

Appendix 1: Procedure for adopting Dog Control Orders in Maidstone

A dog control order will specify the land to which the order relates as well as the times during which the order will apply. In practice, this means that an authority can designate any area of land within its boundary that is open to the air and to which the public has access as being land on which specified dog offences will apply.

Procedures for designating dog control orders:

The Dog Control Orders (Procedures) Regulations 2006 require that before a Council can make a dog control order, the Council must publish a notice describing the proposed order in a local newspaper circulating in the same area as the land to which the order(s) would apply and invite comments on the proposal.

The notice must:

- identify the land to which the order(s) will apply
- summarise the order(s)
- if the order(s) refer to a map, the Council must say where the map can be inspected. This must be at an address in the authority's area, be free of charge and available at all reasonable hours during the consultation period
- give the address to which, and the date by which, representations must be sent to the authority. The final date for representation must be at least 28 days after the publication of the notice

At the end of the consultation period the authority must consider any representations that have been made. If it then decides to proceed with the order(s), it must decide when the order(s) will come into force. The order(s) cannot come into force until 14 days after the order(s) was made.

Once the order(s) has been made, the authority must, at least 7 days before it comes into force, publish a notice in a local newspaper circulating in the same area as the land to which the order(s) applies stating:

- that the order(s) has been made and
- where the order(s) may be inspected and where copies of it can be obtained

If possible, a copy of the notice must also be published on the authority's website. If, after considering representations, an authority decides to amend its proposal, it must start the procedure again, publishing a new notice describing the amended proposal.

There is a legal requirement that, where practicable, signs must be placed summarising the order on land to which a new order applies, thereby informing the public that land is subject to an order. For example, if an order were made excluding dogs from a park, copies of the order should be placed at the entrances to the park when it was first made, and permanent signs should be erected informing the public that dogs are not permitted in the park. Where a dog control order applies to a large area of land, for example, an order in respect of fouling by dogs, it may not be feasible to post copies of the order of the land, but signs warning the public that it is an offence not to clear up dog faeces should be placed at regular intervals.

The following orders are proposed for Maidstone and will be subject to the consultation process outlined above, before being referred back to the Cabinet Member for consideration after this period has concluded.

Proposed Order 1

An order making it an offence for people in charge of dogs to fail to remove dog faeces at any time without reasonable excuse or consent of the person having control of the land. This will apply to any land, open to the air and to which the public have access in Maidstone Borough.

Proposed Order 2

An order making it an offence for any person in charge of a dog to take a dog onto or permit a dog to enter or remain on land in a dog exclusion zone at any time,) without reasonable excuse or consent of the person having control of the land. This would apply only to land included in a dog exclusion zone.

Proposed exclusion zones

Children's Enclosed Play Area	Ward	Ownership
Adisham Drive	Allington	MBC
Albert Reed Gardens	South	MBC
Allnut Mill	South	TBC
Arundel Street	North	MBC
Ashhurst Road	East	MBC
Barming Heath	Heath	MBC
Bearsted Green	Bearsted	Parish
Bedgebury Close	East	MBC
Bell Shaw	Park Wood	Golding Homes
Boughton Monchelsea	Boughton Monchelsea & Chart Sutton	Parish
Braunstone Drive	Allington	MBC
Bredhurst Village Green	Boxley	Parish
Brookbank	North	MBC
Camden Street	East	MBC
Cardwell, Hollingbourne	North Downs	Parish
Chart Sutton	Boughton Monchelsea & Chart Sutton	Parish
Cherry Close	Lenham	Parish
Church Landway	Bearsted	Trust
Clare Park	Fant	MBC
Cockpits, Marden	Marden & Yalding	MBC
Collier Street	Marden & Yalding	Parish
Collis Millenium Toddler play area	High Street	Trust
Corben Close	Allington	MBC
Cornwallis Avenue, Linton	Coxheath and Hunton	MBC
Cornwallis Park	Bridge	MBC
Coxheath Village Green	Coxheath & Hunton	Parish
Crownfields	Detling & Thurnham	MBC
Day's Green, Headcorn	Headcorn	Parish
Dicken's Road	North	MBC
Drawbridge Close	Shepway South	MBC
East Sutton	Headcorn	Parish
Fairhurst Drive, Dean St	Coxheath & Hunton	MBC
Fountain Park	South	MBC
Foxden Drive	Downswood	MBC
Franklin Drive	Boxley	MBC
Freshlands Road	Heath	MBC
Gallants Lane, Coxheath	Coxheath & Hunton	MBC
Gatland Lane	Fant	MBC
Giddyhorn Lane Play Area	Allington	MBC
Glebe Field	Harrietsham	Parish

Groewood Drive North	Detling & Thurnham	MBC
Ham Lane	Lenham	Parish
Hedley Street	East	Golding
Hunton Village Green	Coxheath and Hunton	Parish
James Street	East	MBC
Juniper Close	Allington	MBC
Keswick Drive	Allington	MBC
King George V Play Area, Loose	Loose	Parish
Kingswood Sports Field	Broomfield and Kingswood	Parish
Kintons, Yalding	Marden & Yalding	MBC
Laddingford	Marden & Yalding	Parish
Langley Play Area, Play area	Sutton Valence & Langley	Parish
Lime Trees	Staplehurst	MBC
Mallards Way	Downswood & Otham	MBC
Mangravet	South	MBC
Marden Playing Fields	Marden & Yalding	Parish
Mote Park	Shepway North	MBC
Mote Park Natural Play	Shepway South	MBC
Napoleon Drive, Marden	Marden & Yalding	Developer
Nettlestead Village Hall	Marden & Yalding	Parish
Park Wood Rec	Park Wood	MBC
Passmore Way	South	Developer
Penenden Heath	East	MBC
Penhurst Close	Boxley	MBC
Pested Bars	Park Wood	MBC
Peverel Drive	Detling & Thurnham	MBC
Queen Elizabeth Square	Park Wood	MBC
School Lane, Mote Park	Shepway North	MBC
School Villas, Nettlestead	Marden & Yalding	Parish
Senacre Square	Shepway South	MBC
Shaw Close	East	MBC
Shepherds Gate Drive	Boxley	MBC
Shepway Green	Shepway North	MBC
Somerset Road	Shepway North	MBC
South Park Play Area	South	MBC
South Street	Barming	Parish
St Francis Close	North	MBC
Staple Drive	Staplehurst	MBC
Stevenswood	Shepway South	MBC
Stockbury	North Downs	Parish
Stoneacre, Otham	Downswood & Otham	Parish
Stratford Drive (Qu Eliz Sq)	Park Wood	MBC
Sunningdale Court	High Street	Golding
Surrenden Road	Staplehurst	Parish

Sutton Valence	Sutton Valence & Langley	Parish
Tarragon Road	Barming	Developer
Teston Country Park	Barming	KCC
The Harbour	Sutton Valence & Langley	MBC
The Tatt	Yalding	Parish
Timber Tops	Boxley	MBC
Ulcombe Rec	Headcorn	Parish
Vicarage Lane, East Farleigh	Coxheath and Hunton	Parish
Village Green, Charlton Lane	West Farleigh	Parish
Wallis Avenue	Parkwood	Golding
West Farleigh	Coxheath & Hunton	Parish
Westmorland Close	Shepway South	Golding
Whatman Park Infant	Bridge	MBC
Whatman Park Junior	Bridge	MBC
Whitebeam Drive	Coxheath and Hunton	MBC
Woodbridge Drive	South	MBC
Wormshill	North Downs	Parish
Other exclusion areas	Ward	Ownership
Maidstone Crematorium	Vinters Park	MBC