



## **EAST LINDSEY DISTRICT COUNCIL PUBLIC SPACE PROTECTION ORDER**

Notice is hereby given of the intention of East Lindsey District Council to enforce Orders pursuant to its powers under sections 59, 67 & 68 of the Anti-Social Behaviour, Crime and Policing Act 2014 in relation to Environmental Crime & Dog Control. This Order supersedes the previous East Lindsey District Dog Control Order 2008 & The Public Space Protection Order 2020.

This Order applies to all land, which is within the administrative area of East Lindsey District Council ('the Council').

This Order is effective for three years beginning on the 6<sup>th</sup> November 2021.

### **Dog Control**

#### **1(a) Removal of Dog Faeces**

This Order makes it an offence not to remove dog faeces from the following areas:

- Any public road;
- Any private road to which the public have access (unless the owner of the road declares that he or she does not wish the Order to cover it);
- Any public footpath;
- Any private footpath to which the public have access (unless the owner of the footpath declares that he or she does not wish the Order to cover it);
- Any other land, which is open to the air and to which the public are entitled or permitted to have access (with or without payment).

#### **1(b) Means to Remove Dog Faeces**

A person in charge of a dog on any land detailed in Part 1(a) of this Order, must comply with a direction given to them by an Authorised Person, to produce, when requested, a device or other suitable means of removing dog faeces and transporting it to a bin (whether or not the dog has defecated). Failure to produce a suitable means for removal of faeces on demand is an offence.

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Please note that "Person in charge" of a dog means a person who has the dog in his/her possession, care or company at the time the relevant offence is committed, or the person who habitually has the dog in his/her possession, care or company.

### **2) Seasonal Beach Ban Areas**

This Order enforces Seasonal Beach Bans:

- To ban all dogs on the beaches identified below and as outlined and shaded blue on maps contained within this Order from 1<sup>st</sup> May to 30<sup>th</sup> September in any same year:

- I. Skegness**
- II. Sutton on Sea**
- III. Mablethorpe**

Please see Appendices i, ii & iii for Seasonal Beach Ban location maps

### **3) Dogs on Leads Areas**

This Order requires all dogs to be placed and kept on a lead on the following Promenades, in line with the Seasonal Beach Ban areas:

- Promenade, Skegness            1<sup>st</sup> May – 30<sup>th</sup> September
- Promenade, Sutton on Sea    1<sup>st</sup> May – 30<sup>th</sup> September
- Promenade, Mablethorpe    1<sup>st</sup> May – 30<sup>th</sup> September

Please see Appendices i, ii & iii for location maps.

### **4) Children's Play Areas & Paddling Pools**

This Order excludes dogs permanently from the following areas:

- Any fully enclosed and fenced designated children's play area containing play equipment within the area of East Lindsey District Council.

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- Any of the following Paddling Pools at our seaside towns:

Skegness - Fairy Dell Paddling Pool;  
Sutton on Sea – York Road Pleasure Gardens Paddling Pool;  
Mablethorpe - Queen’s Park Paddling Pool

Please see Appendices iv, v & vi for Paddling Pool location maps.

### **5) Dogs on Lead by Direction**

- It is an offence not to place and keep a dog on a lead when requested to do so by an appropriately Authorised Person. This applies to any public open spaces as identified in the Order. This direction can be exercised when an Authorised Person feels that a dog is out of control or is causing alarm or distress to members of the public.

### **Town & Parish Council Dog Restrictions:**

The following restrictions are also included in the Public Space Protection Order (PSPO) on the basis that the relevant Town and Parish Councils are responsible for any necessary enforcement in their own area. The below Town & Parish Councils have applied for Authorised Persons to enforce the PSPO on behalf of East Lindsey District Council.

### **6) Chapel St Leonards Parish Council restrictions:**

- To ban all dogs on the beach 200 metres either side of the Main Pullover in Chapel St Leonards as outlined and shaded blue on the appendix contained within this order from 1<sup>st</sup> May to 30<sup>th</sup> September in any same year;
- Dogs must be placed and kept on a lead at all times on the Promenade between Chapel Point and Trunch Lane;
- Dogs must be placed and kept on a lead at all times on the Village Green at Chapel St Leonards;
- Dogs must be placed and kept on a lead at all times in the Cemetery and Church Yard at Chapel St Leonards
- Dogs must be placed and kept on a lead at all times on Land owned by Chapel St Leonards Parish Council at Chapel Point, to include Car Park, Grassed Area used for Picnics, Walkways & Ramps.

Please see Appendices vii, viii, ix, x & xi for location maps.



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### **Exemptions**

There are exemptions for any person who:

- i. is registered as a blind person in a register compiled under section 29 of the National Assistance Act 1948; or
- ii. is for the time being in charge of an Assistance Dog registered with Assistance Dogs UK and upon which he/she relies for assistance.

### **Enforcement of the Order**

It is an offence for a person without reasonable excuse to engage in any activity that is prohibited by this Order.

