
 - (n) Scoill Vallajeelt; and
 - (o) Willaston Primary School.
- (2) The following sports grounds, fields and similar areas —
 - (a) the sports playing fields to the east of Tromode Road as edged by thick black lines on the plan in Schedule 4 and marked "Plan A – Tromode Road playing fields";
 - (b) the areas within the grounds of Noble's Park used for sporting games or similar activities as edged by the thick black lines on the plan in Schedule 5 and marked "Plan B – Sports and other areas at Noble's Park";
 - (c) the areas used for football or other sports and games off Groves Road and Springfield Road, Spring Valley/Pulrose as edged by thick black lines on the plan in Schedule 6 and marked "Plan C – Pulrose Golf Course and sports areas";

- (d) the National Sports Centre;
 - (e) the Villa Marina Bowling Greens; and
 - (f) the Bowl at King George V Park.
- (3) The sports grounds occupied by —
- (a) St George's Association Football Club;
 - (b) Braddan Association Football Club; and
 - (c) Douglas High School Old Boy's Association Football Club, off Blackberry Lane.
- (4) The following children's playgrounds at —
- (a) Noble's Park as edged by thick black lines on the plan in Schedule 7 and marked "Plan D –Tot Lot and children's playground in Noble's Park";
 - (b) the Sunken (Marine) Gardens on Loch Promenade;
 - (c) Anagh Coar;
 - (d) Close Moore, Ballavagher;
 - (e) Governor's Hill;
 - (f) Noble's Plot, Westmoreland Road;
 - (g) Pulrose;
 - (h) Rearyt-y-Sheear;
 - (i) Queens Gardens also known as Centenary Garden; and
 - (j) Willaston.
- (5) The following open spaces —
- (a) the grounds of All Saint's Church and Parish Hall, Alexander Drive;
 - (b) the grounds of St George's Church, Upper Church Street;
 - (c) the grounds of St Joseph's Church, Snaefell Road;
 - (d) the grounds of St Mary's Church, Hill Street;
 - (e) the grounds of St Ninian's Church, Ballaquayle Road;
 - (f) the grounds of Trinity Methodist Church, Bucks Road;
 - (g) the grounds of Willaston Methodist Church, Barrule Road;
 - (h) Derby Square;
 - (i) Glen Falcon;
 - (j) Hilary Park;
 - (k) Hutchinson Square;
 - (l) Olympia, Victoria Road;
 - (m) Woodburn Square; and

- (n) the lower barbeque area on Douglas Head as edged by thick black lines on the plan in Schedule 10 and marked “Plan G – Douglas Head”.

PART 2

BEACH WHERE DOGS ARE PROHIBITED DURING SPECIFIED TIMES

Dogs are prohibited from Douglas Beach (including the foreshore, all steps, slipways or other ways leading from the promenades thereto) between Pollock Rocks, near Victoria Pier, and a line drawn at right angles to the sea wall, through the steps leading to the foreshore, opposite Switzerland Road as shown on the plan in Schedule 8 and marked “Plan E – Douglas Beach”.

Note: Dogs are permitted access at all times (but must not be at large) between the steps opposite Switzerland Road, to the northerly end of the beach opposite the Manx Electric railway terminus at Derby Castle – see the plan in Schedule 8 and marked “Plan E - Douglas Beach”.

PART 3

OPEN SPACES WHERE DOGS ARE PROHIBITED UNLESS ON A LEAD AND RESTRICTED TO FOOTPATHS

- (c) the grounds surrounding the Bowl, King George V Park and the National Sports Centre, Groves Road;
- (d) Borough of Douglas Lawn Cemetery;
- (c) Douglas Borough Cemetery;
- (d) Falcon Rose Gardens;
- (e) Noble’s Park excluding any open spaces in Nobles Park specified in Part 1 of Schedule 2;
- (f) Pulrose Golf Course;
- (g) Sunken (Marine) Gardens, Loch Promenade excluding the children’s play area;
- (h) Summerhill Glen; and
- (i) Villa Marina Gardens and grounds.

