

EXETER CITY COUNCIL



BYELAWS
FOR
THE REMOVAL OF CANINE FAECES
AND NO FOULING

J M ATYEO
City Solicitor
Exeter

EXETER CITY COUNCIL

REMOVAL OF CANINE FAECES AND NO FOULING

Byelaws made by the Council of the City of Exeter under Section 235 of the Local Government Act 1972 for the good rule and government of the City of Exeter and for the prevention and suppression of nuisances

EXTENT

1.(1) Byelaws 3 and 4 apply to specified parts of the City of Exeter designated in the Schedule to:-

(a) any footway or footpath maintainable at the public expense (excluding footpaths not adjacent to highways provided by the local housing authority in connection with houses, under Section 12 of the Housing Act 1985); and

(b) any grass verge managed by the local authority and maintained in good order and which is adjacent to any carriageway or footway of any highway

1.(2) Byelaw 5 applies to specified parts of the City of Exeter as specified in the Schedule to these byelaws being roads which are subject to a speed limit of 30 mph or less to that part of a highway which forms the carriageway but excluding the gutter

2. Notice of the effect of these byelaws shall be given by signs placed in such positions as the Council may consider adequate to inform persons using the footways footpaths grass

REMOVAL OF CANINE FAECES

3. Every person (other than a registered blind person) in charge of a dog which is on the footpath, footway and grass verge who, without reasonable excuse, fails to remove forthwith from the footpath, footway and grass verge any faeces deposited by the dog shall be guilty of an offence.

4. For the purpose of compliance with byelaw 3, the following provisions shall apply:

(a) it shall be a sufficient removal from the footway, footpath and grass verge if the faeces are deposited in a receptacle which has been provided for that purpose by the Council;

(b) without prejudice to the generality of the foregoing, it shall not be a reasonable excuse that a person in charge of a dog did not have with him any means of removal of the faeces

DOGS FOULING THE CARRIAGEWAY

5. Every person (other than a registered blind person) in charge of a dog who permits the dog to foul a carriageway, but excluding that part which forms the gutter, by depositing its faeces thereon shall be guilty of an offence.

Provided that in proceedings for an offence against this byelaw it shall be a defence for the person charged to provide that he took all reasonable precautions and

3. Roly Poly Hill St Thomas - from its junction with Broadway to its junction with Hambeer Lane

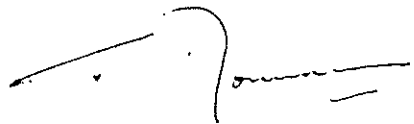
4. Dunsford Gardens - the grassed area or verge lying between the carriageway at Dunsford Gardens and the carriageway at Dunsford Road but excluding the kerb thereof

The carriageways referred to in Byelaw 1(2) are as follows:

1. Mill Lane Alphington - from its junction with Ide Lane to its junction with Mandrake Road

2. Birchy Barton Hill - from its junction with Sweetbrier Lane to its junction with Warwick Road

THE COMMON SEAL of)
EXETER CITY COUNCIL)
was hereunto affixed this)
2nd day of December 1994)


PRINCIPAL COUNCILLOR

