

Island of



Guernsey

Ordinance of the States

XII
1992

Made	...	...	...	...	...	...	...	27th May, 1992.
Coming into operation	...	...	...	...	...	...	...	1st June, 1992.

The Control of Dogs Ordinance, 1992

THE STATES, in pursuance of their Resolution of the 1st August, 1991(a), hereby order:-

Control of dogs.

1. Any person who is the owner of a dog shall exclude the dog from -

- (a) any children's play area set out in Part I of the Schedule;
- (b) any street, road, quay, jetty or walk set out in Part II of the Schedule, unless the dog is at all times on a lead and under close supervision;
- (c) any public sports playing field set out in Part III of the Schedule, unless the dog is at all times on a lead and under close supervision;

(a) Article XV of Billet d'État XX of 1991.

- (d) any beach set out in Part IV of the Schedule at any time between the 1st May and the 30th September (both dates inclusive) in any year;
- (e) the bathing pools and the precincts thereof at La Vallette.

Clearance of fouling in public places.

2. (1) Any person in charge of a dog in a public place shall remove immediately any faeces deposited there by the dog.

(2) In subsection (1) the expression to "remove" means to remove the faeces from that place or to deposit the faeces in a receptacle provided for the specific purpose.

Prohibition of fouling in certain places.

3. No person in charge of a dog shall permit the dog to foul any street, road, quay, jetty or walk set out in Part II of the Schedule by depositing its faeces thereon.

Offences.

4. (1) A person who without reasonable excuse (proof whereof shall lie on him) contravenes any provision of section 1, 2 or 3 is guilty of an offence and liable on summary conviction to a fine not exceeding level 2 on the uniform scale.

(2) A person is not guilty of an offence under this Ordinance by reason of anything done or omitted to be done under the authority of and in accordance with the conditions of a licence under section 7(1).

(3) It is not a reasonable excuse for a person charged with a contravention of section 2 to show that he did not have with him any means of removing the faeces in question.

Owner deemed to be person in charge.

5. For the purposes of sections 2 and 3, the owner of a dog shall be deemed to be the person in charge thereof unless the owner satisfies the court that at the time of the alleged offence the dog was in the charge of some other person.

Certain dogs exempted.

6. The provisions of this Ordinance do not apply to-

- (a) a blind person in charge of a dog which is used solely by him for his guidance;
- (b) a police dog or customs dog in the charge of an officer of police or, as the case may be, a States Revenue Officer.

Exemption by licence.

7. (1) The President of the Board of Administration may by licence exempt -

- (a) the owner or person in charge of any dog specified in the licence; or

- (b) the participants in or organisers of any event or show (whether the participants or organisers are named in the licence or are referred to by general description);

from any provision of this Ordinance.

(2) A licence under subsection (1) may be granted subject to such conditions (whether as to the purposes or the period for which the licence may be exercised or otherwise) and subject to the payment of such fee as the President of the Board of Administration may think fit.

(3) A person wishing to obtain a licence under subsection (1) shall make an application in that behalf to the President of the Board of Administration not less than three weeks before the licence is desired to come into effect.

Interpretation.

8. In this Ordinance -

"beach" includes any slope, slip or staircase leading to the beach;

"contravention" includes failure to comply, and cognate expressions shall be construed accordingly;

"officer of police" means a member of the salaried police force of the Island of Guernsey and, within the limits of his jurisdiction, a member of the special constabulary of the Island of Guernsey;

"owner", in relation to a dog in respect of which section 7 of the Dog Licences (Guernsey) Law, 1969(b) is for the time being complied with, means the person whose name is borne on the collar, or on the metal disc attached to the collar, of the dog;

"public place" means any place to which the public are entitled or permitted to have access;

"street" and "road" include any adjacent footpath.

Repeals.

9. The Prohibited Places (Dogs) Ordinances, 1970 and 1982(c), section 3 of the Ordinance entitled "Ordonnance relative aux Bains de Mer dans la Baie de la Vallette" of 1869, as amended(d), and section 1(c) of La Vallette (Bathing Places) (Amendment) Ordinance, 1982 are repealed.