East Lindsey District Council Officers or any other person authorised in writing, who is working on behalf of a Parish Council referred to in this Order, will issue £100 Fixed Penalty Notices, under section 68 of the Act, to persons who fail to comply with any requirements of the Public Space Protection Order (PSPO). Anyone who fails to pay a Fixed Penalty Notice within the 14 day period may be prosecuted.

It is an offence for a person in charge of a dog to breach the Public Space Protection Order. In accordance with section 67 of the Act, any relevant person found to be in breach of the Order is liable on summary conviction in the Magistrates Court, to a maximum penalty of a level 3 fine (£1,000).

An 'Authorised Person' means any Police Constable, Police Community Support Officer, Council Officer (or an agent contractor appointed by them and/or any appropriately authorised person acting on behalf of the Parish Council) who must produce evidence of their identity upon request.

The Council is satisfied that the conditions set out in Section 59 (3) of the Act have been met. Namely, that the effect or likely effect of the required activities is, or is likely to be, of a persistent or continuing nature and that these activities are unreasonable and justify the restrictions imposed by this Order and that it is in all the circumstances expedient to make this Order for the purpose of reducing crime and/or anti-social behaviour in a public place.

### **APPEALS:**

In accordance with section 66 of the Act, any interested person who wishes to challenge the validity of this Order on the grounds that the Council did not have the power to make the Order or that a requirement under the Act has not been complied with may apply to the High Court within six weeks from the date upon which the Order is made.

**East Lindsey District Council Public Space Protection Order**

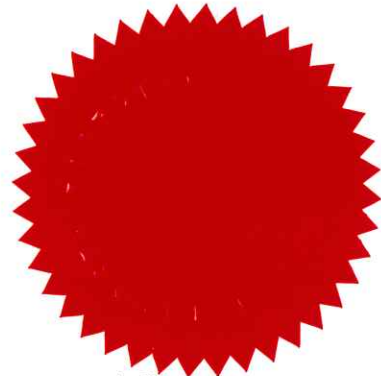
Signed:



**Robert Barlow**  
Chief Executive

East Lindsey District Council

Date: 16/11/2021.....



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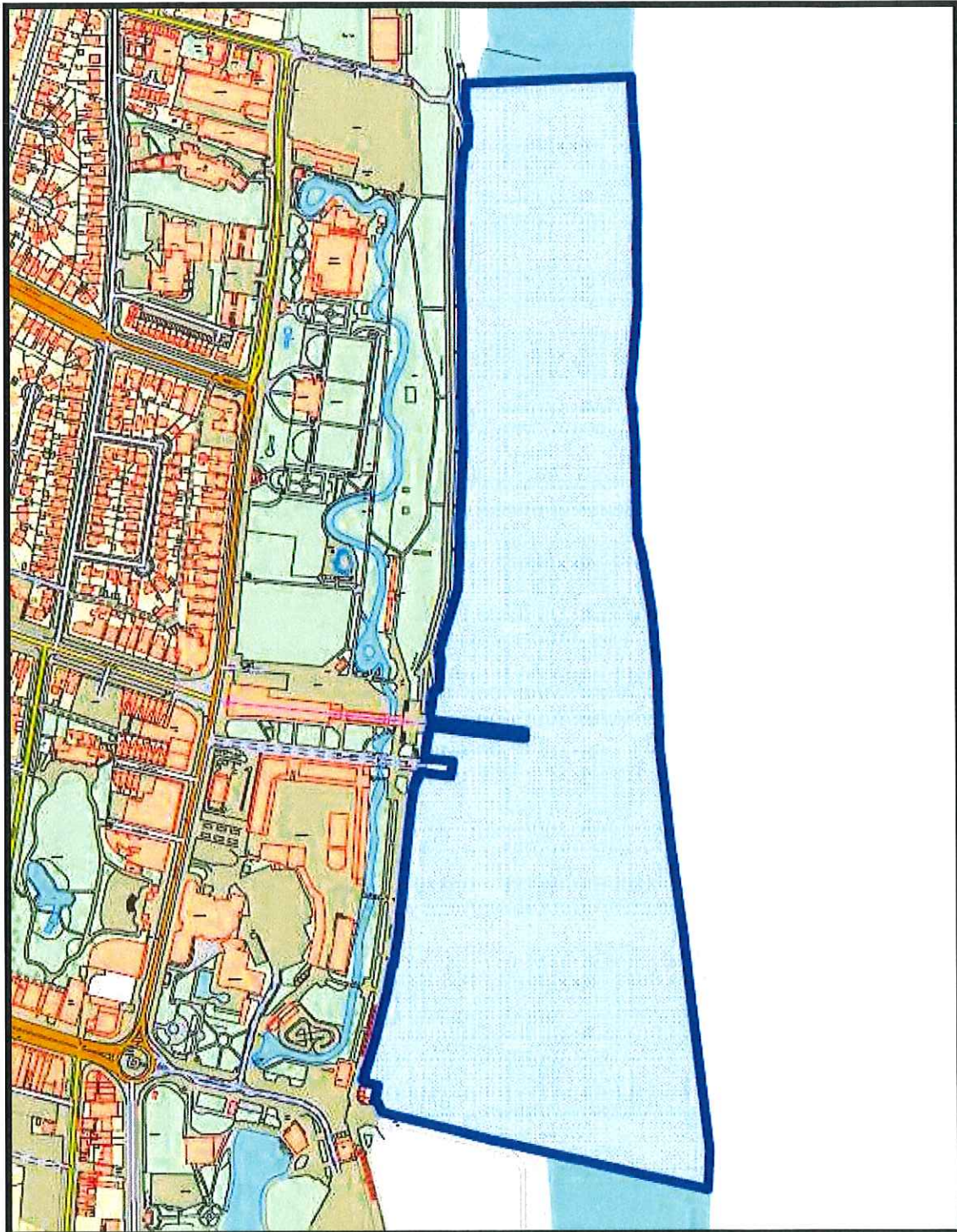


