



# Isle of Man

*Ellan Vannin*

SD No. 2015/0253

**DOUGLAS DOG CONTROL BYELAWS 2015**





## DOUGLAS DOG CONTROL BYELAWS 2015

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Statutory Document No. 2015/0253



*Dogs Act 1990*

## **DOUGLAS DOG CONTROL BYELAWS 2015**

*Approved by Department:* 10 July 2015  
*Laid before Tynwald:* 20 October 2015  
*Coming into Operation:* 1 August 2015

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Douglas Corporation makes the following Byelaws under section 24(1) and (4) of the Dogs Act 1990, with the consent of the owner of those open spaces and car parks that are not vested in, or under the management or control of the Corporation<sup>1</sup>.

### **1 Title**

These Byelaws are the Douglas Dog Control Byelaws 2015.

### **2 Commencement and duration**

If approved by the Department of Infrastructure<sup>2</sup>, after consulting the Department of Environment, Food and Agriculture<sup>3</sup>, these byelaws come into operation on 1 August 2015 and expire on 1 August 2025, if not revoked earlier.

### **3 Interpretation**

In these Byelaws

“**at large**”, in relation to a dog, means not on a lead or under the effective control of a person aged 10 years or over;

“**Corporation**” means the Mayor, Aldermen and Burgesses of the Borough of Douglas, known as Douglas Borough Council; and

“**the Act**” means the Dogs Act 1990.

### **4 Dogs prohibited from specified open spaces and beaches**

Subject to section 24(2) of the Act, a keeper of a dog is guilty of an offence if the dog is permitted to have access to —

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<sup>1</sup> Such consent is required by section 24(5) of the Act

<sup>2</sup> As required by section 24(10) of the Act

<sup>3</sup> As required by section 24(10A) of the Act

- (a) an open space specified in Part A of Schedule 1 at any time throughout the year; or
- (b) a beach specified in Part B of Schedule 1 during the times specified in that Part.

**5 Dogs prohibited from specified open spaces unless on a lead and restricted to footpaths**

Subject to Section 24(2) of the Act, a keeper of a dog is guilty of an offence if the dog is permitted to have access to an open space specified in Part C of Schedule 1 at any time throughout the year unless the dog –

- (a) is kept on a lead which is no longer than 1.5 metres in length; and
- (b) is restricted to the footpaths in those open spaces.

**6 Dogs prohibited to be at large in specified open spaces and on specified beaches**

Subject to Section 24(2) of the Act, a keeper of a dog is guilty of an offence if the dog is found to be at large –

- (a) in the open spaces specified in Part A of Schedule 2, at any time throughout the year; or
- (b) on one of the beaches specified in Part B of Schedule 2 at the times specified in that Part.

**7 Removal of canine faeces**

(1) The keeper of a dog is guilty of an offence if he or she fails without reasonable excuse to remove any faeces deposited by the dog –

- (a) on any highway in the local government district of Douglas which consists of or comprises a carriageway, including any grassed or planted areas adjoining or abutting thereto;
- (b) on an open space specified in Part A of Schedule 3;
- (c) on a beach specified in Part B of Schedule 3; or
- (d) in a car park specified in Part C of Schedule 3.

(2) For the purpose of paragraph (1) –

- (a) faeces are “**removed**” if removed, as soon as reasonably practicable, to a public receptacle provided by Douglas Corporation or another suitable place of disposal; and
- (b) it shall not be a reasonable excuse that the keeper did not have any convenient means of removing the faeces.

**8 Exception**

The keeper of a dog is not guilty of an offence under these Byelaws if he or she is —

- (a) a registered blind person; or
- (b) a member of the Isle of Man Constabulary in charge of a dog in the course of his or her duty.

**9 Penalties**

Subject to Section 24(2) of the Act, any person guilty of an offence under these byelaws may be liable to a fixed penalty of £50.00 or, upon summary conviction, shall be liable to a fine not exceeding £1,000.

**10 Revocation**

The Borough of Douglas Dog Control Byelaws 2008<sup>4</sup> are revoked.

MADE **28<sup>TH</sup> JULY 2015**

SIGNED ***KATHLEEN RICE***

**TOWN CLERK AND CHIEF EXECUTIVE**  
*Douglas Corporation/ Douglas Borough Council*

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<sup>4</sup> SD No 156/08





**SCHEDULE 1**

[Byelaw 4 and 5]