(b) Ordres en Conseil Vol. XXII, p.296.

(c) Recueil d'Ordonnances Tome XVI p.450; and Tome XXII p.194.

(d) Recueil d'Ordonnances Tome IV, p.96; and Tome XXII, p.195.

Extent.

10. This Ordinance shall apply to the Islands of Guernsey and Herm.

Citation.

11. This Ordinance may be cited as the Control of Dogs Ordinance, 1992.

Commencement.

12. This Ordinance shall come into force on the 1st June, 1992.

SCHEDULE

PART I

CHILDREN'S PLAY AREAS (PROHIBITED AT ALL TIMES)

Play areas at -

- (a) Saumarez Park;
- (b) Delancey Park;
- (c) Beau Sejour Park;
- (d) Cambridge Park;
- (e) Les Amarreurs;
- (f) Le Grand Bouet, Rue des Pins, Saint Peter Port;
- (g) Le Courtil St. Jacques, Saint Peter Port;
- (h) La Rue des Escaliers and Rue Jehannet, Saint Martin's.

All playgrounds of States schools.

The playgrounds of Saint Mary and Saint Michael School and Notre Dame du Rosaire School.

PART II

STREETS, ROADS, QUAYS, JETTIES OR WALKS (PROHIBITED UNLESS DOG IS ON LEAD AND UNDER SUPERVISION)

1. High Street, Church Square, Market Hill, Commercial Arcade, Market Street, Mill Street, Mansell Street, Contrée Mansell, Mansell Court, the Bordage, Fountain Street, Smith Street, Pollet Street, the North Pier Steps, the Venelles leading from High Street to the Quay, Quay Street, Cow Lane, Saint Peter Port and the

roads, quays, jetties and walks of the Harbour of Saint Peter Port.

2. New Road, Saint Sampson's, from its junction with Saint Sampson's Bridge to its junction with Brock Road.
3. Saint Sampson's Bridge.
4. Vale Avenue, Vale, from its junction with Saint Sampson's Bridge to its junction with Summerfield Road and Braye Road.
5. The roads and quays on the northern side of Saint Sampson's Harbour lying between Saint Sampson's Bridge and the Old North Pier.
6. Burnt Lane, Back Street, Port Vase, Les Corbins Lane, Les Corbins Steps, Bruce Lane (Upper Canichers) and Water Lanes, Saint Peter Port.
7. Les Canichers, Saint Peter Port, from its junction with Saint Julian's Avenue to its junction with Bosq Lane.

PART III

PUBLIC SPORTS PLAYING FIELDS (PROHIBITED UNLESS
DOG IS ON LEAD AND UNDER SUPERVISION)

Playing fields at -

- (a) Delancey Park;
- (b) Beau Sejour Park;

- (c) Cambridge Park;
- (d) Victoria Avenue;
- (e) Saumarez Park;
- (f) the Vale Commons;
- (g) Rovers Football Club, Port Soif.

Les Brehauts playing fields.

Osmond Priaulx Memorial playing fields.

Sylvans playing fields.

All playing fields owned by the States.

PART IV

BEACHES (PROHIBITED BETWEEN THE 1ST MAY
AND THE 30TH SEPTEMBER)

The following beaches marked in red on maps numbered DG1 and DG2 which, for the purposes of identification, have been signed by the Bailiff on the 29th April, 1992 and lodged at the Greffe-

Map DG1 (Guernsey)

- (a) Fermain;
- (b) Petit Bot;
- (c) L'Eree;
- (d) Vazon;
- (e) Cobo;
- (f) Port Soif;
- (g) L'Ancrese/Pembroke.

Map DG2 (Herm)

Shell Beach.

Belvoir Bay.

Fisherman's Beach.

The area of beach from in front of the White
House Hotel to the Herm Harbour Jetty.

K. H. TOUGH,
Her Majesty's Greffier