SCHEDULE 3

[Byelaw 7]

PART 1**OPEN SPACES FROM WHICH DOGS' FAECES MUST BE REMOVED**

- (a) Borough of Douglas Lawn Cemetery;
- (b) Douglas Borough Cemetery;
- (c) Pulrose Golf Course;
- (d) Noble's Park;
- (e) Sunken (Marine) Gardens, Loch Promenade excluding the children's play area;
- (f) The grounds surrounding the Bowl, King George V Park and the National Sports Centre, Groves Road;
- (g) Summerhill Glen;
- (h) Falcon Rose Gardens;
- (i) Douglas Head;
- (j) The area known as the Old Noble's Plot or Central Community Health Centre/Kensington Road Health Centre, excluding the grounds of Henry Bloom Noble Primary School;
- (k) Villa Marina Gardens and grounds;
- (l) The whole of the area surrounding Crookall House (formerly Jane Crookall Maternity Wing and the Nurses Home);
- (m) Finch Hill recreation ground;
- (n) All the open spaces specified in Part 1 of Schedule 2; and
- (o) All other open spaces owned by, or under the management and control of the Corporation, or owned by the Department of Infrastructure, including any grassed or planted areas within residential estates.

PART 2**BEACHES FROM WHICH DOGS' FAECES MUST BE REMOVED**

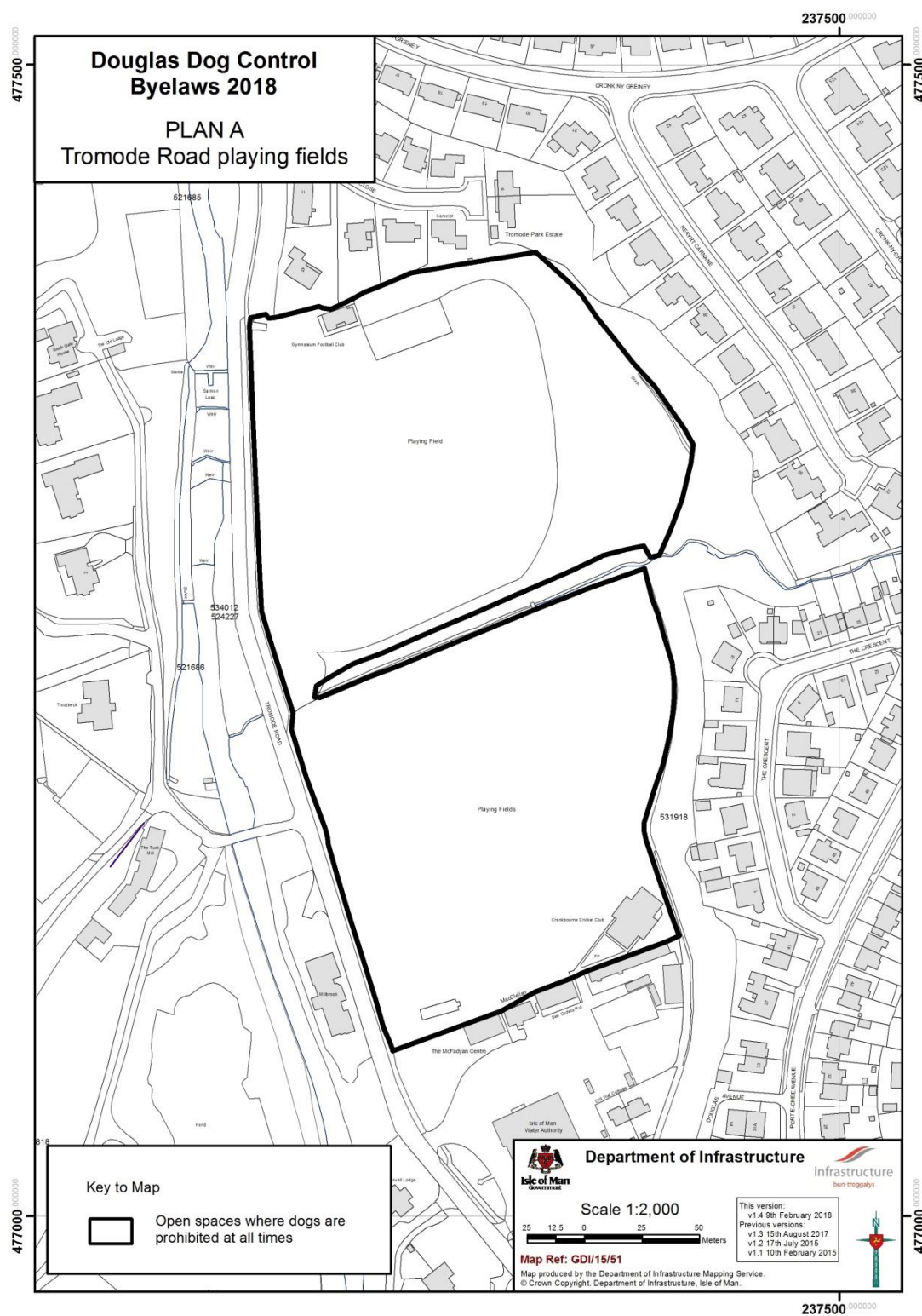
- (a) The whole of Douglas Beach (including the foreshore, all steps, slipways or other ways leading from the promenades to the beach) between Pollock Rocks, near Victoria Pier, and a line drawn at right angles to the sea wall through the southern end of the Manx Electric Railway terminus at Derby Castle; and
- (b) the beach at Port Skillion.

