

Statutory Document No. 2023/0206

*Dogs Act 1990*

## PEEL DOG CONTROL BYELAWS 2023

*Approved by the Department of Infrastructure:**Laid before Tynwald:**Coming into operation:**24 July 2023*

The Peel Town Commissioners ("the Commissioners") make the following Byelaws under section 24(1) and (4) and section 28(4) of the Dogs Act 1990. In accordance with section 24(10) of that Act the Commissioners have obtained the approval of the Department of Infrastructure (following consultation by that Department with the Department of Environment, Food and Agriculture under section 24(10A) of that Act). The Commissioners have also obtained the consent of the owner of any open space or car park to which the Byelaws apply which is not vested in or under the management or control of the Commissioners, in accordance with section 24(5) of that Act.

### 1 Title

These Byelaws are the Peel Dog Control Byelaws 2023.

### 2 Commencement

These Byelaws come into operation on 24 July 2023.<sup>1</sup>

### 3 Interpretation

(1) In these Byelaws —

"the Act" means the Dogs Act 1990;

"assistance dog" means —

- (a) a dog which has been trained to guide a blind person by Guide Dogs for the Blind Association (Isle of Man registered charity number 1334; England and Wales registered charity number 209617; Scotland registered charity number SC038979) or the

<sup>1</sup> These Byelaws expire 10 years after the date on which they are made, in accordance with section 24(1) of the Dogs Act 1990, if not revoked earlier. Section 28(4) of the Dogs Act 1990 requires Byelaws approved by the Department of Infrastructure and made under that Act to be laid before Tynwald.

- Seeing Dogs Alliance (England and Wales registered charity number 1156790);
- (b) a dog which has been trained to assist a deaf person by Hearing Dogs for Deaf People (England and Wales registered charity number 293358; Scotland registered charity number SC040486); or
  - (c) a dog which has been trained to assist a disabled person who has a disability that consists of epilepsy or otherwise affects the person's mobility, manual dexterity, physical co-ordination or ability to lift, carry or otherwise move everyday objects by a prescribed charity;

**“prescribed charity” means —**

- (a) Dogs for Good (England and Wales registered charity number 1092960; Scotland registered charity number SC039828);
  - (b) Support Dogs Limited (England and Wales registered charity number 1088281);
  - (c) Canine Partners for Independence (England and Wales registered charity number 803680; Scotland registered charity number SC039050);
  - (d) Autism Dogs (England and Wales registered charity number 1199343);
  - (e) Dog Assistance in Disability (England and Wales registered charity number 1178719);
  - (f) Support Dogs Limited (England and Wales registered charity number 1088281).
- (2) A reference in these Byelaws to —
- (a) the keeper of a dog does not include —
    - (i) a person who is in possession of an assistance dog whilst being assisted by the dog;
    - (ii) a member of the Isle of Man Constabulary or an officer of Isle of Man Customs and Excise when engaged in law enforcement functions, or a member of His Majesty's Armed Forces when engaged on operational duties within the Island;
    - (iii) a member of the Isle of Man Search and Rescue Dog Association when engaged either on an operation on behalf of any of the emergency services or on a training exercise; and
    - (iv) any member of the National Search and Rescue Dog Association when working or training with that Association; and
  - (b) a dog does not include any dog that —

- (i) is permitted by the head teacher (or a person acting in that capacity) to be on the grounds or playing fields, or within, a school specified in paragraph (c) of Part 1 of Schedule 1; and
- (ii) remains on a lead or is otherwise kept under control at all times while it is on the grounds or playing fields, or within, the school.

#### **4 Dogs prohibited from being present in specified open spaces and beaches**

The keeper of a dog commits an offence if, when the keeper is with the dog, the dog accesses —

- (a) an open space specified in Part 1 of Schedule 1 at any time; or
- (b) a beach specified in Part 2 of Schedule 1 between 1 April and 30 September (inclusive) in any year.

Penalty: (summary) fine of £2000 [level 3 on the standard scale].

#### **5 Dogs prohibited from being at large in specified open spaces and beaches**

- (1) The keeper of a dog commits an offence if the dog is found at large —
  - (a) in an open space as specified in Part 1 of Schedule 2 at any time; or
  - (b) on a beach as specified in —
    - (i) Part 2 of Schedule 2 at any time; or.
    - (ii) Part 3 of Schedule 2 between 1 October and 31 March (inclusive) in any year.

Penalty: (summary) fine of £2000 [level 3 on the standard scale].

- (2) Paragraph (1) is subject to section 24(2) of the Act.

#### **6 Removal of canine faeces**

- (1) The keeper of a dog is guilty of an offence if, without reasonable excuse, the keeper fails to remove, within a reasonable time, any faeces deposited by the dog on —
  - (a) any highway in the town district of Peel which consists of or comprises a carriageway;
  - (b) an open space as specified in in Part 1 of Schedule 3; or
  - (c) a beach as specified in Part 2 of Schedule 3.

Penalty: (summary) fine of £2000 [level 3 on the standard scale].

- (2) For the purpose of paragraph (1) —

- (a) faeces shall be taken as removed if they are deposited in any public bin provided for the purpose in the area or open space by a local or other public authority;
- (b) it is not a reasonable excuse that the keeper did not have with them any means of removal of the faeces.

## 7 Schedule 4

Schedule 4 has effect to show on plans the open spaces and beaches, referred to in byelaws 4, 5 and 6, that are specified in Schedules, 1, 2 and 3.

THE COMMON SEAL<sup>2</sup> of Peel Town Commissioners was affixed on 11 July 2023 in the presence of



(L.S.)

MADE Eleventh July 2023

H HANNAN

Chair, Peel Town Commissioners

D SEWELL

Clerk to Peel Town Commissioners

<sup>2</sup> As required by section 30(2) of the Local Government Act 1985.

**SCHEDULE 1****PART 1**

[Byelaw 4(a)]

**OPEN SPACES WHERE DOGS ARE PROHIBITED AT ANY TIME**

The open spaces referred to in byelaw 4(a) are the following areas, shown edged red, in plans in Schedule 4 —

- (a) the recreation areas at —
  - (i) Castle Street gardens as shown on the plan marked “Plan 1”;
  - (ii) St Peter’s Church Gardens, Market Place as shown on the plan marked “Plan 1”; and
  - (iii) Marine Parade as shown on the plan marked “Plan 2”;
- (b) the children’s play areas at —
  - (i) West View as shown on the plan marked “Plan 1”;
  - (ii) the Headlands Field as shown on the plan marked “Plan 2”; and
  - (iii) Kerroo Coar as shown on the plan in Schedule 4 marked “Plan 3”;
  - (iv) the Western Swimming Pool as shown on the plan marked “Plan 3”;
  - (v) Reayrt Aalin as shown on the plan marked “Plan 4”;
  - (vi) Close Caaig, Reayrt Ny Cronk as shown on the plan marked “Plan 5”;
- (c) the playgrounds and playing fields at Peel Clothworkers School as shown on the plan marked “Plan 3”.

