



DOGS ACT 1990

BRADDAN DOG CONTROL BYELAWS 2009

<i>Approved by the Department</i>	<i>18 May 2009</i>
<i>Laid before Tynwald</i>	<i>16 June 2009</i>
<i>Coming into operation</i>	<i>1 June 2009</i>

Braddan Parish Commissioners makes these Byelaws under section 24 of the Dogs Act 1990¹.

Where a specified open space is not vested in or under the management or control of Braddan Parish Commissioners, the consent of the owner of that open space has been obtained prior to making these Byelaws².

1 Title

The title of these Byelaws is the Braddan Dog Control Byelaws 2009.

2 Commencement

If approved by the Department of Local Government and the Environment³, these Byelaws come into operation on 1 June 2009.

3 Interpretation

In these Byelaws —

“at large”, in relation to a dog, means not on a lead or under the effective control of a person aged 10 years or over; and

“the Act” means the Dogs Act 1990.

¹ 1990 c.16

² As required by section 24(5) of the Act

³ As required by section 24(10) of the Act
Price Band A £1.20

4 Dogs prohibited from open spaces

Subject to section 24(2) of the Act, a keeper of a dog commits an offence if the dog is permitted to have access to an open space specified in Schedule 1.

5 Dogs at large in open spaces and beaches

Subject to section 24(2) of the Act, a keeper of a dog commits an offence if the dog is found to be at large in an open space or beach specified in Schedule 2.

6 Removal of canine faeces

(1) Where the keeper of a dog fails without reasonable excuse to remove any faeces deposited by the dog on —

(a) any highway in the Local Government District of Braddan which consists of or comprises a carriageway;
or

(b) an open space or beach specified in Schedule 2,

the keeper of the dog shall be guilty of an offence.

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

(a) faeces shall be considered to be removed if it is immediately removed to a public receptacle provided by Braddan Parish Commissioners or another suitable place of disposal; and

(b) it shall not be a reasonable excuse that the keeper did not have any convenient means of removing the faeces.

7 Exception

The keeper of a dog is not guilty of an offence under these Byelaws if he or she is —

(a) a registered blind person; or

(b) a member of the Isle of Man Constabulary in charge of a dog in the course of his or her duty.

MADE 26 May 2009

Seal of Authority

Chairman of Braddan Parish Commissioners

Clerk to Braddan Parish Commissioners

OPEN SPACES WHERE DOGS ARE PROHIBITED

- 1 The grounds and playing fields at —
 - (a) Braddan Primary School; and
 - (b) Ballacottier Primary School.

- 2 The sports ground and field at Strang Corner Field.

- 3 The children’s play areas at —
 - (a) Snugborough and the surrounding lawns;
 - (b) Coronation Terrace;
 - (c) Clybane;
 - (d) Strang Close; and
 - (e) Cronkbourne Village Green.

- 4 The part of Cronk Grianagh Park, including the children’s play area, that is detailed by a thick red line on the annexed plan deposited with these Byelaws at the General Registry and marked “Plan A”.

**OPEN SPACES AND BEACHES WHERE DOGS MUST NOT BE AT
LARGE AND WHERE DOG FAECES MUST BE REMOVED**

- 1 Little Ness and the surrounding headland (as detailed by a dashed red line on the annexed plan deposited with these Byelaws at the General Registry and marked "Plan B").
- 2 Keristal Picnic Area (as detailed by a dashed blue line on the annexed plan deposited with these Byelaws at the General Registry and marked "Plan B").
- 3 The footpaths between –
 - (a) Marine Drive and Keristal Beach; and
 - (b) Keristal Beach and Keristal Picnic Area,
(as detailed by a series of red dots on the annexed plan deposited with these Byelaws at the General Registry and marked "Plan B").
- 4 Keristal Beach.
- 5 The public rights of way across the Mount Murray Golf Course.
- 6 The footpaths and grass verges around Injerbreck Reservoir.
- 7 The playing fields and grounds at Union Mills Football Club.
- 8 The Heritage Trail from the access road opposite Douglas Rugby Club to the Parish boundary with Marown.
- 9 The grassed areas surrounding the children's play area at Strang Close.
- 10 The part of Cronk Grianagh Park that is detailed by a dashed red line on the annexed plan deposited with these Byelaws at the General Registry and marked "Plan A".

Explanatory Note

(This note is not part of the Byelaws)

These Byelaws impose controls on dogs in certain parts of the Parish of Braddan. Dogs are prohibited from the open spaces specified in Schedule 1. Dogs must not be at large in the open spaces and beaches specified in Schedule 2. Dog faeces must also be removed from any highway within the Parish which consists of or comprises a carriageway and from the open spaces and beaches specified in Schedule 2.

Contravention is an offence by the keeper of the dog, punishable by a fixed penalty of £50 or, upon summary conviction, a fine of up to £1,000.