PART 3**CAR PARKS FROM WHICH DOGS' FAECES MUST BE REMOVED**

- (a) Shaw's Brow;
- (b) Bottleneck;
- (c) Pulrose Road (Bowl);
- (d) Chester Street;
- (e) Drumgold Street;
- (f) Bath Place/ Parade Street;
- (g) Lord Street;
- (h) National Sports Centre, Groves Road;
- (i) King George V Park (outside the Bowl);
- (j) South Quay;
- (k) the Tongue;
- (l) Sea Terminal; and
- (m) Victoria Pier and approach road.

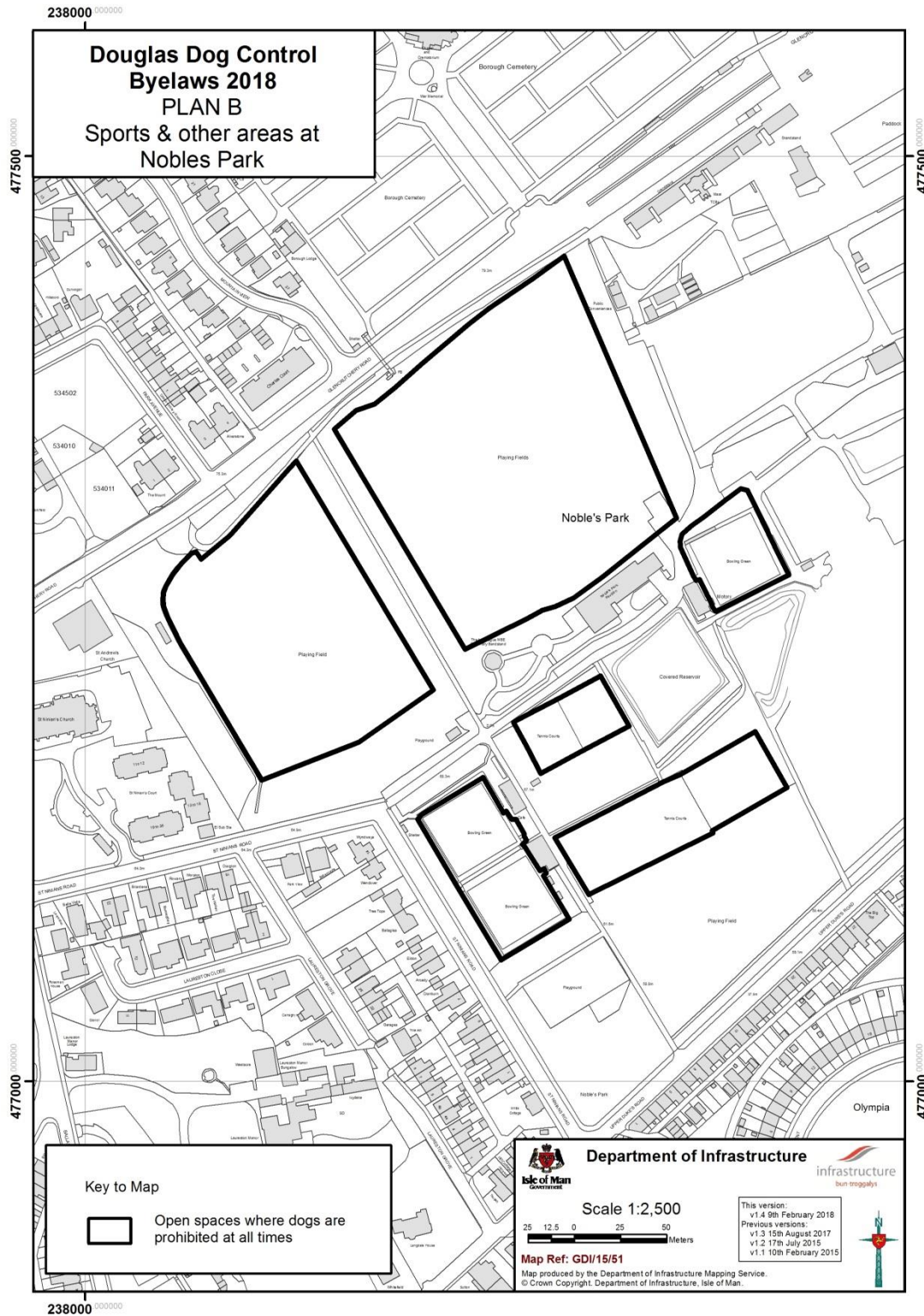
SCHEDULE 4

PLAN A – TROMODE ROAD PLAYING FIELDS



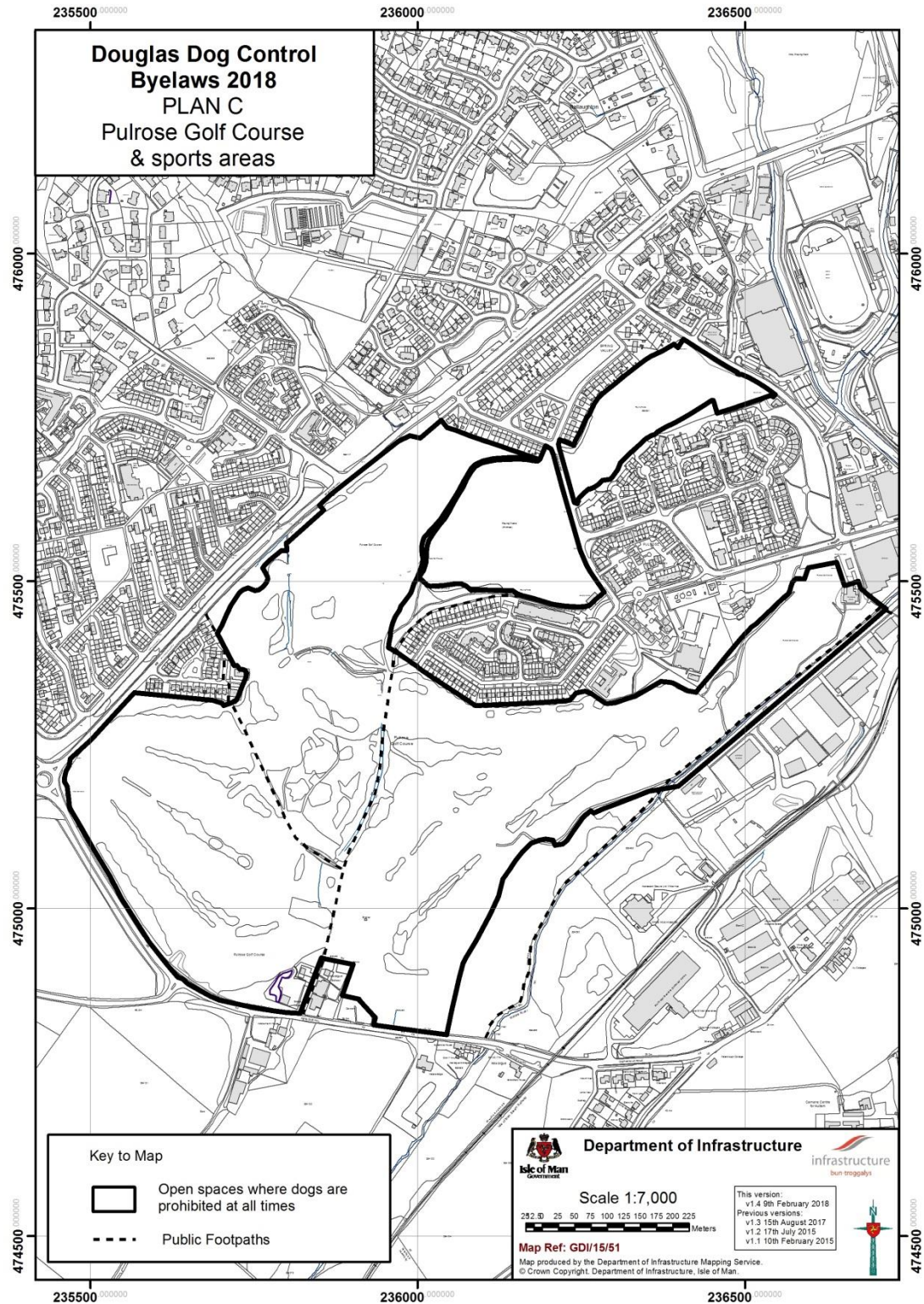
SCHEDULE 5

PLAN B – SPORTS & OTHER AREAS AT NOBLE'S PARK



SCHEDULE 6

PLAN C – PULROSE GOLF COURSE & SPORTS AREAS

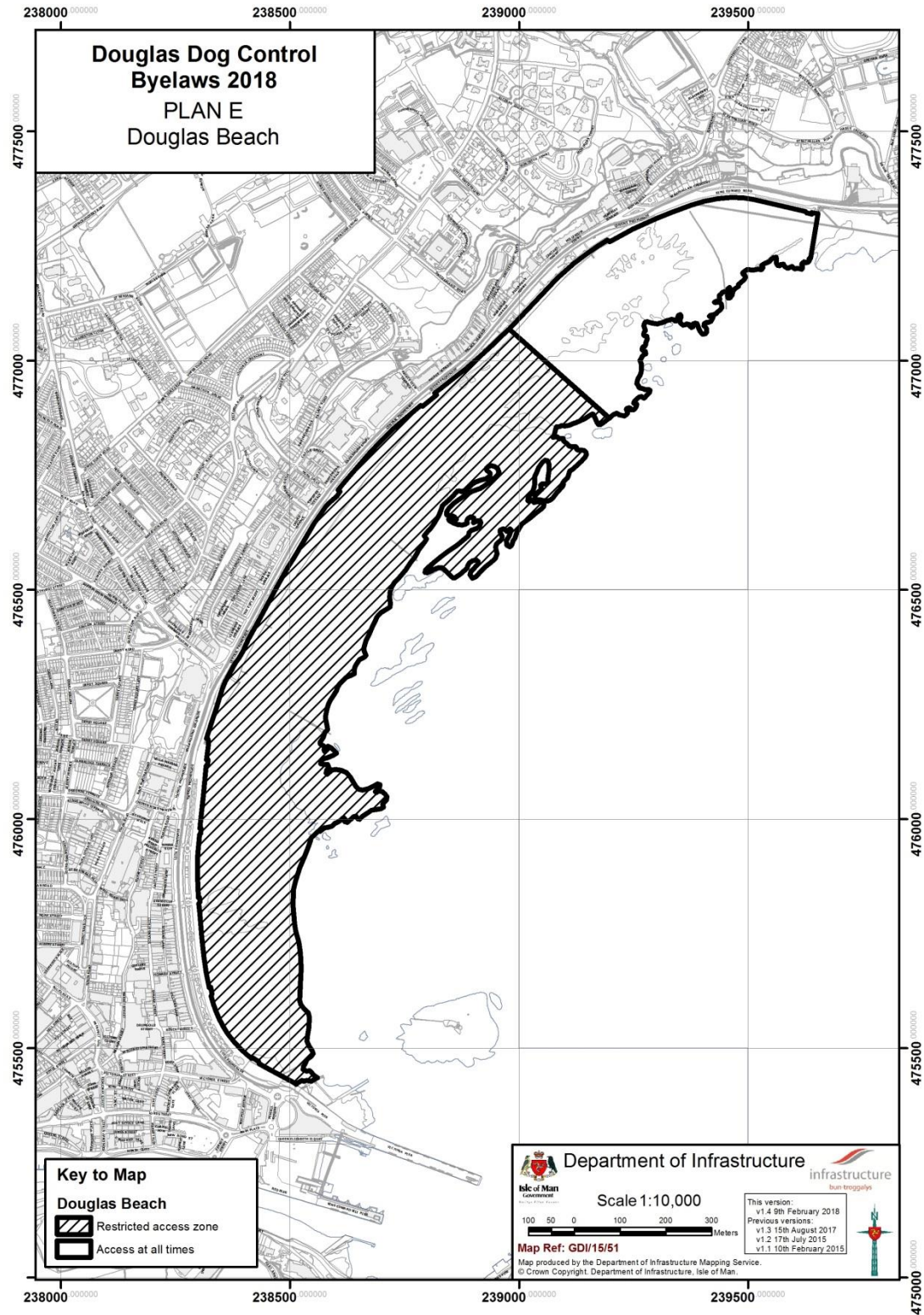


PLAN D – TOT LOT & CHILDREN’S PLAYGROUND IN NOBLE’S PARK