**PART 2**

[Byelaw 4(b)]

**BEACHES WHERE DOGS ARE PROHIBITED BETWEEN 1 APRIL AND 30 SEPTEMBER IN ANY YEAR**

Peel Beach.

**SCHEDULE 2****PART 1**

[Byelaw 5(1)(a)]

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

The open spaces referred to in byelaw 5(1)(a) are the following areas, shown edged green, in plans in Schedule 4 —

- (a) the recreation areas at —
  - (i) the Headlands Field as shown on the plan marked “Plan 6”;
  - (ii) Peel Hill as shown on the plan marked “Plan 7”;
  - (iii) St Patrick’s Isle as shown on the Plan marked “Plan 8”;
  - (iv) Peel Campsite, Derby Road as shown on the plan marked “Plan 10”; and
  - (v) River Neb as shown on the plan marked “Plan 11”;
- (b) the grassed areas at —
  - (i) Reayrt Aalin as shown on the plan marked “Plan 9”;
  - (ii) Maple Avenue, Ballawattleworth as shown on the plan marked “Plan 9”;
  - (iii) Oak Park, Ballawattleworth as shown on the plan marked “Plan 10”;
  - (iv) Close Caaig, Reayrt Ny Cronk and Ballacross Road, Slieau Whallian View as shown on the plan marked “Plan 10”;
  - (v) Corran Pirragh, Reayrt Ny Cronk as shown on the plan marked “Plan 10”;
  - (vi) Campion Crescent, Reayrt Ny Keylley as shown on the plan marked “Plan 10; and
  - (vii) Ballatessan Meadows as shown on the plan marked “Plan 11”.

**PART 2**

[Byelaw 5(1)(b)(i)]

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

Fenella Beach.

**PART 3**

[Byelaw 5(1)(b)(ii)]

**BEACHES WHERE DOGS MUST NOT BE AT LARGE BETWEEN 1 OCTOBER  
AND 31 MARCH IN ANY YEAR**

Peel Beach.

**SCHEDULE 3****PART 1**

[Byelaw 6(1)(b)]

**OPEN SPACES FROM WHICH A DOG'S FAECES MUST BE REMOVED**

The open spaces referred to in byelaw 6(1)(b) are —

- (a) the recreation areas at —
  - (i) Castle Street gardens as shown on the plan marked "Plan 1";
  - (ii) St Peter's Church Gardens, Market Place as shown on the plan marked "Plan 1";
  - (iii) Marine Parade as shown on the plan marked "Plan 2";
  - (iv) the Headlands Field as shown on the plan marked "Plan 6";
  - (v) Peel Hill as shown on the plan marked "Plan 7";
  - (vi) St Patrick's Isle as shown on the plan marked Plan 8";
  - (vii) Peel Campsite, Derby Road as shown on the plan marked "Plan 10"; and
  - (viii) River Neb as shown on the plan marked "Plan 11";
- (b) the children's play areas at —
  - (i) West View as shown on the plan marked "Plan 1";
  - (ii) the Headlands Field as shown on the plan marked "Plan 2";
  - (iii) the Western Swimming Pool as shown on the plan marked "Plan 3";
  - (iv) Kerroo Coar as shown on the plan marked "Plan 3";
  - (v) Reayrt Aalin as shown on the plan marked "Plan 4"; and
  - (vi) Close Caaig, Reayrt Ny Cronk as shown on the plan marked "Plan 5";
- (c) the grassed areas at —
  - (i) Reayrt Aalin as shown on the plan marked "Plan 9";
  - (ii) Maple Avenue, Ballawattleworth as shown on the plan marked "Plan 9";
  - (iii) Oak Park, Ballawattleworth as shown on the plan marked "Plan 10";
  - (iv) Close Caaig, Reayrt Ny Cronk and Ballacross Road, Slieau Whallian View as shown on the plan marked "Plan 10";
  - (v) Corran Pirragh, Reayrt Ny Cronk as shown on the plan marked "Plan 10";
  - (vi) Campion Crescent, Reayrt Ny Keylley as shown on the plan marked "Plan 10; and





- (vii) Ballatessan Meadows as shown on the plan marked "Plan 11"; and
- (d) the playgrounds and playing fields at Peel Clothworkers School as shown on the plan marked "Plan 3".

**PART 2**

[Byelaw 6(1)(c)]