**Appendix i**

**SKEGNESS**

**SEASONAL DOG BAN AREA - BEACH**

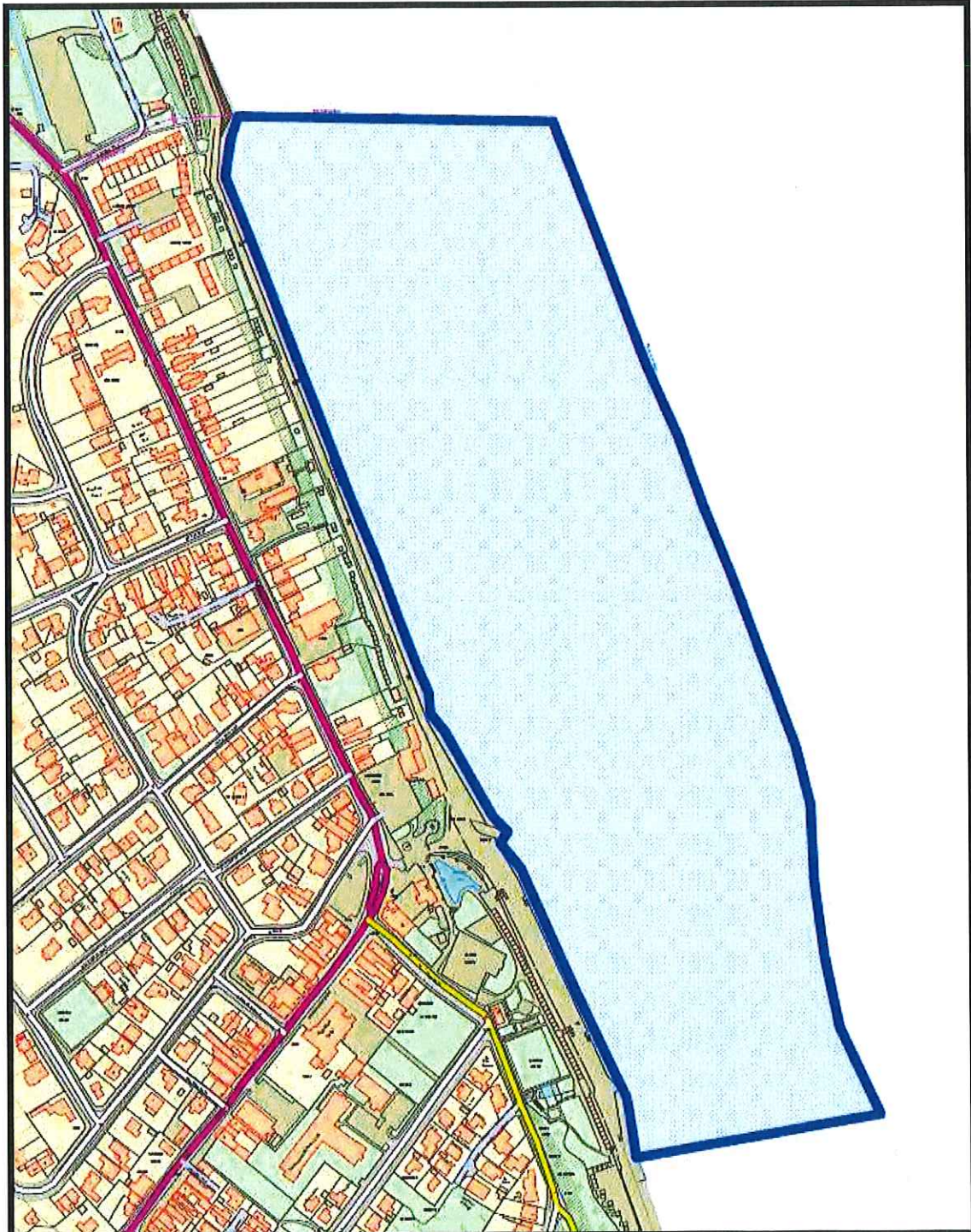
**SEASONAL DOGS ON LEADS AREA - PROMENADE**





