

APPENDIX 3 - PUBLIC SPACES PROTECTION ORDER WITH RESTRICTIONS RELATING TO DOGS.

EXEMPTIONS FOR OFFENCES

(DEFINITIONS OF ASSISTANCE DOGS AS USED BY MOLE VALLEY DISTRICT COUNCIL)

Nothing in this Order shall apply to a person who –

- a) Is registered as a blind person on a register compiled under section 29 of the National Assistance Act 1948; or
- b) Is deaf, in respect of a dog trained by Hearing Dogs for Deaf People (registered charity number 293358) and upon which he relies for assistance; or
- c) Has a physical or mental impairment which has a substantial and long term adverse effect on the ability to carry out normal day-to-day activities, in respect of a dog trained by any current or future members of Assistance Dogs UK or any other charity registered in the UK with a purpose of training assistance dogs and upon which he relies for assistance.
- d) Has a physical or mental impairment which has a substantial and long term adverse effect on the ability to carry out normal day-to-day activities and in the reasonable opinion of the Council that person relies upon the assistance of the dog in connection with their disability.

For the purpose of this Order:-

- A person who habitually has a dog in his possession shall be taken to be in charge of the dog at any time unless at the time of the offence, some other person is in charge of the dog;
- Placing the faeces in a receptacle on the land which is provided for the purpose, or for the disposal of waste, shall be sufficient removal from the Restricted Area.
- 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.