**BEACHES FROM WHICH A DOG'S FAECES MUST BE REMOVED**

Peel Beach

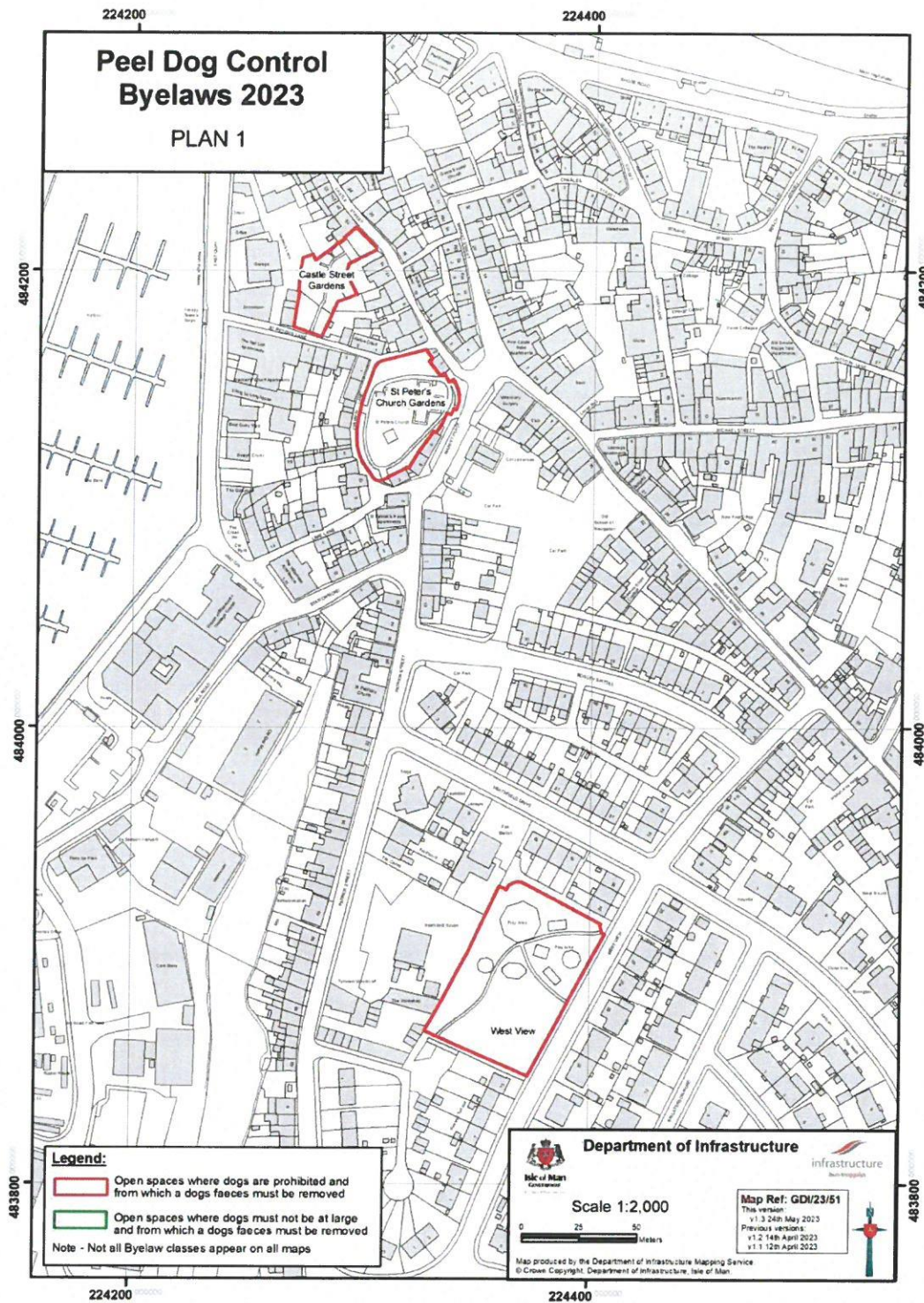
Fenella Beach