**Appendix ii**

**SUTTON ON SEA**  
**SEASONAL DOG BAN AREA – BEACH**  
**SEASONAL DOGS ON LEADS AREA - PROMENADE**



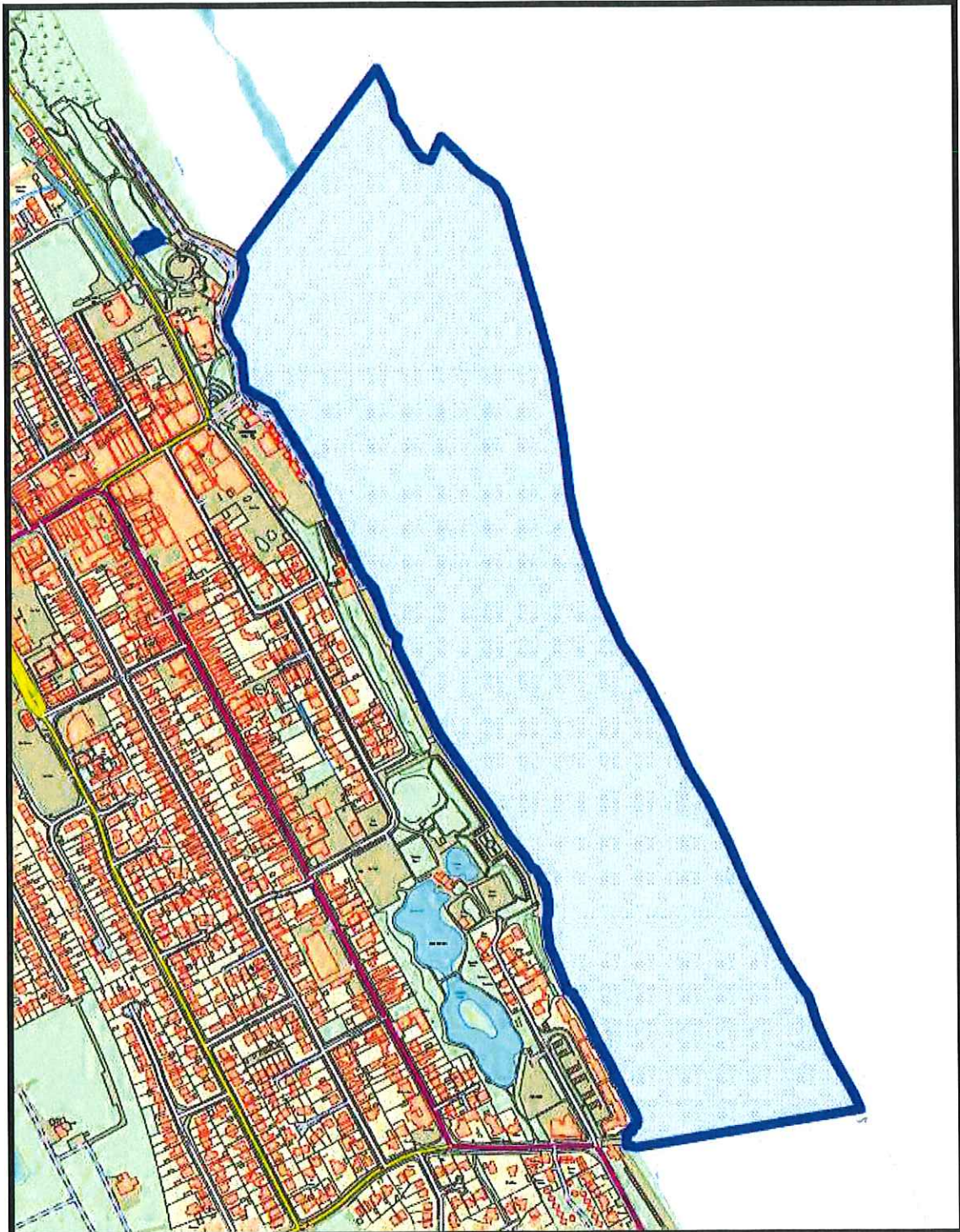


**Appendix iii**

**MABLETHORPE**

**SEASONAL DOG BAN AREA - BEACH**

**SEASONAL DOGS ON LEADS AREA - PROMENADE**



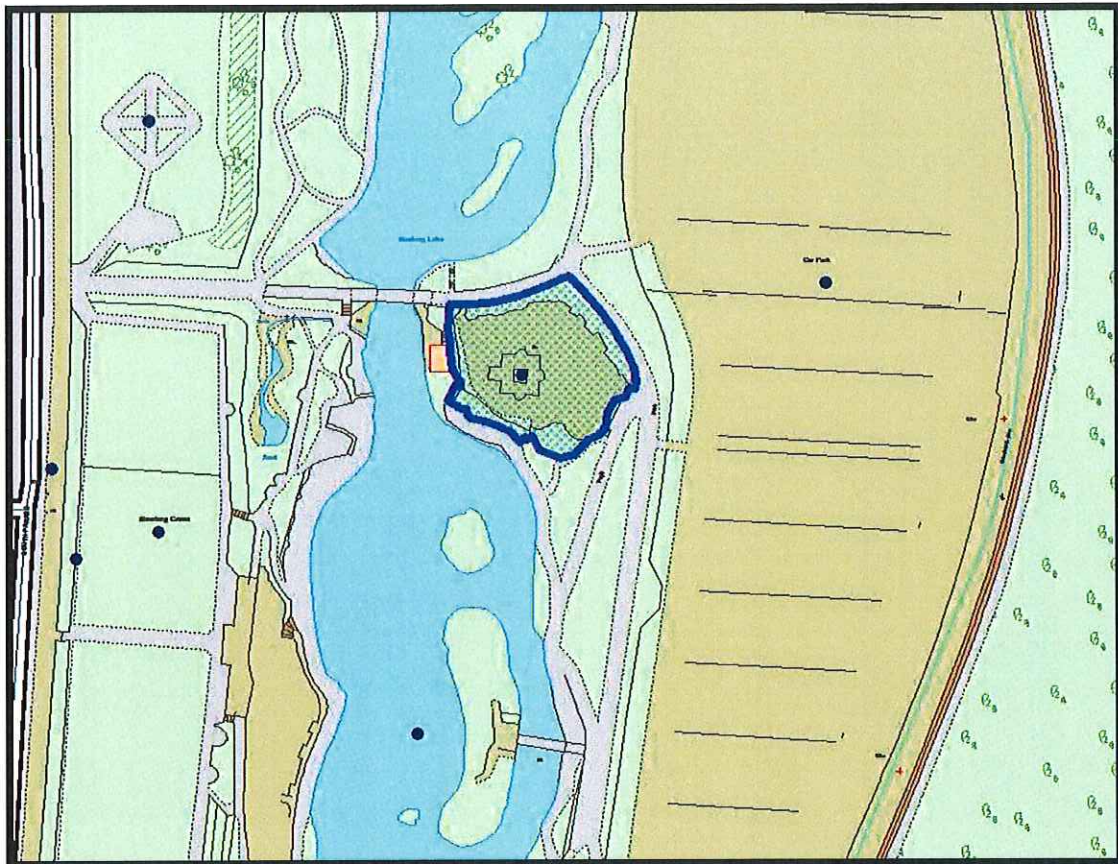


