

## **Spelthorne Borough Council**

### **The Anti-Social Behaviour, Crime and Policing Act 2014, Part 4, Section 59**

#### **The Spelthorne Public Spaces Protection Order (Dog Control)**

Spelthorne Borough Council ('the Council') in exercise of the power under section 59 of the Anti-Social Behaviour Crime and Policing Act 2014 ('the Act') and being satisfied that the conditions set out in section 59 have been met, makes the following order.

This order comes in force on 19<sup>th</sup> January 2024 and will remain in force for a period of three years from the date unless extended by further order under the Council's statutory powers.

#### **Offences**

##### **1. Dog exclusion areas**

A person in charge of a dog shall be guilty of an offence if, at any time, they take the dog onto, or permit the dog to enter or remain on, any land described in Schedule 1 of this Order (which includes specified children's play areas, ball courts, multi games court, tennis courts etc.) unless:

- (a) that 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 given consent (generally or specifically) to them failing to do so; or
- (c) that person is subject to the exemptions listed in paragraph 7 below.

##### **2. Dog Fouling**

A person shall be guilty of the offence if they are in charge of a dog, who defecates on land within the Borough of Spelthorne as specified in Schedule 2 and fails to remove the faeces from the land forthwith unless:

- (a) that person 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; or
- (c) that person is subject to the exemptions listed in paragraph 7 below.

### **3. Professional dog walkers limit to four dogs**

A person must not walk or exercise more than four dogs at any given time in the areas described in Schedule 3 of this Order unless:

- (a) that person has a reasonable excuse for doing so; or
- (b) the owner, occupier or other person or authority having control of the land has consented to that person doing so; or
- (c) that person is subject to the exemptions listed in paragraph 7 below.

### **4. Dogs on Leads by Direction**

A person in charge of a dog shall be guilty of an offence, if, at any time on land within the Borough of Spelthorne as specified in Schedule 3, if they fail to keep their dog(s) on leads at all times and fail to comply with any direction given to them by an Authorised Officer of the Council, Police Officer or PSCO (Police Community Support Officer) to put or keep the dog on a lead unless:

- a) that person 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.

An Authorised Officer, Police Officer or PSCO may only give direction under this Order if such restraint is reasonably necessary to prevent a nuisance or the Authorised Officer, Police Officer or PSCO considers the behaviour by the dog to be such that it is likely to cause annoyance or disturbance to any person or animal. A direction under this section can be given following an incident or complaint in relation to the behaviour of a dog.

### **5. Dogs on Leads**

A person shall be guilty of the offence if at any time on land referred to in Schedule 4 of this order, they do not keep the dog on a lead unless:

- (a) that 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 their failing to do so.

## **6. Carrying suitable means for proper disposal of dog faeces**

A person in charge of a dog on land referred to in Schedule 5 of this order, shall be guilty of an offence if at the time they do not comply with a direction given to them by an Authorised Officer of the Council to produce a device for, or other means of, removing dog faeces and transporting it to a bin (whether or not the dog has defecated), where the Authorised Officer has determined that that person has breached any of the Schedules contained within this Order, unless:

- (a) that person has a reasonable excuse for doing so; or
- (b) the owner, occupier or other person or authority having control of the land has consented to that person doing so; or
- (c) that person is subject to the exemptions listed in paragraph 7 below.

## **7. Exemptions**

Nothing in this Order shall apply to a person who is –

- (a) A disabled person within the meaning of the Equality Act 2010 whose disability restricts their ability to comply with this Order and where the dog is their guide dog or assistance dog, which they rely on and has been trained by an appropriate registered charity;
- (b) Training an assistance dog in an official capacity; or
- (c) In charge of a dog used by the police, emergency services, Armed Forces or other agencies permitted by the Council for official purposes.

For the purpose of this Order –

- (a) A person who habitually has a dog in their 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) Placing the faeces in a receptacle on the land which is provided for that purpose or for the disposal of waste, shall be sufficient removal from the land;
- (c) Being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device for or other suitable means of removing the faeces shall not be a reasonable excuse for failing to remove the faeces;

- (d) An 'Authorised Officer of the Council' means an employee of Spelthorne Borough Council who is authorised in writing by Spelthorne Borough Council for the purpose of giving direction or the issuing of a fixed penalty notice under this order.