**PART A****OPEN SPACES WHERE DOGS ARE PROHIBITED AT ALL TIMES**

- (1) The grounds and playing fields of, and within, the following schools and similar establishments –
  - (a) Anagh Coar Primary School;
  - (b) Ballakermeen High School;
  - (c) Cronk-y-Berry Primary School;
  - (d) Education Support Centre, Glencrutchery Campus
  - (e) Henry Bloom Noble Primary School (Westmoreland Road, Tynwald Street and Demesne Road sites);
  - (f) Isle of Man College of Further and Higher Education (Greenfield Road campus);
  - (g) Kewaique School;
  - (h) Manor Park Primary School;
  - (i) Pre-School Assessment Unit/ Youth and Community Centre, Pulrose;
  - (j) St Mary's RC Mixed and Infants School;
  - (k) St Ninian's High Upper School;
  - (l) St.Thomas' CE Mixed and Infants School;
  - (m) Scoill Jubilee (Ballaquayle Road and Murrays Road sites);
  - (n) Scoill Vallajeelt; and
  - (o) Willaston Primary School.
- (2) The following sports grounds, fields and similar areas –
  - (a) the sports playing fields to the east of Tromode Road as edged by thick black lines on the plan annexed to these Byelaws as Schedule 4 and marked "Plan A – Tromode Road playing fields";
  - (b) the areas within the grounds of Noble's Park used for sporting games or similar activities as edged by the thick black lines on the plan annexed to these Byelaws as Schedule 5 and marked "Plan B – Sports and other areas at Nobles Park";
  - (c) St George's Association Football Club;
  - (d) Braddan Association Football Club;
  - (e) Douglas High School Old Boys' Association Football Club, off Blackberry Lane;

- (f) the areas used for football or other sports and games off Groves Road and Springfield Road, Spring Valley/Pulrose as edged by thick black lines on the plan annexed to these Byelaws as Schedule 6 and marked "Plan C – Pulrose Golf Course and sports areas";
  - (g) the National Sports Centre;
  - (h) the Villa Marina Bowling Greens; and
  - (i) the Bowl at King George V Park.
- (3) The following children`s playgrounds at –
- (a) Noble`s park as edged by thick black lines on the plan annexed to these Byelaws as Schedule 7 and marked "Plan D –Tot Lot and children`s playground in Nobles Park";
  - (b) the Sunken (Marine) Gardens on Loch Promenade;
  - (c) Anagh Coar;
  - (d) Close Moore, Ballavagher;
  - (e) Governor`s Hill;
  - (f) Nobles Plot, Westmoreland Road;
  - (g) Pulrose;
  - (h) Rearyt-y-Sheear;
  - (i) Queens gardens also known as Centenary Garden; and
  - (j) Willaston.
- (4) The following other open spaces –
- (a) the grounds of All Saint`s Church and Parish Hall, Alexander Drive;
  - (b) the grounds of St George`s Church, Upper Church Street;
  - (c) the grounds of St Joseph`s Church, Snaefell Road;
  - (d) the grounds of St Mary`s Church, Hill Street;
  - (e) the grounds of St Ninian`s Church, Ballaquayle Road;
  - (f) the grounds of Trinity Methodist Church, Bucks Road;
  - (g) the grounds of Willaston Methodist Church, Barrule Road;
  - (h) Derby Square;
  - (i) Glen Falcon;
  - (j) Hilary Park;
  - (k) Hutchinson Square;
  - (l) Olympia, Victoria Road;
  - (m) Woodburn Square; and
  - (n) the grounds of Woodbourne Court, Woodbourne Road.

**PART B****BEACH WHERE DOGS ARE PROHIBITED DURING SPECIFIED TIMES**

From 1st May to the 30th September (inclusive) in any year, between 10.00 hours and 17.00 hours, dogs are prohibited from Douglas Beach (including the foreshore, all steps, slipways or other ways leading from the promenades thereto) between Pollock Rocks, near Victoria Pier, and a line drawn at right angles to the sea wall, through the steps leading to the foreshore, opposite the Queens Hotel, Queens Promenade as shown on the plan annexed to these Byelaws as Schedule 8 and marked "Plan E – Douglas Beach".

*Note: Dogs are permitted access at all times (but must not be at large) between the steps opposite the Queens Hotel, to the northerly end of the beach opposite the Manx Electric railway terminus at Derby Castle – see the plan annexed to these Byelaws and marked "Plan E - Douglas Beach".*

**PART C****OPEN SPACES WHERE DOGS ARE PROHIBITED UNLESS ON A LEAD AND RESTRICTED TO FOOTPATHS**

- (a) the grounds surrounding the Bowl, King George V Park and the National Sports Centre, Groves Road;
- (b) Borough of Douglas Lawn Cemetery;
- (c) Douglas Borough Cemetery;
- (d) Falcon Rose Gardens;
- (e) Noble's Park excluding any open spaces in Nobles Park specified in Part A of Schedule 1;
- (f) Pulrose Golf Course;
- (g) Sunken (Marine) Gardens, Loch Promenade excluding the children's play area;
- (h) Summerhill Glen; and
- (i) Villa Marina Gardens and grounds.

**SCHEDULE 2**

[Byelaw 6]

**PART A****OPEN SPACES WHERE DOGS MUST NOT BE AT LARGE AT ANY TIME**

- (a) Nobles Park dog exercising area as shown on the plan annexed to these Byelaws as Schedule 9 and marked "Plan F - Nobles Park dog exercising area";
- (b) Douglas Head (referring to the open areas of Douglas Head and the pathways leading to and around Port Skillion) as edged with black dashed lines on the plan annexed to these byelaws as Schedule 10 and marked "Plan G - Douglas Head";
- (c) the area known as the Old Nobles Plot or Westmoreland Road Health Centre, bounded by Westmoreland Road, Ballkermeen Road and the rear of Hillside Avenue;
- (d) the area surrounding Crookall House (formerly Jane Crookhall Maternity Wing and the Nurses Home);
- (e) Finch Hill recreation ground; and
- (f) all other open spaces owned by, or under the management and control of the Corporation, or owned by the Department of Infrastructure.