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Appendix iv

**SKEGNESS**

**DOG BAN AREA – FAIRY DELL PADDLING POOL, SKEGNESS**



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Appendix v

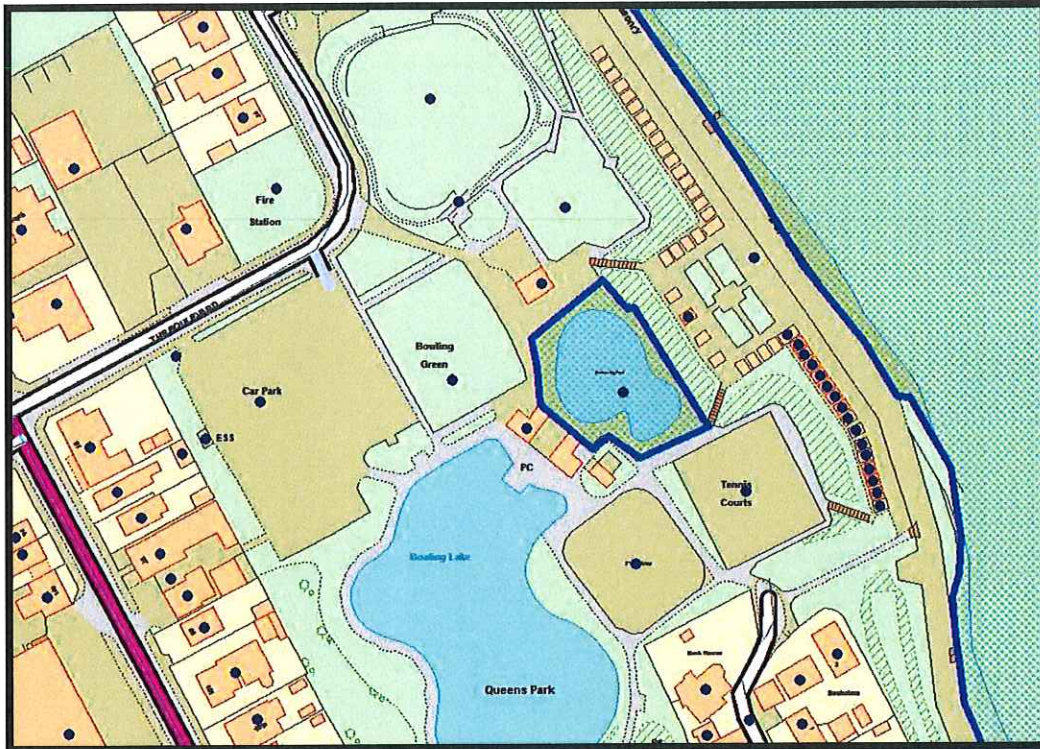