## **8. Penalty**

Any person who without reasonable excuse fails to comply with this Order shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Any Authorised Officer may issue a fixed penalty notice to anyone he/she has reason to believe has committed an offence under section 67 of the Act in relation to this Order.

The COMMON SEAL of  
SPELTHORNE BROUGH COUNCIL  
was hereunto affixed in the in the  
presence of:

.....  
Authorised Signatory

### Schedule 1 – Dog Exclusion Areas

	Location	Extent of the Restricted Area subject to dog exclusion
1.	Alexandra Park, Alexandra Road, Ashford, TW15 1TP	Fenced play area
2.	Ashford Recreation Ground, Clockhouse Lane and Rosary Gardens, Ashford, TW15 2HH	Fenced play area Tennis courts Multi Games Court
3.	Bishop Duppas Park, Walton Bridge Road and Russell Road, Shepperton TW17 8NR	Fenced play area Tennis courts
4.	Cedars Recreation Ground, Green Street, Sunbury-on-Thames, TW16 6QQ	Fenced play area Tennis courts
5.	Charlton Village play area, Hetherington Road, Shepperton TW17 0SW	Fenced play area Fenced Ball Court (whole area)
6.	Donkey Meadow, Gaston Bridge Road, Shepperton, TW17 8HA	Fenced play area
7.	Explorer Avenue play area, Explorer Avenue, Stanwell, TW19 7SS	Fenced play area's Multi Games Court
8.	Feltham Hill Road Park, Saxon Road and Feltham Hill Road, Ashford, TW15 1LN	Fenced play area
9.	Fordbridge Park, Kingston Road, Ashford, TW15 3SJ	Tennis courts
10.	Greenfield Park, Middle Green, Bingham Drive, Laleham, TW18 1QX	Fenced play area
11.	Groveley Road Recreation Ground, Groveley Road, Sunbury-on-Thames TW16 7NW	Fenced play area
12.	Halliford Park, Upper Halliford Road, Shepperton, TW17 8SN	Fenced play area
13.	Hengrove Park, Station Crescent, Ashford, TW15 3HN	Multi games court Fenced play area
14.	Kenyngton Manor Recreation Ground, Bryony Close, Sunbury-on-Thames, TW16 7RH	Fenced play area Multi games court Fenced ball courts
15.	Laleham Park, Shepperton Road and Thames Side, Laleham TW18 1SS	Fenced play areas
16.	Lammas Recreation Park, Wraysbury Road and Church Road, Staines-upon-Thames, TW18 4XZ	Fenced play area (splash park) Fenced playground Tennis courts

17.	Littleton Recreation Ground, Laleham Road, Shepperton TW17 0JS	Multi games court Fenced play area
18.	Long Lane Recreation Ground, Cordelia Gardens and Cranford Avenue, Stanwell, TW19 7ER	Fenced play area Fenced ball court
19.	Moormead Playground, Waters Drive, Staines-upon-Thames, TW18 4RN	Fenced play area
20.	Old Bathing Station, Fordbridge Road, Sunbury-on-Thames, TW16 6AW	Fenced play area
21.	Shepperton Recreation Ground, Glebelands Garden and Grove Road, Shepperton TW17 9DH	Fenced play area
22.	Shepperton Skate Park, Shepperton Court Drive, Shepperton TW17 8EJ	Skate park (whole area)
23.	Spelthorne Grove, Sunbury, TW16 7DB	Fenced play area
24.	Stanwell Moor Recreation Ground, Horton Road, Stanwell, TW19 6AQ	Fenced play area Multi games court
25.	Stanwell Recreation Ground, Oaks Road, Stanwell TW19 7LL	Fenced play area (whole area)
26.	Staines Park, Knowle Green and Commercial Road, Staines-upon-Thames TW18 2QJ	Fenced play area Tennis courts
27.	Studios Road, Shepperton, TW17 0QW	Fenced Play area (whole area)
28.	Sunbury Park, The Walled Garden and Orchard Meadow, Thames Street, Sunbury-on-Thames, TW16 6AB	Walled Garden Fenced natural play area and Meadow
29.	Sunbury Skate Park, Sunbury-on-Thames TW16 6SB	Skate park (whole area)
30.	Victory Close, Victory Close, Stanwell, TW19 7BU	Fenced play area
31.	Village Park, Hadfield Road, Stanwell, TW19 7JQ	Fenced play area
32.	Wickets playground, The Wickets, Woodthorpe Road, Ashford, TW15 2RR	Fenced play area (whole area)
33.	Woodthorpe Recreation Ground, Woodthorpe Road, Ashford, TW15 3LQ	Fenced play area

