

 <b>Executive – 30<sup>th</sup> May 2012</b>		<b>Agenda Item No.</b>  <b>6C</b>
<b>Title</b>	The Dogs Exclusion Order 2011	
<b>For further information about this report please contact</b>	Richard Hall (01926 456700) Grahame Helm (01926 456714)	
<b>Wards of the District directly affected</b>	Bishop's Tachbrook	
<b>Is the report private and confidential and not for publication by virtue of a paragraph of schedule 12A of the Local Government Act 1972, following the Local Government (Access to Information) (Variation) Order 2006?</b>	No	
<b>Date and meeting when issue was last considered and relevant minute number</b>	Executive – 18 <sup>th</sup> April 2012	
<b>Background Papers</b>		

<b>Contrary to the policy framework:</b>	No
<b>Contrary to the budgetary framework:</b>	No
<b>Key Decision?</b>	No
<b>Included within the Forward Plan? (If yes include reference number)</b>	No
<b>Equality &amp; Sustainability Impact Assessment Undertaken</b>	Yes

<b>Officer/Councillor Approval</b>		
<b>Officer Approval</b>	<b>Date</b>	<b>Name</b>
Chief Executive/Deputy Chief Executive	14.05.2012	Chris Elliott
Head of Service	02.05.2012	Richard Hall
CMT	14.05.2012	Bill Hunt
Section 151 Officer		
Monitoring Officer		
Finance		Mike Snow
Portfolio Holder(s)	02.05.2012	Michael Coker
<b>Consultation &amp; Community Engagement</b>		
The draft orders were subject to public consultation prior to being approved.		
<b>Final Decision?</b>		Yes
<b>Suggested next steps (if not final decision please set out below)</b>		

## 1. **SUMMARY**

- 1.1 At the Executive meeting on 18<sup>th</sup> April 2012, a list of play areas requested by Parish Councils to be included in the Dogs Exclusion (Warwick District Council) Order 2011 was recommended for approval.
- 1.2 Councillor Brookes requested that the Portfolio Holder also include the toddlers' play area, The Meadow (off Kingsley Road), Bishop's Tachbrook on this list. However due to the need to abide by scrutiny processes, it was proposed that a report be brought back to the May Executive meeting.

## 2. **RECOMMENDATION**

- 2.1 That the toddlers' play area, The Meadow (off Kingsley Road), Bishop's Tachbrook be included in section 1 of the Schedule in the Dogs Exclusion (Warwick District Council) Order 2011.

## 3. **REASONS FOR THE RECOMMENDATION**

- 3.1 In response to a request from the Ward Member.

## 4. **POLICY FRAMEWORK**

- 4.1 **Policy Framework** – This report does not bring forward any changes to the policy framework
- 4.2 **Fit for the Future** – The Council's purpose is to improve the quality of life for everyone who lives in, works in or visits Warwick District. With our partners, we aspire to build sustainable, safer, stronger and healthier communities. Ensuring that effective steps are taken to promote responsible dog ownership will contribute to these aims.

## 5. **BUDGETARY FRAMEWORK**

- 5.1 It is anticipated that enforcement will be absorbed as part of the Council's routine regulatory activity, primarily by the Council's Dog Warden but with support from other council officers and police community support officers.

## 6. **ALTERNATIVE OPTION(S) CONSIDERED**

- 6.1 Not to include the site in section 1 of the Schedule in the Dogs Exclusion (Warwick District Council) Order 2011.

## 7. **BACKGROUND**

- 7.1 Section 1 of the Schedule in the Dogs Exclusion (Warwick District Council) Order 2011 includes –

"Any clearly demarcated children's play areas, paddling pools, bowling greens, multi use game areas, tennis courts, or putting greens signed as a "dog exclusion zone" (whether the sign uses those particular words and/or symbols having like effect." The Executive resolved that prior approval must be given before including any further sites in the Order.

- 7.2 Defra guidance advises that local authorities should consider how easy a dog exclusion order would be to enforce. These will be easier to enforce if the land is enclosed but the guidance also states that such orders should not be ruled out for unenclosed land where a special case for them can be made, for example to provide dog-free sections on beaches. The Dog Control Orders (Procedures) Regulations 2006 provides the legal requirement that, where practical, signs must be placed on the land which is subject to the Order.
- 7.3 Officers have assessed the site and are satisfied that it meets the criteria described in paragraphs 7.1 and 7.2 above.