



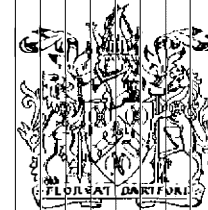
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BYELAWS

for the good rule and government
of the Borough of Dartford
and for the prevention and
suppression of nuisances,
made by the Dartford Borough Council
under Section 235 of the
Local Government Act 1972

- (a) Dogs Fouling footways and grass verges
- (b) Use of motorcycles and other vehicles



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BYELAWS made by the Dartford Borough Council under Section 235 of the Local Government Act 1972 for the good rule and government of the Borough of Dartford and for the prevention and suppression of nuisances.

EXTENT

1. These byelaws apply throughout the Borough of Dartford.

2. Dogs fouling footways and grass verges

(1) This byelaw applies to:

- (a) the footway of any highway; and
- (b) a grass verge which is not more than 4 metres wide and is
 - (i) adjacent to the carriageway or footway of a highway; and
 - (ii) managed by a local authority and maintained in good order.

(2) Notice of the effect of this byelaw shall be given by signs placed in such positions as the Council may consider adequate to inform persons using the footways and grass verges specified in paragraph (1) above.

(3) In this byelaw "carriageway", "footway" and "highway" have the same meanings as in the Highways Act 1980.

(4) Every person in charge of a dog (other than a registered blind person in charge of a dog) who permits the dog to foul a footway or grass verge (being a footway or grass verge to which this byelaw applies) by depositing its faeces thereon shall be guilty of an offence.

Provided that in proceeding for an offence against this byelaw it shall be a defence for the person charged to prove that he took all reasonable precautions and exercised all due diligence to avoid the commission of the offence.

(5) (a) For the purpose of this byelaw the keeper of the dog shall be deemed in charge thereof, unless the Court is satisfied that at the time when the dog fouled the footway or grass verge it had been placed in or taken into the charge of some other person.

(b) In paragraph (a) above "the keeper" shall include the owner of the dog or any person who habitually has it in his possession.

3. Use of motorcycles and other vehicles

(1) No person shall ride, drive or operate any motor bicycle or other mechanically propelled vehicle not intended or adapted for use on roads, other than a vehicle constructed or adapted for the conveyance of an invalid, on any open land within the Borough from which the public is not excluded, including footpaths and bridleways, and not being land forming part of a road or public pleasure ground or housing amenity green.

Provided that this byelaw shall not apply to any person taking part in a rally, trial, race or any other event held on any open land in pursuance of an agreement with the Council or landowner.

(2) In this byelaw "public pleasure ground" includes any pleasure ground or open space to which the Council's pleasure ground byelaws may apply, as indicated in the schedule to such byelaws, and "open land" means any land, whether enclosed or not, which is used as an amenity or for purposes of recreation or lies waste or unoccupied.

3. Penalty

Every person contravening these byelaws shall be guilty of an offence and shall for every such offence be liable on summary conviction to a fine not exceeding £100.

4. Revocation

The byelaw made by the Council on 8 December 1980 and confirmed by the Secretary of State on 10 February 1981 in respect of dogs fouling footways and grass verges is revoked with effect from the date on which these byelaws shall come into operation.

THE COMMON SEAL OF THE)
DARTFORD BOROUGH COUNCIL)
was hereunto affixed)
in the presence of:-)

John M. Wilson

Director of Administration

this 3rd day of August 1988

The foregoing byelaw(s) is/are hereby confirmed by the Secretary of State and shall come into operation on the 4th day of November 1988.

Signed by authority of the Secretary of State

C L Scoble

C L SCOBLE

An Assistant Under-Secretary of State

27 00 1988

Home Office
LONDON, SW1.