## **Schedule 2 - Fouling of Land by Dogs**

Schedule 2 applies to all land which is within the administrative area of Spethorne Borough Council and which is-

- (a) Open to the air (which includes land that is covered but open to the air on at least one side) and
- (b) To which the public are entitled or permitted to have access with or without payment.

### Schedule 3- Professional Dog Walkers and Dogs on Lead by Direction

	Location
1.	Alexandra Park, Alexandra Road, Ashford, TW15 1TP
2.	Ashford Recreation Ground, Clockhouse Lane and Rosary Gardens, Ashford, TW15 2HH
3.	Bishop Duppas Park, Walton Bridge Road and Russell Road, Shepperton TW17 8NR
4.	Brickle Green, Sunbury, TW16 5PN (open space)
5.	Cedars Recreation Ground, Green Street, Sunbury-on-Thames, TW16 6QQ
6.	Dumsey Meadow, Chertsey Bridge Road, KT16 8LF
7.	Donkey Meadow, Gaston Bridge Road, Shepperton, TW17 8HA
8.	Echleford Recreation Ground Queens Walk and Sandringham Avenue, Ashford, TW15 3JH
9.	Explorer Avenue play area, Explorer Avenue, Stanwell, TW19 7SS
10.	Feltham Hill Park, Saxon Road and Feltham Hill Road, Ashford, TW15 1LN
11.	Flower Pot Green, Sunbury, TW16 6AA (open space)
12.	Fordbridge Park, Kingston Road, Ashford, TW15 3SJ
13.	Fordbridge North (Shrublands) Recreation Ground, Woodthorpe Road, Ashford, TW15 3LQ
14.	Greenfield Park, Middle Green, Bingham Drive, Laleham, TW18 1QX
15.	Groveley Road Recreation Ground, Groveley Road, Sunbury-on-Thames TW16 7NW
16.	Halliford Park, Upper Halliford Road, Shepperton, TW17 8SN
17.	Hengrove Park, Station Crescent, Ashford, TW15 3HN
18.	Kenyngton Manor Recreation Ground, Bryony Close, Sunbury-on-Thames, TW16 7RH
19.	Kingslawn and Church Wharf, Sunbury, TW16 6AF (open space)