**PART B****BEACHES WHERE DOGS MUST NOT BE AT LARGE**

- (a) At all times outside of those times specified in Part B of Schedule 1, dogs must not be at large on the area of Douglas beach (including the foreshore, all steps, slipways or other ways leading from the promenades thereto) between Pollock Rocks, near Victoria Pier, and a line drawn at right angles to the sea wall through the steps leading to the foreshore, opposite the Queens Hotel, Queens Promenade as shown on the plan annexed to these Byelaws as Schedule 8 and marked "Plan E – Douglas Beach"; and
- (b) At any time throughout the year dogs must not be at large on –
  - (i) the area of Douglas beach between the steps opposite the Queens Hotel and the northerly end of the beach opposite the Manx Electric Railway terminus at Derby Castle; or
  - (ii) Port Skillion.

**SCHEDULE 3**

[Byelaw 7]

**PART A****OPEN SPACES FROM WHICH DOGS' FAECES MUST BE REMOVED**

- (a) Borough of Douglas Lawn Cemetery
- (b) Douglas Borough Cemetery
- (c) Pulrose Golf Course;
- (d) Noble's Park;
- (e) Sunken (Marine) Gardens, Loch Promenade excluding the children's play area;
- (f) the grounds surrounding the Bowl, King George V Park and the National Sports Centre, Groves Road;
- (g) Summerhill Glen;
- (h) Falcon Rose Gardens;
- (i) Douglas Head
- (j) the area known as the Old Nobles Plot or Westmoreland Road Health Centre, excluding the grounds of Henry Bloom Noble Primary School;
- (k) Villa Marina Gardens and grounds;
- (l) the whole of the area surrounding Crookall House (formerly Jane Crookall Maternity Wing and the Nurses Home);
- (m) Finch Hill recreation ground;
- (n) all the open spaces specified in Part A of Schedule 1; and
- (o) all other open spaces owned by, or under the management and control of the Corporation, or owned by the Department of Infrastructure, including any grassed or planted areas within residential estates.