**SCHEDULE 4**

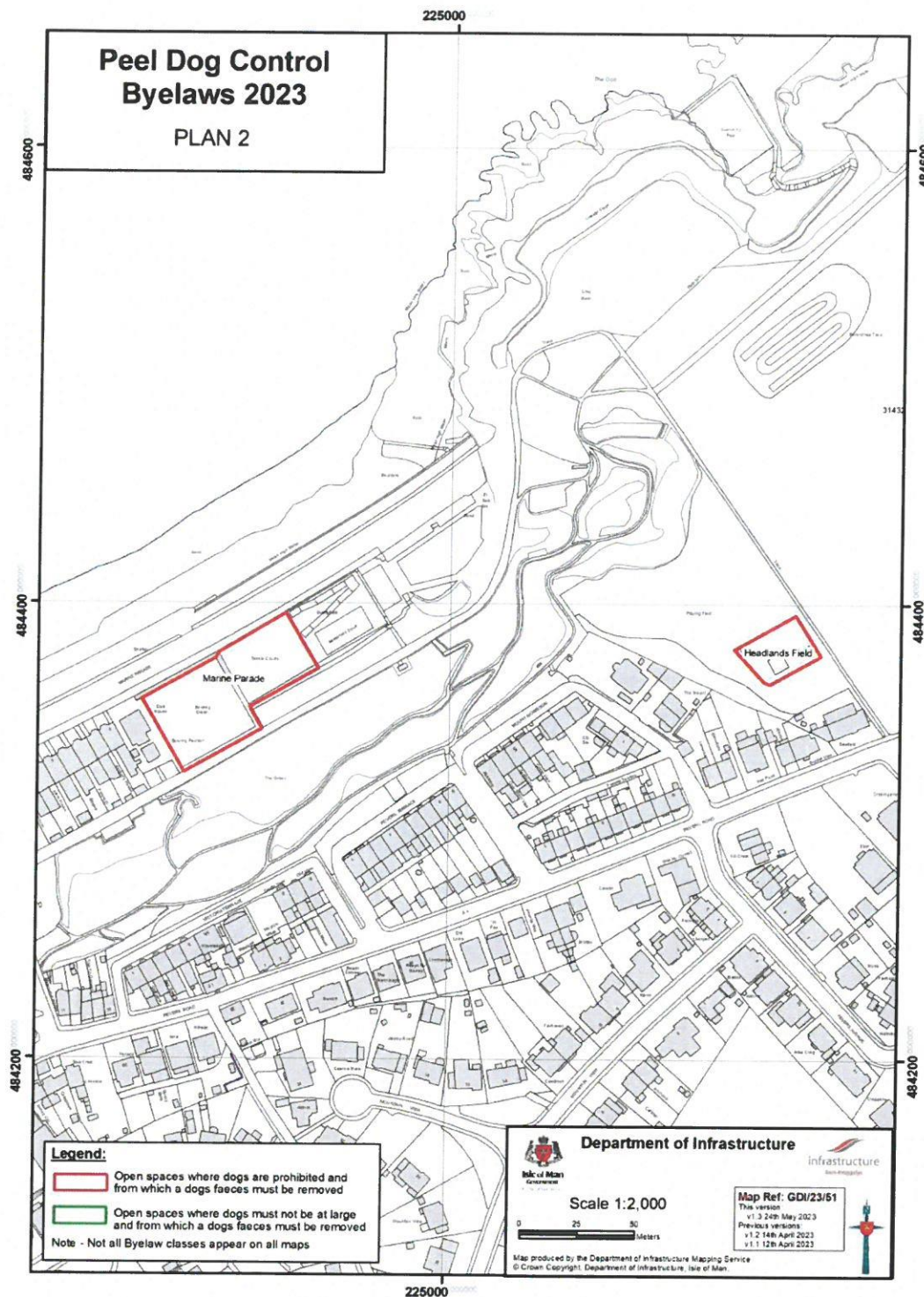
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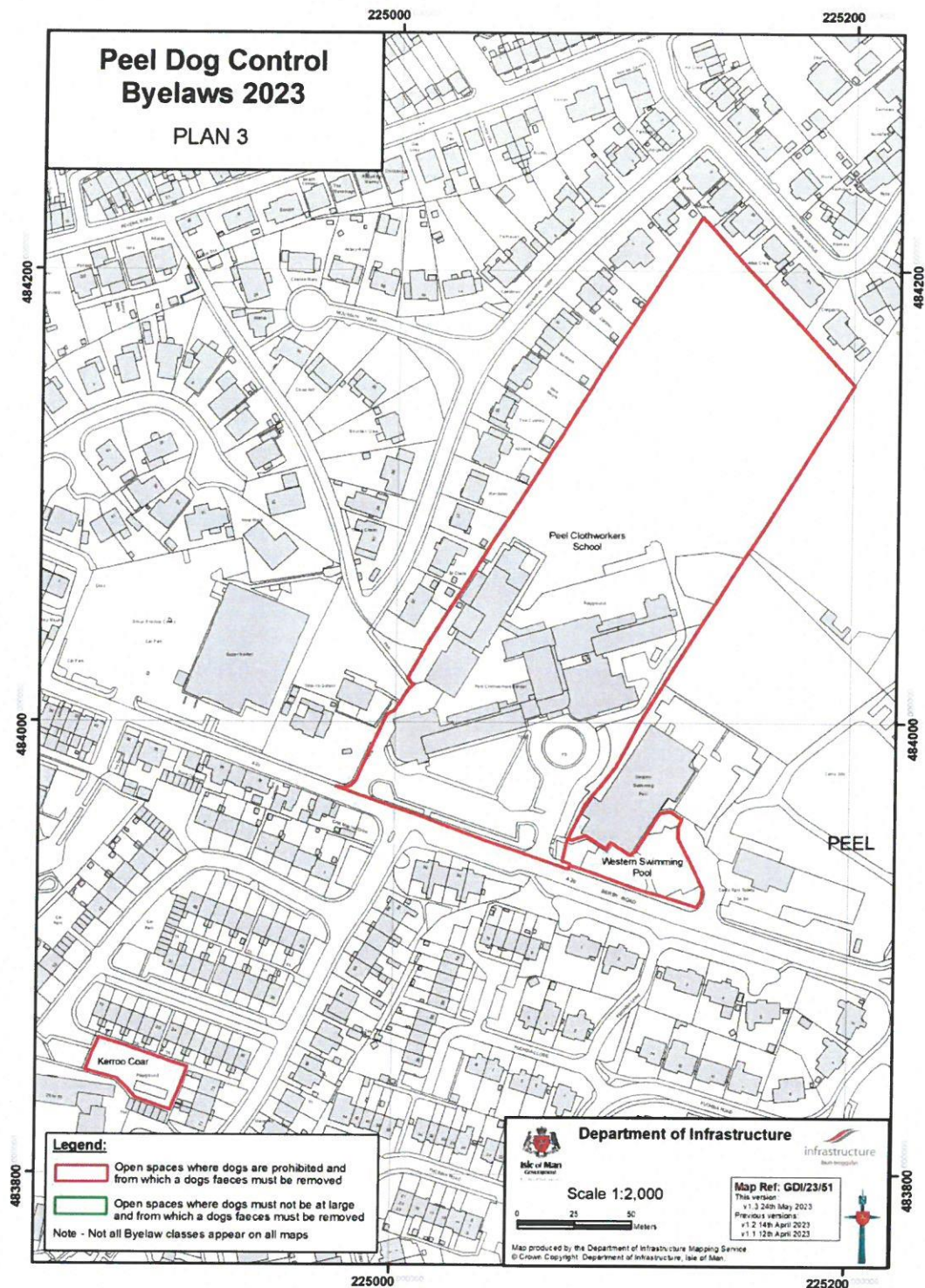
**PLANS**