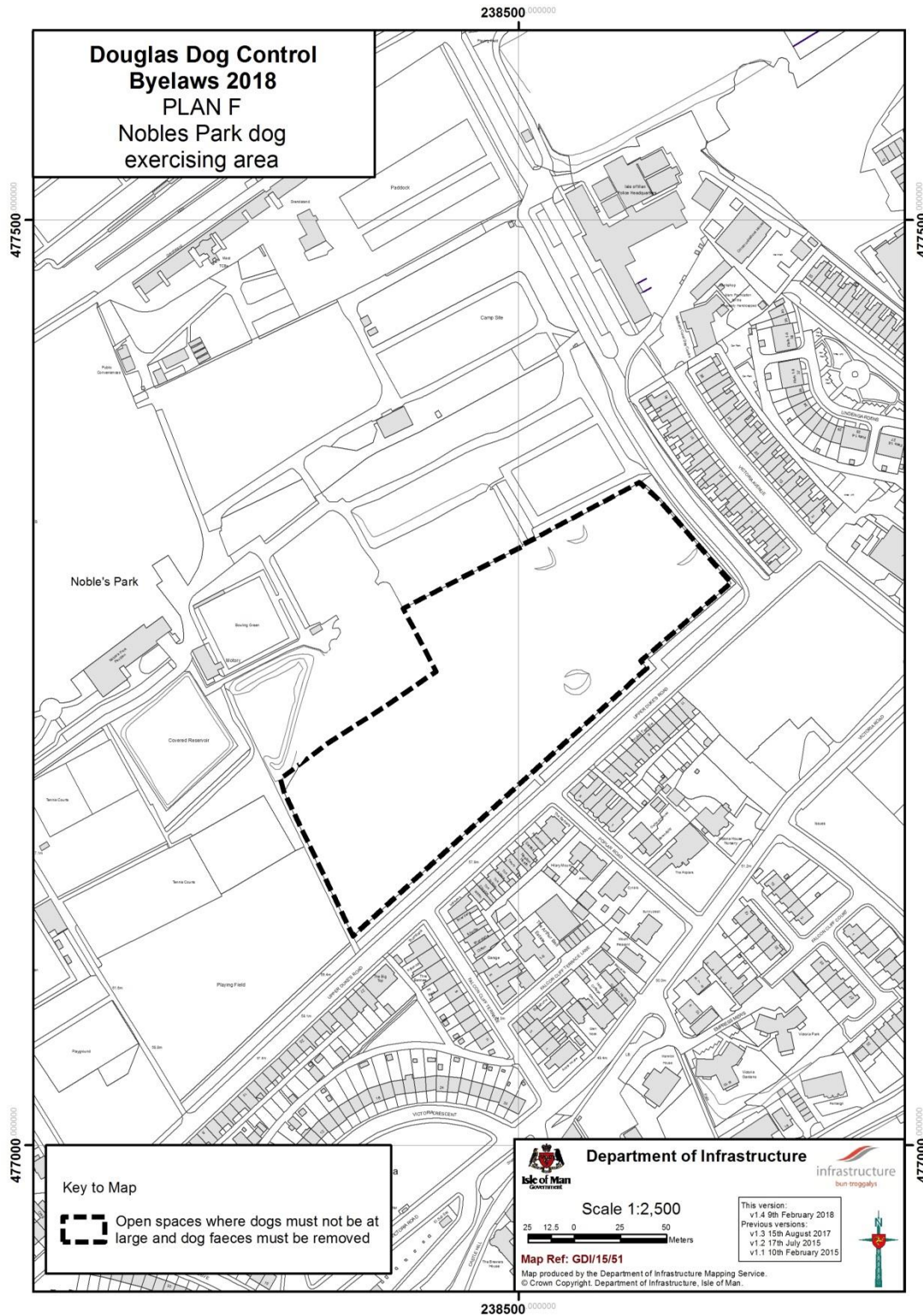
SCHEDULE 8

PLAN E – DOUGLAS BEACH



SCHEDULE 9

PLAN F – NOBLE'S PARK DOG EXERCISING AREA



SCHEDULE 10

PLAN G – DOUGLAS HEAD



*EXPLANATORY NOTE**(This note is not part of the Byelaws)*

These Byelaws impose controls on dogs in certain parts of the Borough of Douglas. Dogs are prohibited from the open spaces and beach and must be on a lead in certain open spaces described in Schedule 1. Dogs may not be at large in the open spaces and beaches described in Schedule 2. Additionally, dog faeces must also be removed from any highway within its district which consists of or comprises a carriageway and from the open spaces, beaches and car parks described in Schedule 3.

Dogs are permitted access at all times (but must not be at large) to that part of Douglas beach between the steps opposite Switzerland Road and the northerly end of the beach opposite the Manx Electric Railway terminus.

These Byelaws expire 10 years after the date the Byelaws are made, if not revoked earlier.

Any person guilty of an offence under these Byelaws may be liable to a penalty as specified in the Dogs Act 1990.