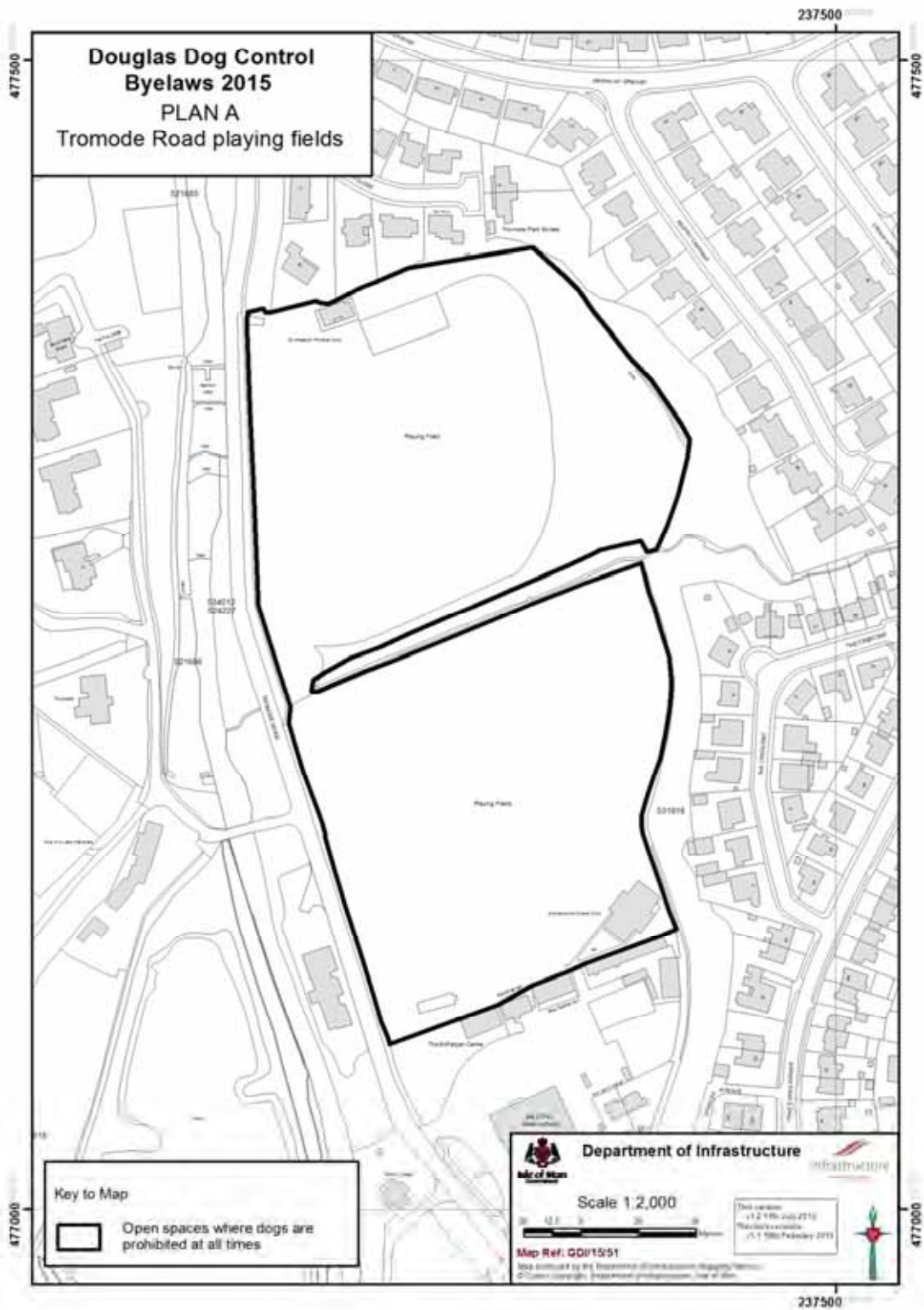
**PART B****BEACHES FROM WHICH DOGS' FAECES MUST BE REMOVED**

- (a) the whole of Douglas Beach (including the foreshore, all steps, slipways or other ways leading from the promenades thereto) between Pollock Rocks, near Victoria Pier, and a line drawn at right angles to the sea wall through the southern end of the Manx Electric Railway terminus at Derby Castle; and
- (b) Port Skillion.

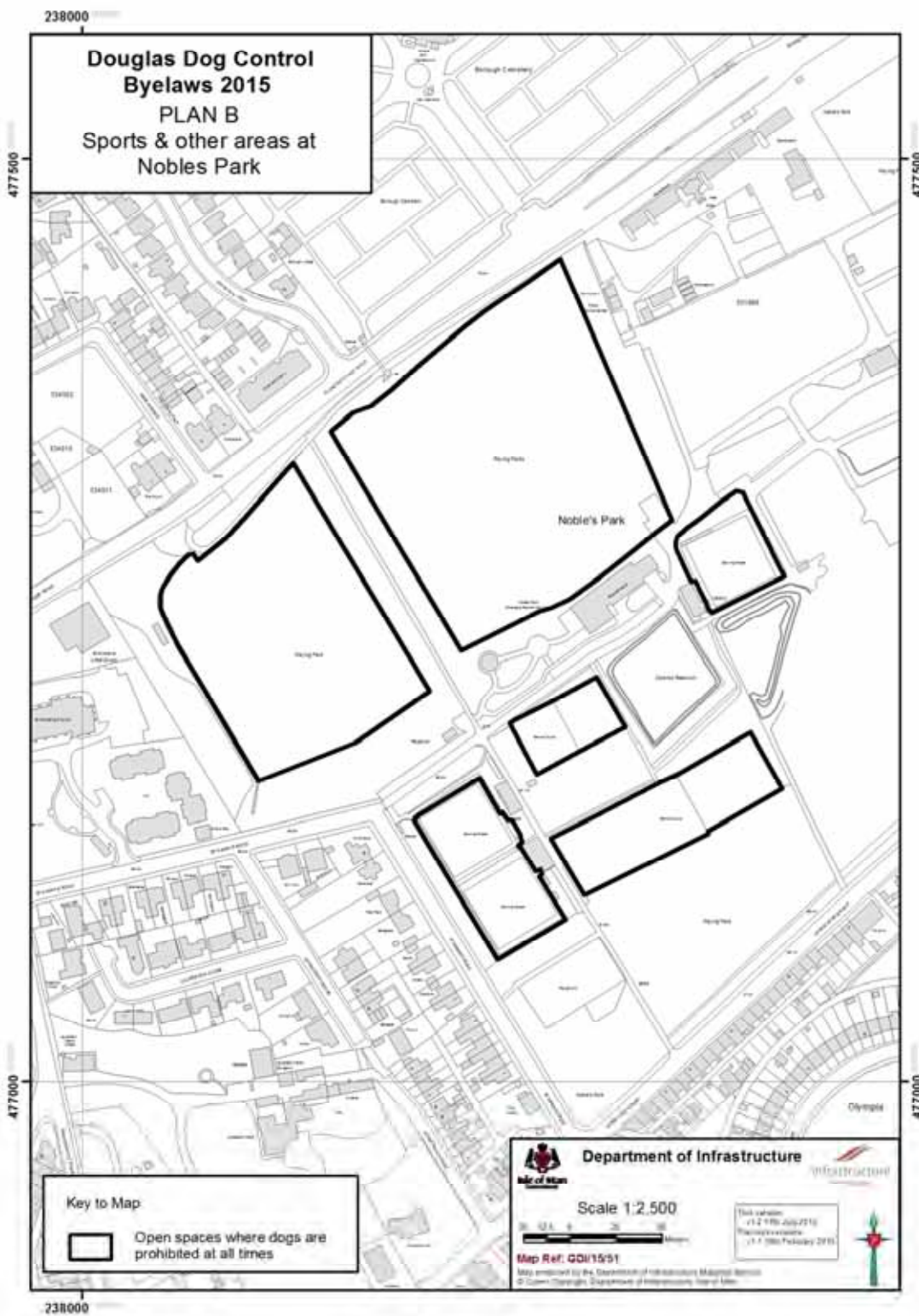
**PART C****CAR PARKS FROM WHICH DOGS' FAECES MUST BE REMOVED**

- (a) Shaw's Brow
- (b) Bottleneck;
- (c) Pulrose Road (Bowl);
- (d) Chester Street;
- (e) Drumgold Street;
- (f) Bath Place/ Parade Street;
- (g) Lord Street;
- (h) National Sports Centre, Groves Road;
- (i) King George V Park (outside the Bowl);
- (j) South Quay;
- (k) the Tongue;
- (l) Sea Terminal; and
- (m) Victoria Pier and approach road.