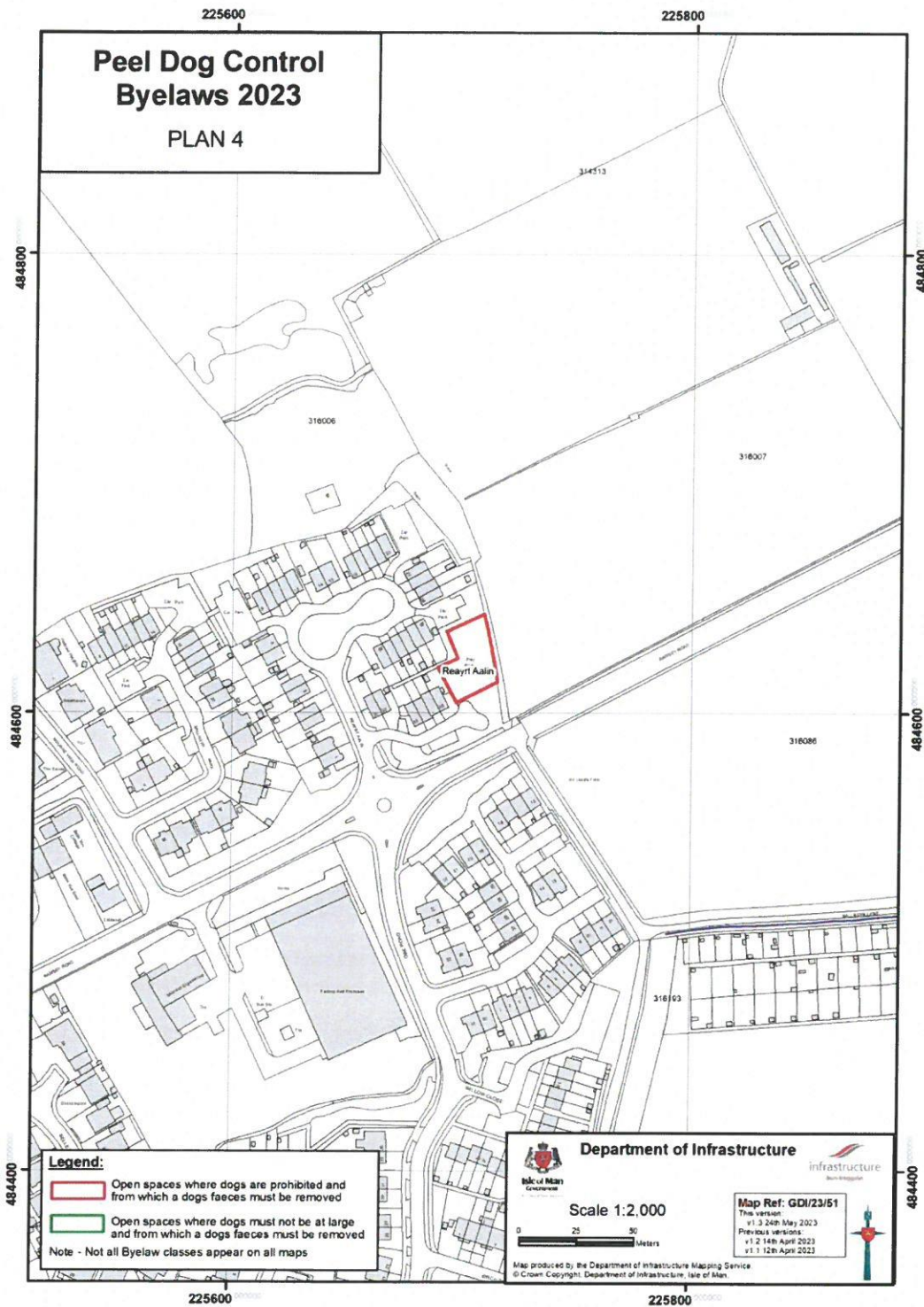


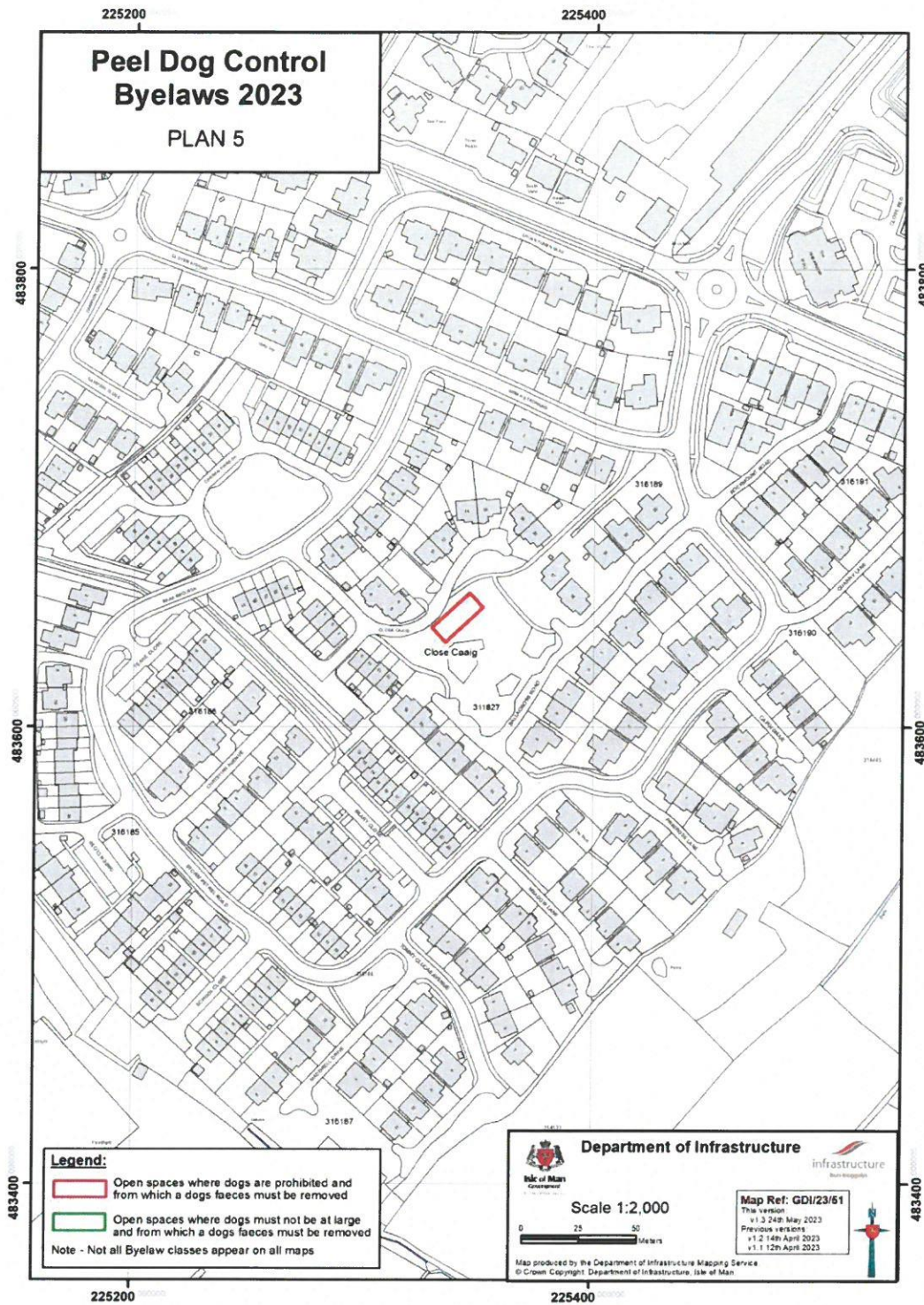




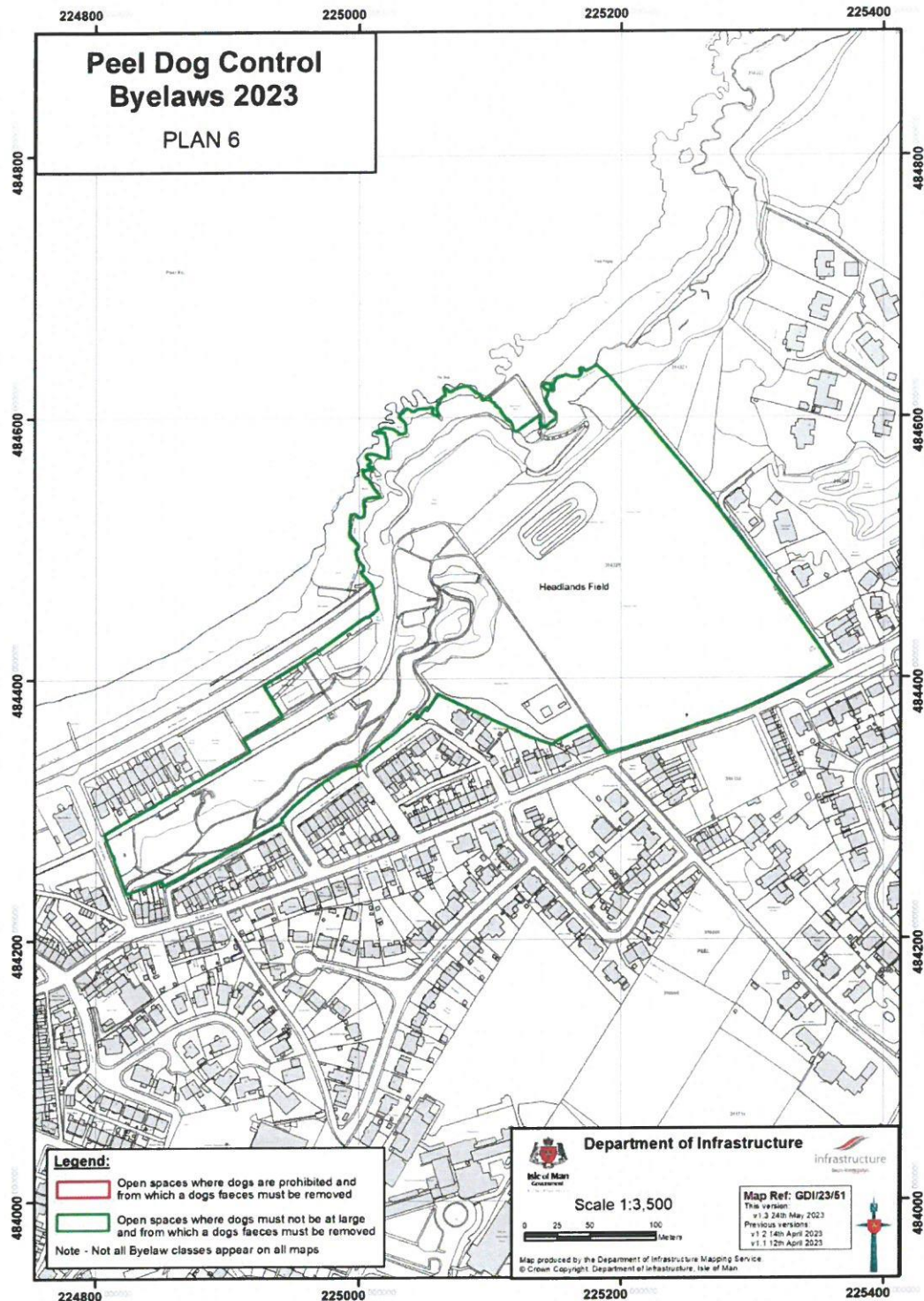




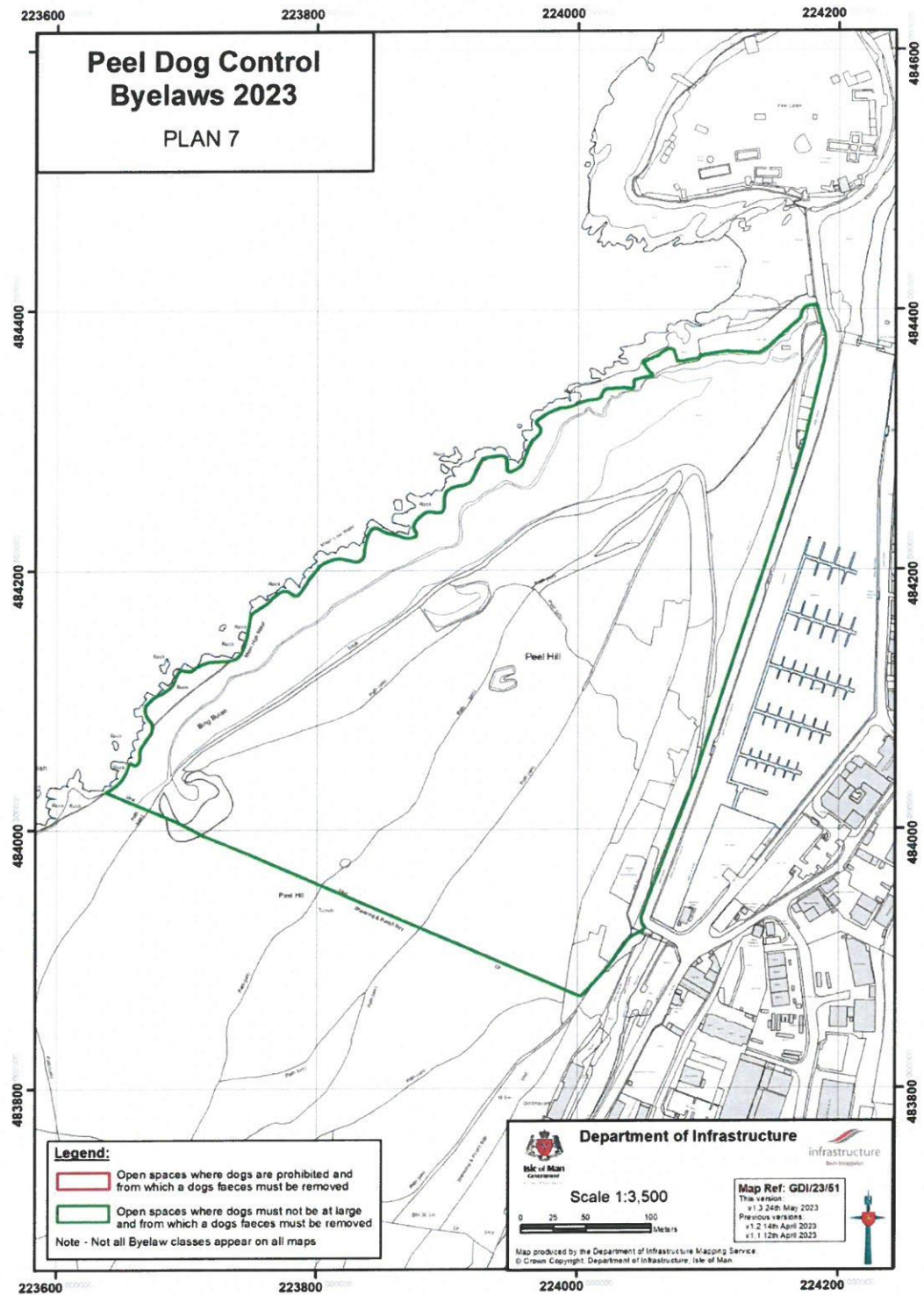


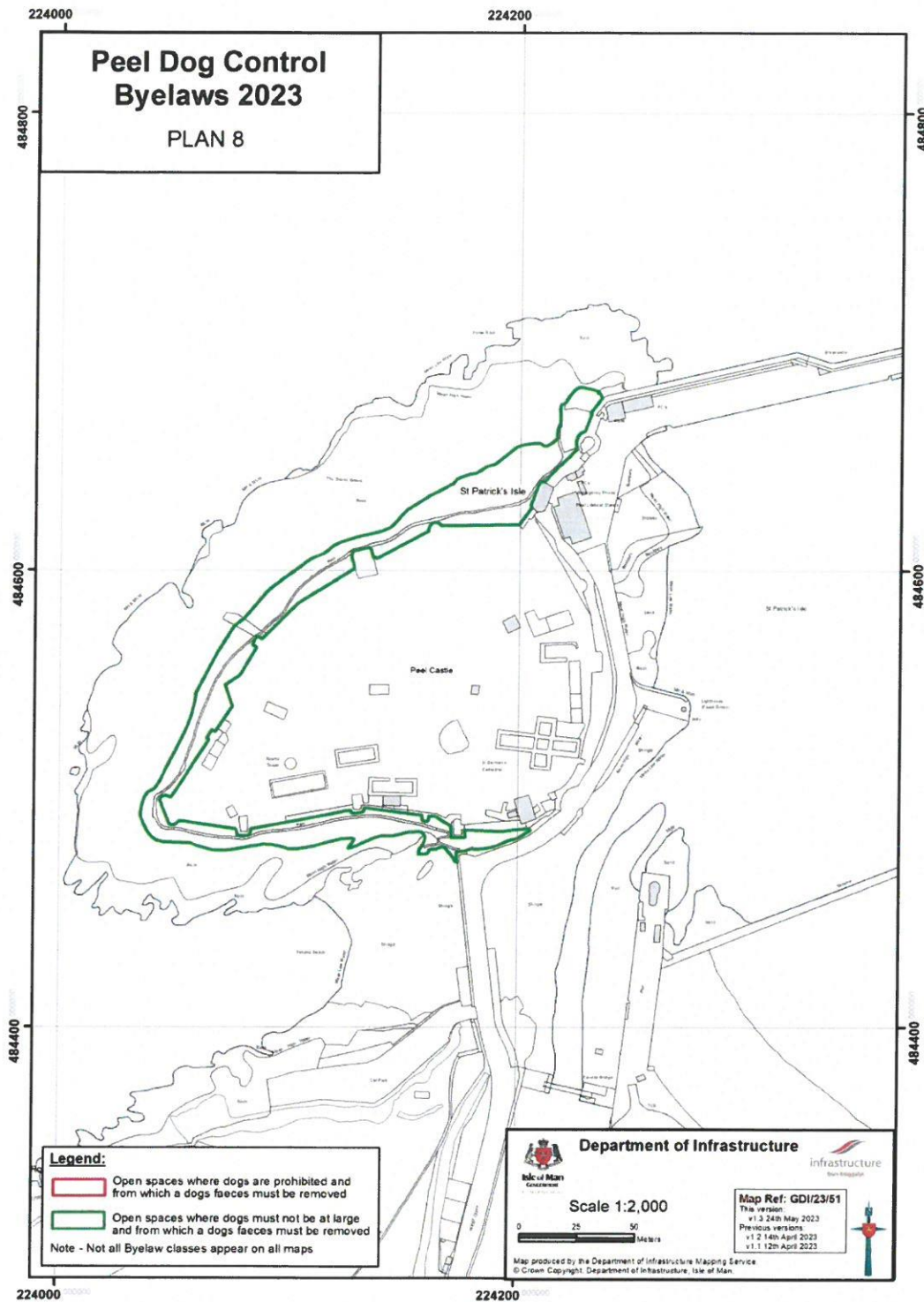




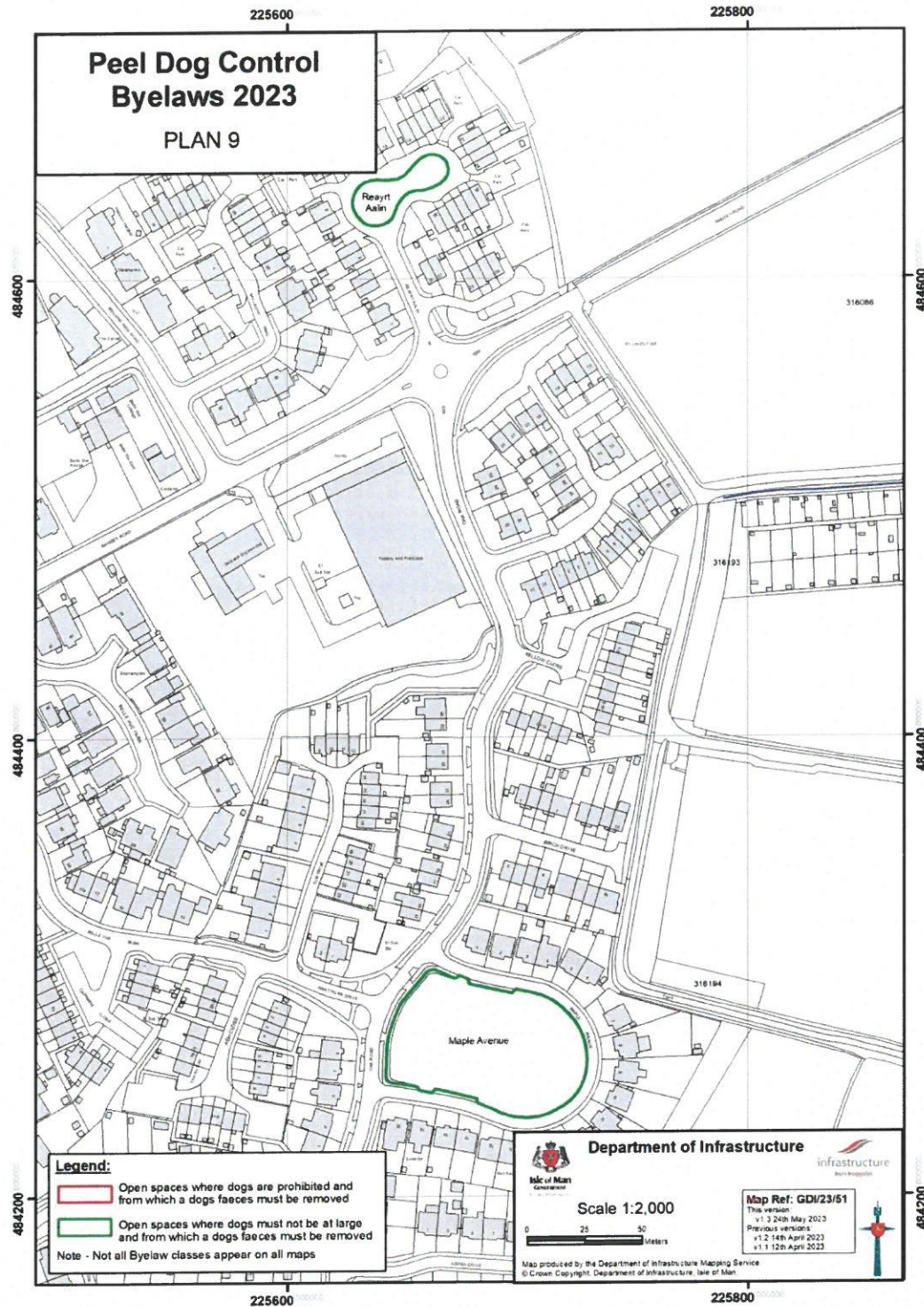




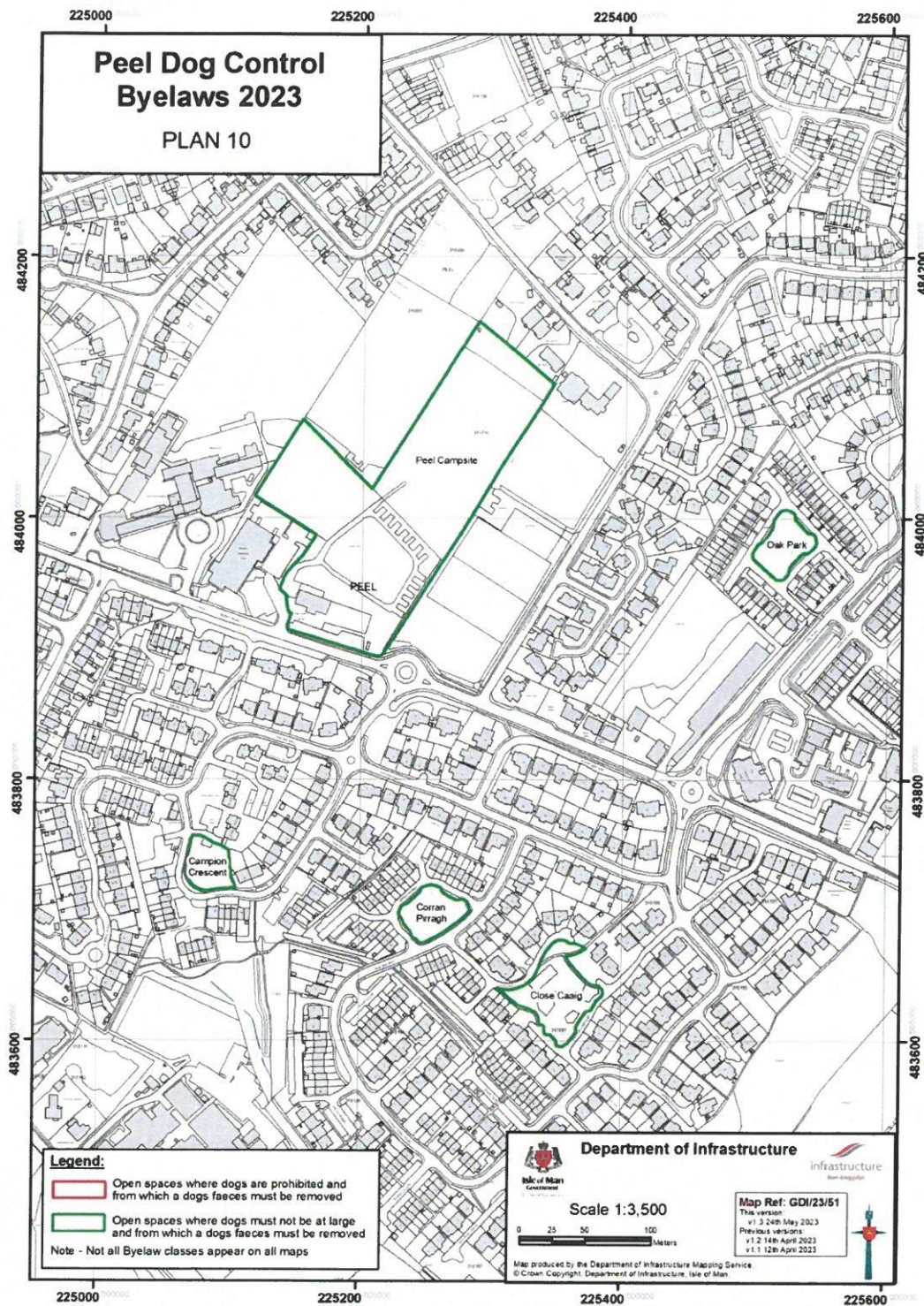