20.	Laleham Park, Shepperton Road and Thames Side, Laleham TW18 1SS
21.	Lammas Recreation Park, Wraysbury Road and Church Road, Staines-upon-Thames, TW18 4XZ
22.	Lauser Road Park - Town Lane, Town Lane and Lauser Road, Stanwell, TW19 7PT
23.	Littleton Recreation Ground, Laleham Road, Shepperton TW17 0JS
24.	Littleton Green, Shepperton, TW17 0QP (open space)
25.	Long Lane Recreation Ground, Cordelia Gardens and Cranford Avenue, Stanwell, TW19 7ER
26.	Lower Halliford Green, Shepperton, TW17 8SD (open space)
27.	Memorial Gardens, Staines-upon-Thames, Staines TW18 4EA
28.	Moormead Playground, Waters Drive, Staines-upon-Thames, TW18 4RN
29.	Nuthatch Playground, Nuthatch Close, Stanwell, TW19 7BN
30.	Old Bathing Station, Fordbridge Road, Sunbury-on-Thames, TW16 6AW
31.	Rivermead Island, Sunbury, TW16 5QY (Open space)
32.	Russell Road Greens, Shepperton. TW17 8NR
33.	Scott Freeman Gardens, Church Rd, Shepperton, Stanwell, Ashford TW15 3DZ
34.	Shepperton Recreation Ground, Glebelands Garden and Grove Road, Shepperton TW17 9DH
35.	Fordbridge North (Shrublands) Recreation Ground, Woodthorpe Road, Ashford, TW15 3LQ
36.	Spelthorne Grove, Sunbury, TW16 7DB (Open space)
37.	Splash Meadow, Shepperton TW17 8BS
38.	Staines Park, Knowle Green and Commercial Road, Staines-upon-Thames TW18 2QJ
39.	Stanwell Churchyard, Stanwell, TW19 7PT (Open spaces)
40.	Stanwell Moor Recreation Ground, Horton Road, Stanwell, TW19 6AQ
41.	Stanwell Recreation Ground, Oaks Road, Stanwell TW19 7LL
42.	Stanwell Village Green, Stanwell, TW19 7JS (open space)

43.	Studios Road, Shepperton, TW17 0QW
44.	Sunbury Park, Thames Street, Sunbury-on-Thames, TW16 6AB
45.	Towing Path Greens, Shepperton, TW17 9LJ (Open space)
46.	Upper Halliford Green, Shepperton, TW17 8SD (Open space)
47.	Victory Close, Victory Close, Stanwell, TW19 7BU
48.	Village Park, Hadfield Road, Stanwell, TW19 7JQ
49.	Windmill Green, Shepperton, TW17 8LS (Open space)
50.	Woodthorpe Recreation Ground, Woodthorpe Road, Ashford, TW15 3LQ

## **Schedule 4- Dogs on Lead**

### **Car parks**

	Location
1.	Abbey Drive car park, Laleham, TW18 1SR
2.	Ashford Multi-storey Car Park- Church Road (High Street), Ashford TW15 2TY
3.	Dumsey Meadow car park, Chertsey Bridge Road, KT16 8LF
4.	Elmsleigh MSCP, Staines-upon-Thames, TW18 4TL
5.	Elmsleigh Road car park, Staines-upon-Thames, TW18 4QW
6.	Elmsleigh surface car park, Staines-upon-Thames, TW18 4TL
7.	Kingston Road car park, Staines-upon-Thames, TW18 4LQ
8.	Laleham Park and Thameside car park, Laleham, TW18 1SS
9.	Lammas Recreation Ground car park, Staines-upon-Thames, TW18 4UA
10.	Manor Park car park, Shepperton, TW17 9JT
11.	Riverside surface car park, Thames Street, Staines-upon-Thames, TW18 4TA
12.	Shepperton Village Hall car park, High Street, Shepperton, TW17 9AU
13.	Tothill MSCP, Elmsleigh Road, Staines-upon-Thames TW18 4PN

### **Cemeteries**

	Location
14.	Ashford Burial Ground, London Road, Stanwell, TW15 3AF
15.	Sunbury Cemetery, Green Way, Sunbury on Thames, TW16 6NW

16.	Staines Cemetery, London Road Staines-upon-Thames, TW18 4JN
17.	Stanwell Burial Ground, Town Lane, Stanwell, TW19 7PT

### **Leisure Centres**

	Location
17.	Spelthorne Leisure Centre, Knowle Green, Staines-upon-Thames TW18 1AJ
18.	Sunbury Leisure Centre, Nursery Road, Sunbury-on-Thames TW16 6LG

## **Schedule 5 – Means to pick up dog faeces**

Schedule 2 applies to all land which is within the administrative area of Spethorne Borough Council and which is-

- (a) Open to the air (which includes land that is covered but open to the air on at least one side) and
- (b) To which the public are entitled or permitted to have access with or without payment.

**Schedule 6 – Map of administrative area of Spelthorne Borough Council**