SCHEDULE 4

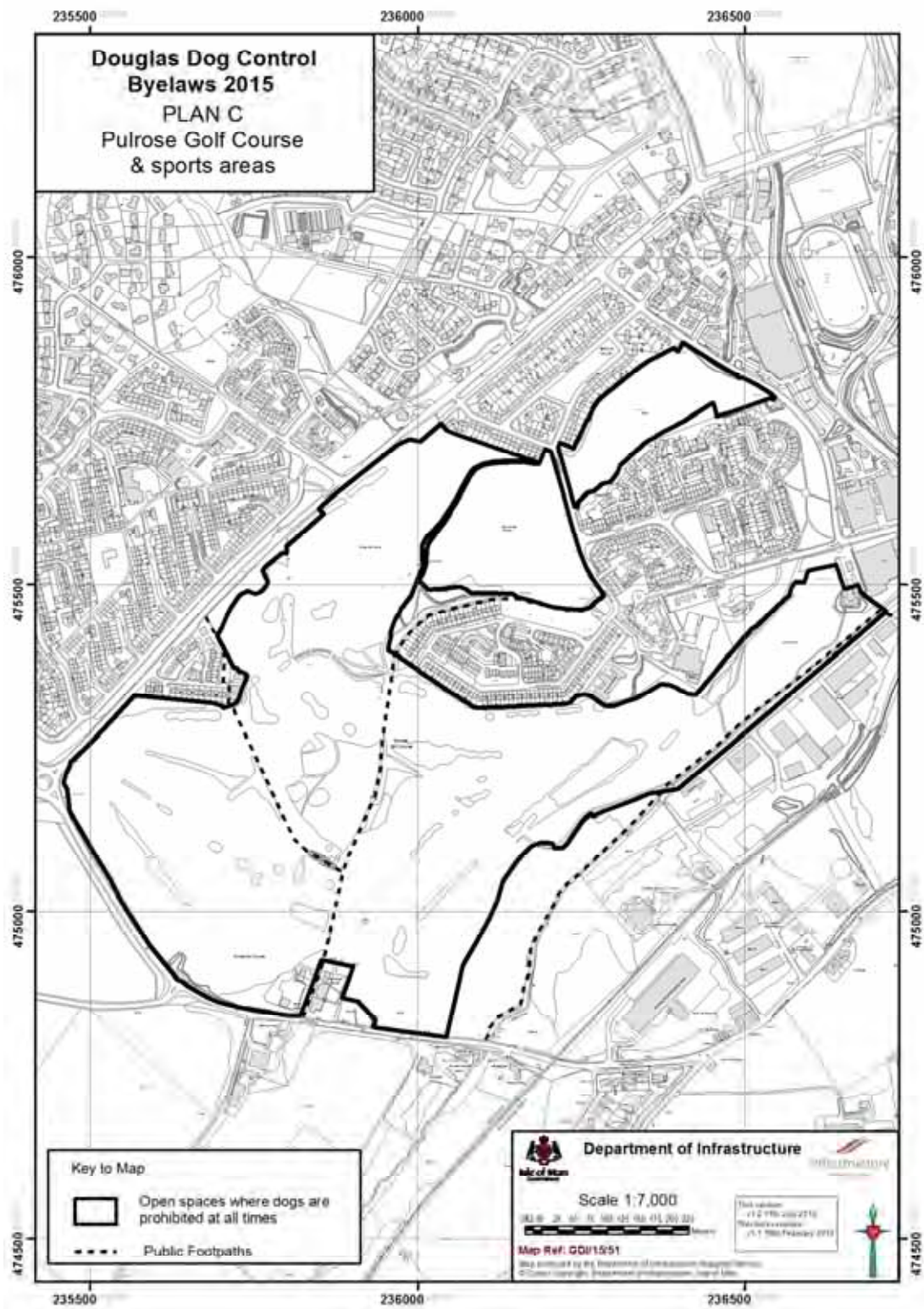


SCHEDULE 5

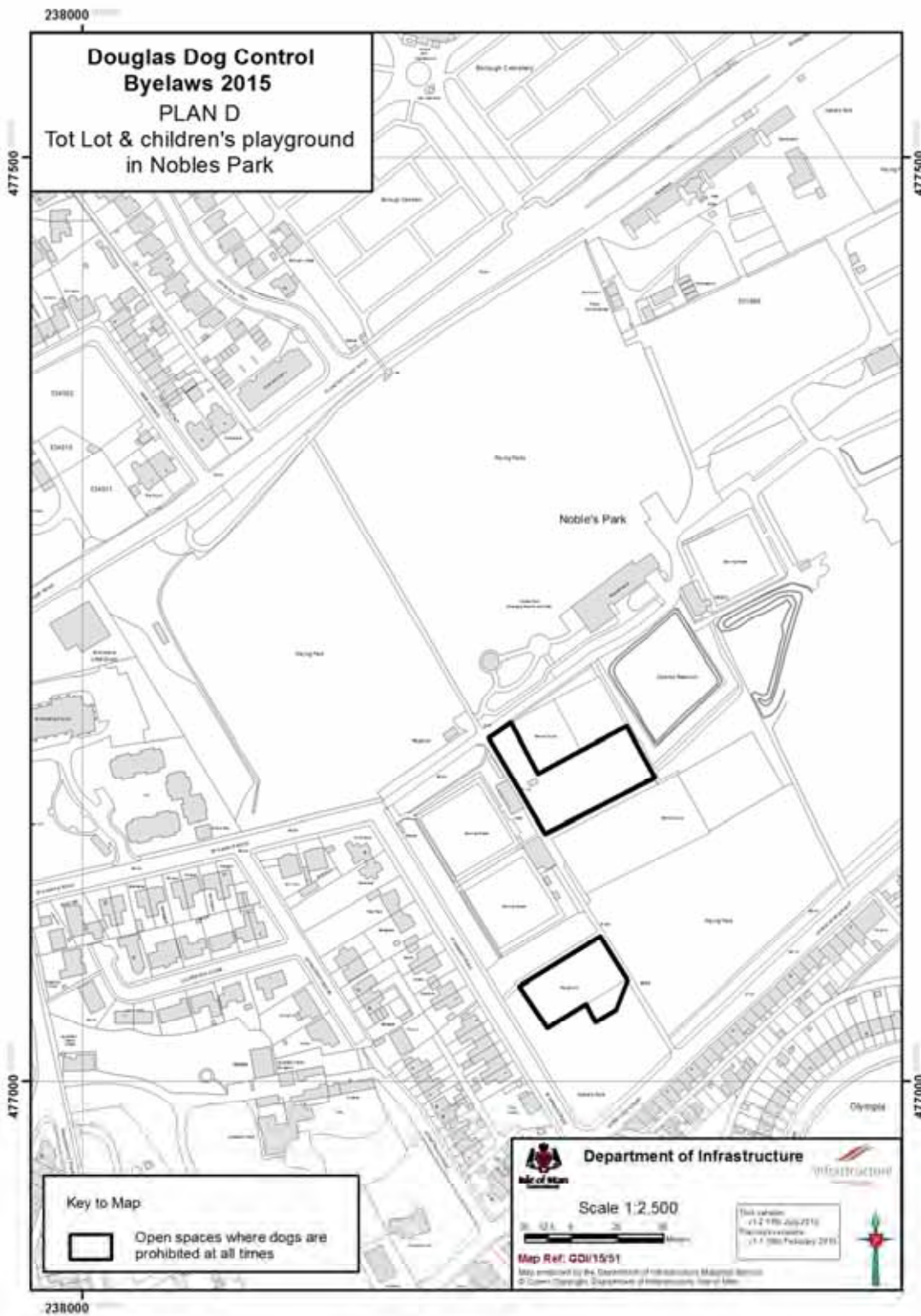




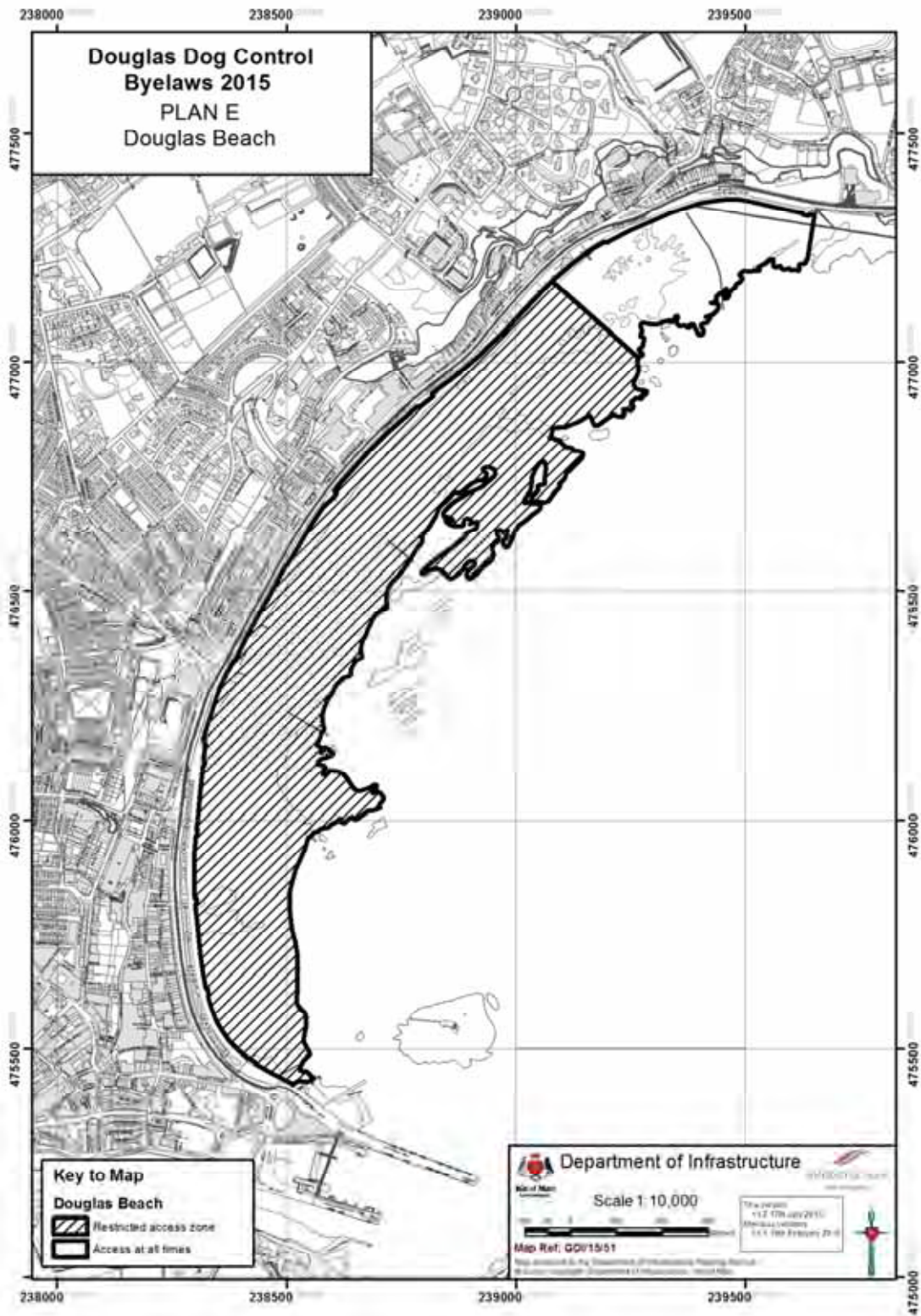
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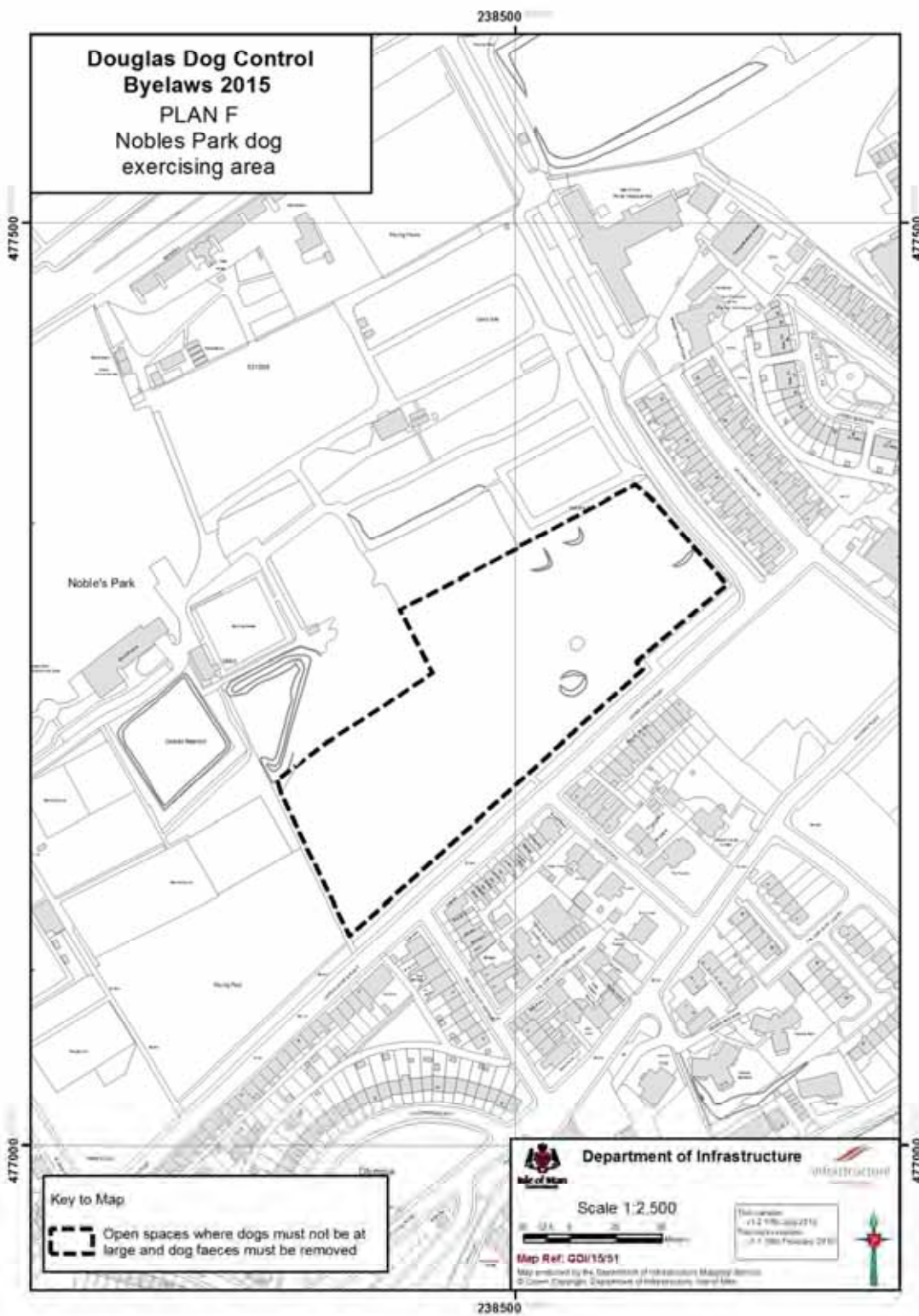
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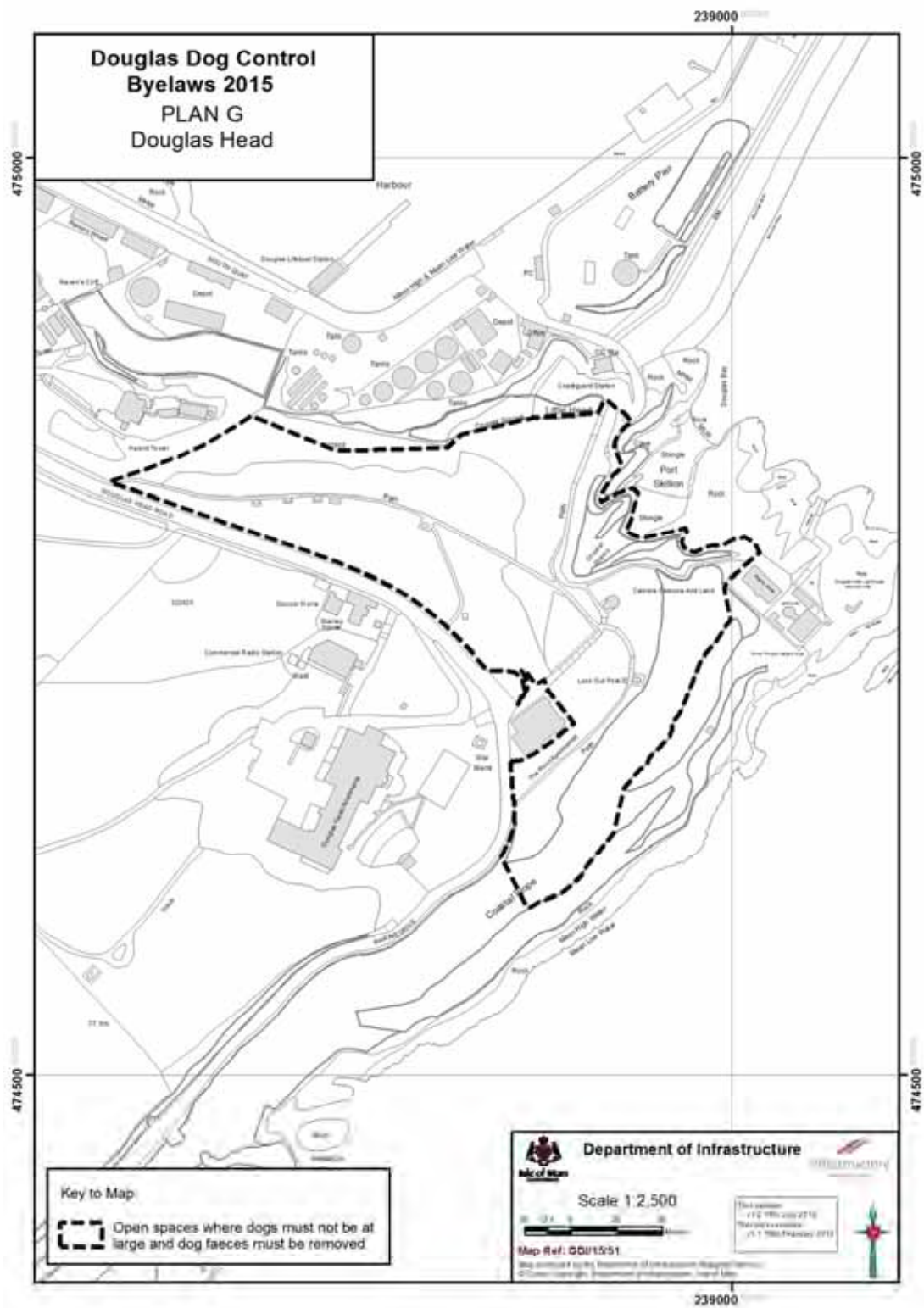
SCHEDULE 8



SCHEDULE 9



SCHEDULE 10



*EXPLANATORY NOTE*

*(This note is not part of the Byelaws)*

These Byelaws impose controls on dogs in certain parts of the Borough of Douglas. Dogs are prohibited from the open spaces and beach and must be on a lead in certain open spaces described in Schedule 1. Dogs may not be at large in the open spaces and beaches described in Schedule 2. Additionally, dog faeces must also be removed from any highway within its district which consists of or comprises a carriageway and from the open spaces, beaches and car parks described in Schedule 3.

Dogs are permitted access at all times (but must not be at large) to that part of Douglas beach between the steps opposite the Queens Hotel and the northerly end of the beach opposite the Manx Electric Railway terminus.

Any person guilty of an offence under these byelaws may be liable to a fixed penalty of £50.00 or, upon summary conviction, shall be liable to a fine not exceeding £1,000.