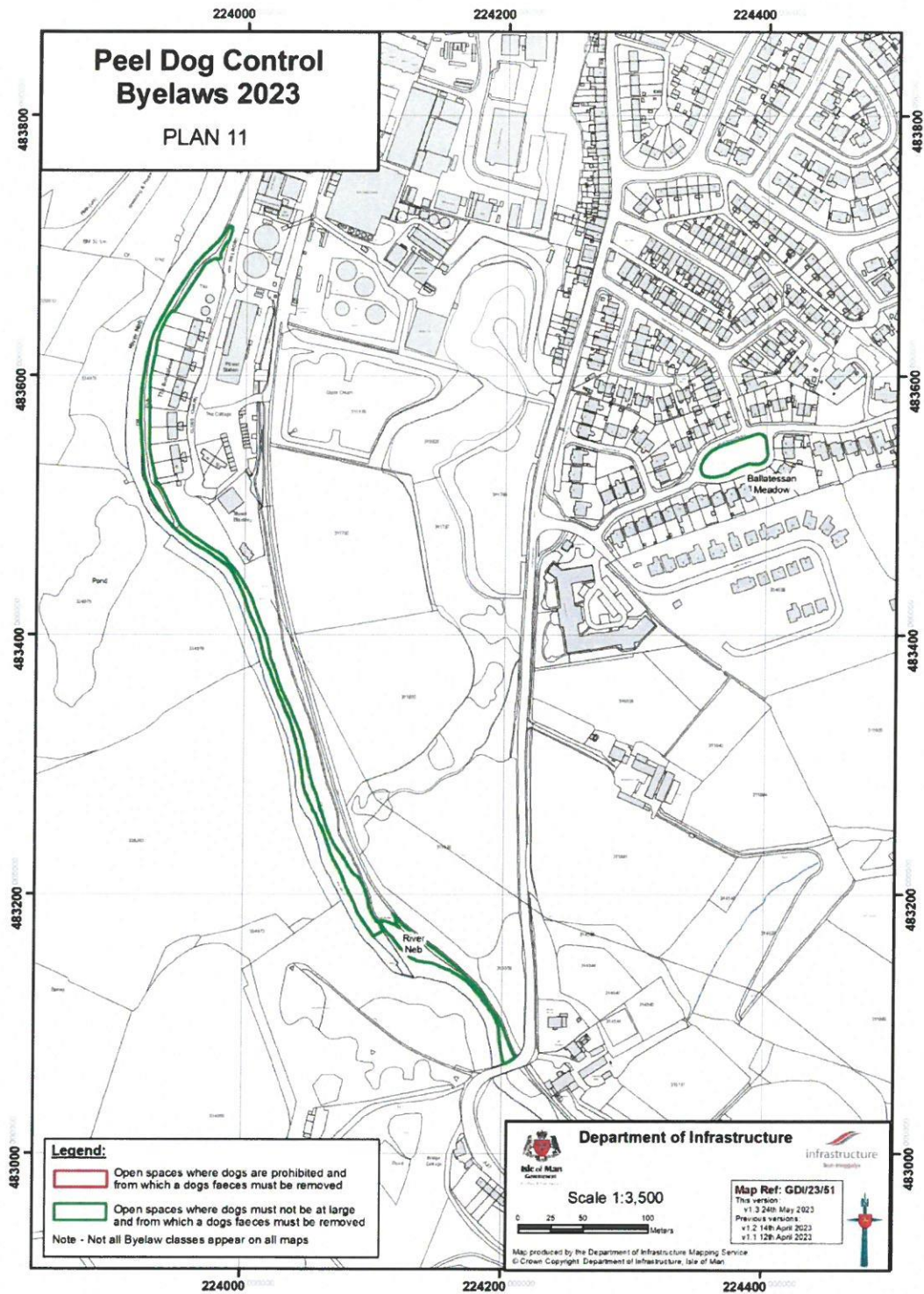












**EXPLANATORY NOTE**

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

These Byelaws impose controls on dogs in certain parts of the Local Government District of Peel. Dogs are prohibited from the open spaces specified in Part 1 of Schedule 1 at any time and are prohibited from a beach specified in Part 2 of Schedule 1 between 1 April and 30 September in any year. Dogs may not be at large in the open spaces specified in Part 1 of Schedule 2 or the beach specified in Part 2 of Schedule 2 at any time, and the beach specified in Part 3 of Schedule 2 between 1 October and 31 March in any year.

Dog faeces must also be removed from any highway within its district which consists of or comprises a carriageway and from the open spaces or beaches described in Schedule 3.

Contravention of these byelaws is an offence by the keeper of the dog, punishable by a fixed penalty fine of £50 or, upon summary conviction, a fine of up to £2,000.