The Clean Neighbourhoods and Environment Act 2005

The Dog Control Orders (Prescribed Offences and Penalties, etc) Regulations 2006 (SI 2006/1059)

The Dogs Exclusion (Scarborough Borough Council Beaches) Order 2012

The Scarborough Borough Council hereby makes the following Order:

1. This Order comes into force on 1 October 2012.

2. This Order applies to the land specified in Schedule.

Offence

3. (1) A person in charge of a dog shall be guilty of an offence if, at any time during the period 1 May and 30 September inclusive in any year, he takes the dog onto, or permits the dog to enter or to remain on, any land to which this Order applies unless-

(a) he has a reasonable excuse for doing so; or

(b) the owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his doing so.

(2) Nothing in this article applies to a person who-

(a) is registered as a blind person in 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 disability which affects his mobility, manual dexterity, physical co-ordination or ability to lift, carry or otherwise move everyday objects, in respect of a dog trained by a prescribed charity and upon which he relies for assistance.

(3) For the purposes of this article-

(a) 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 that time some other person is in charge of the dog; and

(b) each of the following is a "prescribed charity"-

(i) Dogs for the Disabled (registered charity number 700454);

(ii) Support Dogs (registered charity number 1088281);

(iii) Canine Partners for Independence (registered charity number 803680).
Penalty

4.

A person who is guilty of an offence under article 3 shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Date: 14 May 2012

The **COMMON SEAL** of the
**SCARBOROUGH BOROUGH COUNCIL**
was hereunto affixed on the
16th August 2012

in the presence of:-

[Signature]

**DAVID KITSON**
**SENIOR SOLICITOR**
**LITIGATION AND REGULATION**

Authorised Signatory
1. This Order applies to all land (which is within the administrative area of Scarborough Borough Council) specified below:

(a) Filey - The beach from a line drawn at 90° to the line of the coast from the southernmost point of the sea wall at Royal parade to a line drawn at 90° to the sea wall from the northernmost side of the beach slipway which separates the Coble Landing from the Promenade.

(b) Scarborough North Bay - The beach from a line drawn at 90° to the promenade from the top of the northernmost beach slipway at the Sands (former Corner Café) to a line drawn at 90° to the North Promenade from the south side of the beach steps immediately to the south of the beach slipway at Scalby Mills.

(c) Scarborough South Bay - The beach from the West Pier to a line drawn at 90° to Foreshore Road from the top of the southernmost flight of steps leading to the beach at the roundabout adjacent to the underground car park.

(d) Whitby - The west beach from the West Pier to a line drawn at 90° to the promenade from the east side of the beach steps adjacent to the western end of the beach chalets.

(e) Sandsend - The beach from the steps below the public conveniences below Sandhills to the slipway at the southern end of Bank Bottom Car Park.