**SUTTON ON SEA**  
**DOG BAN AREA – YORK ROAD PADDLING POOL, SUTTON ON SEA**





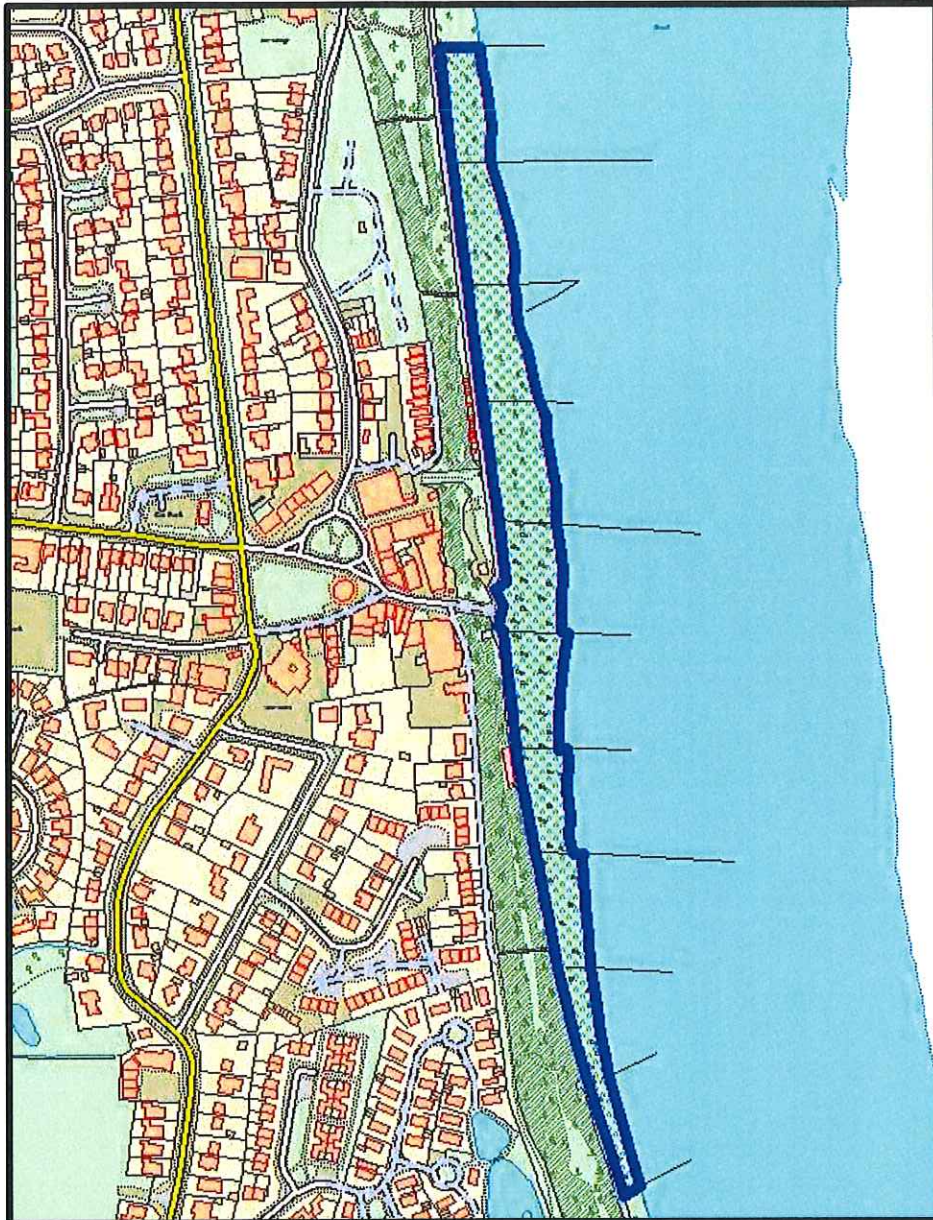
**Appendix vi**

**MABLETHORPE**  
**DOG BAN AREA – QUEEN’S PARK PADDLING POOL, MABLETHORPE**



**Appendix vii**

**CHAPEL ST LEONARDS**  
**SEASONAL DOG BAN AREA – 200 METRES EITHER SIDE OF THE MAIN**  
**PULLOVER**

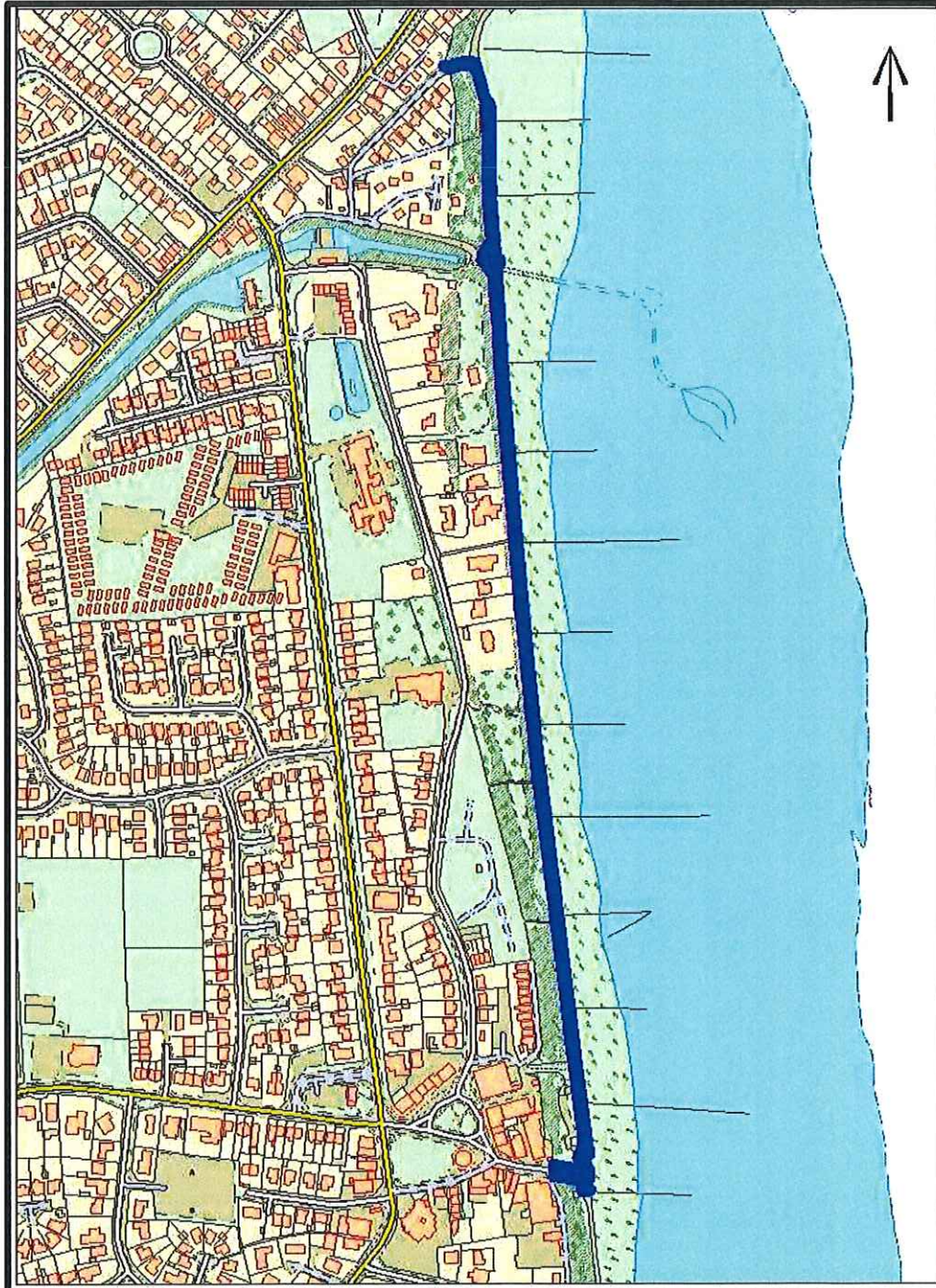




**Appendix viii**

**CHAPEL ST LEONARDS**

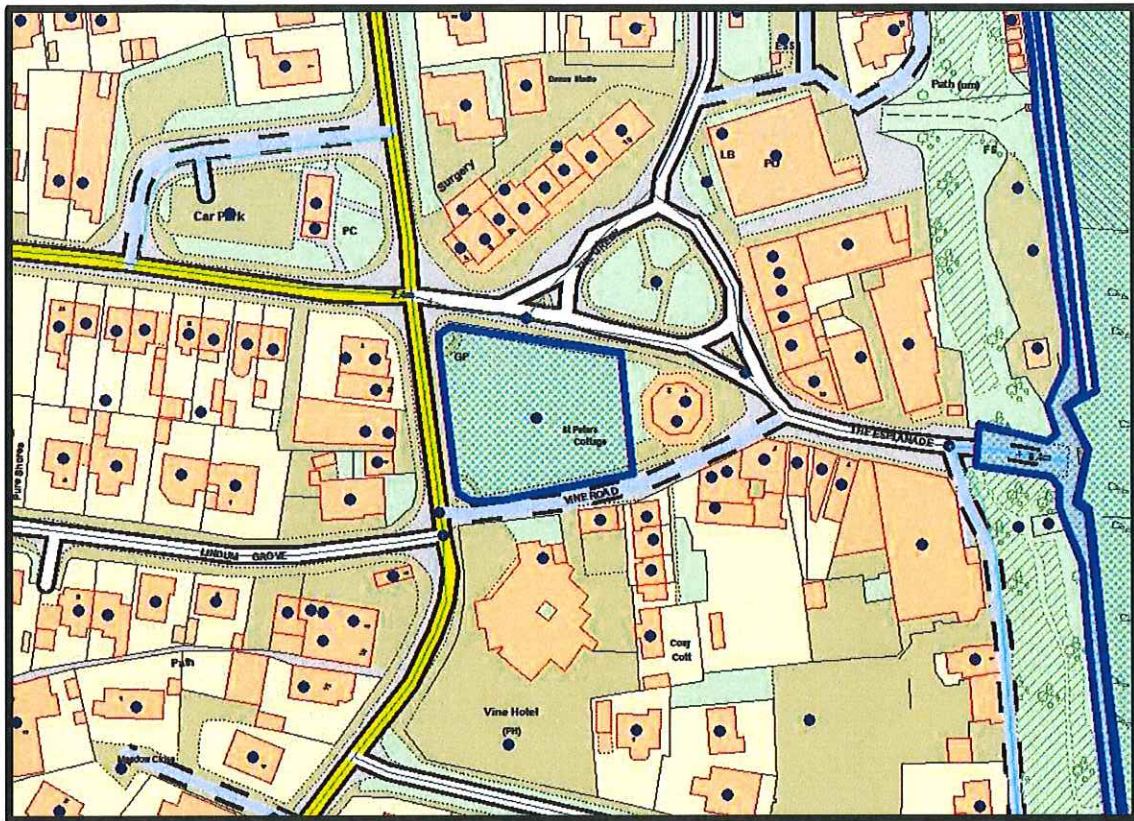
**DOGS ON LEADS AREA – PROMENADE FROM CHAPEL POINT TO TRUNCH LANE**





**Appendix ix**

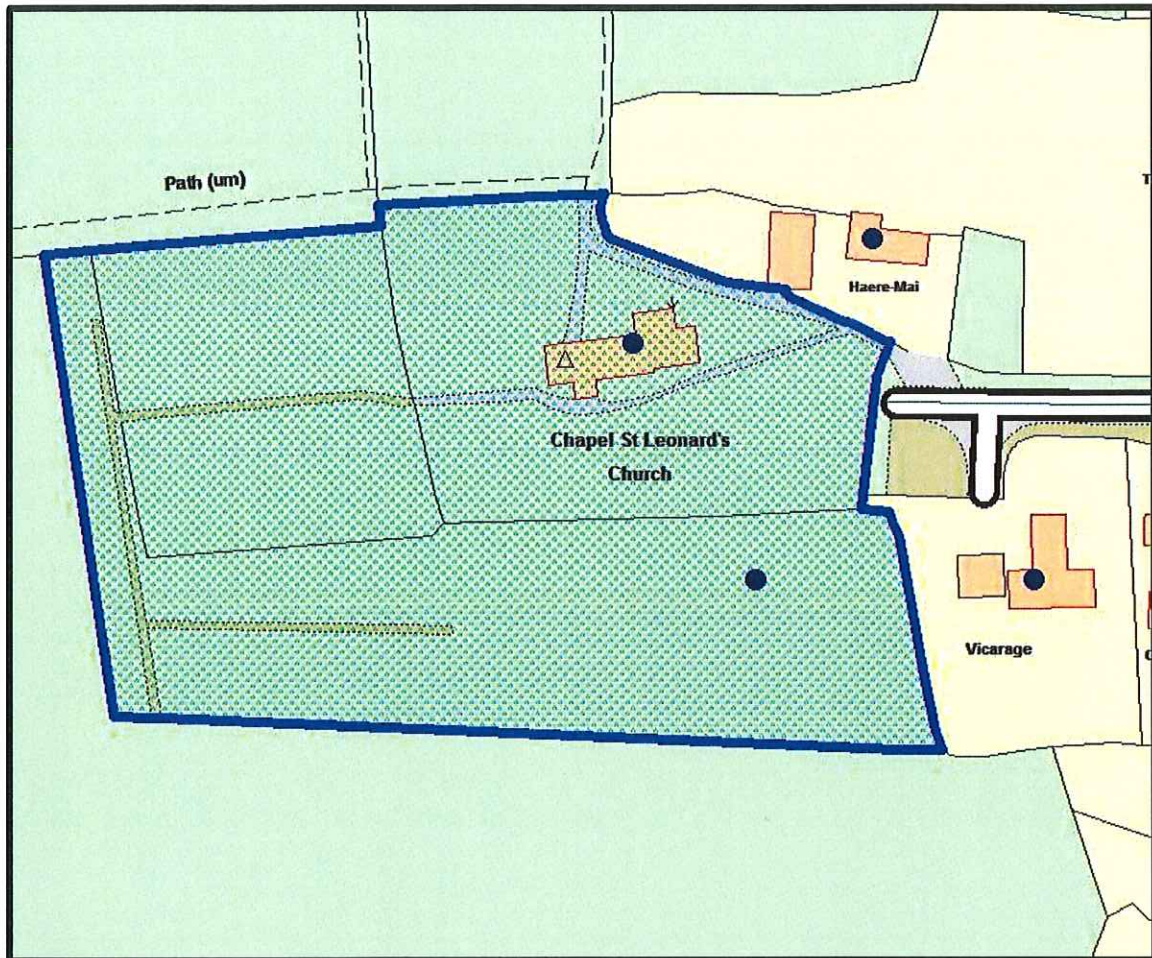
**CHAPEL ST LEONARDS**  
**DOGS ON LEADS AREA – CHAPEL VILLAGE GREEN**





**Appendix x**

**CHAPEL ST LEONARDS**  
**DOGS ON LEADS AREA – CHAPEL CHURCHYARD & CEMETERY**





**Appendix xi**

**CHAPEL ST LEONARDS**  
**DOGS ON LEADS AREA – LAND AT CHAPEL POINT**

