

Statutory Document No. 20XX/XXXX



Local Government Act 1985

BRADDAN (NOBLE'S HOSPITAL) BYELAWS 2021

Approved by Tynwald:

Coming into operation: in accordance with Byelaw 2.

Braddan Parish Commissioners makes the following Byelaws under section 28 and 30(7) of the Local Government Act 1985.

1 Title

These Byelaws are the Braddan (Noble's Hospital) Byelaws 2021.

2 Commencement

If approved by Tynwald¹, these Byelaws come into operation at the expiration of one month from the date of its approval.

3 Interpretation

In these Byelaws —

“**assistance dog**” means —

- (a) a dog which has been trained to guide a blind person;
- (b) a dog which has been trained to assist a deaf person;
- (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; or
- (d) a dog which has been trained to assist a disabled person who has a disability (other than one falling within paragraph (c));

“**authorised officer**” means a duly authorised officer of the local authority;

“**exercise**” means walk either on or off lead or otherwise be present on the grounds of Noble’s Hospital unless it is a permitted dog

“**local authority**” means Braddan Parish Commissioners;

¹ Tynwald approval is required under section 30(4) of the Local Government Act 1985.

“permitted dog” means –

- (a) an assistance dog;
- (b) a dog by prior written arrangement being taken to visit a terminally ill patient in the Hospice;
- (c) a dog kept in a vehicle at all times whilst within Noble’s Hospital;
or
- (d) a dog used by a member of the Isle of Man Constabulary or an officer of the Isle of Man Customs and Excise when engaged in law enforcement function or a member of Her Majesty’s Armed Forces when engaged on operational duties within the Island;
- (e) a dog used by 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;
- (f) a dog used by any member of the National Search and Rescue Dog Association when working or training with that Association; and

“vehicle” means a mechanically propelled vehicle.

4 Application

- (1) The Schedule has effect.
- (2) These Byelaws apply to the grounds of Noble’s Hospital as shown in red on the map in the Schedule marked “Noble’s Hospital”.

5 Dogs prohibited from being present in Noble’s Hospital

A person must not exercise a dog within the grounds of Noble’s Hospital, unless it is a permitted dog.

6 Enforcement and penalties

- (1) A person who contravenes any of these Byelaws commits an offence and is liable on summary conviction to a fine not exceeding £5,000.
- (2) These Byelaws are enforceable by a constable in uniform or an authorised officer without the need for a complaint to be made.
- (3) If a constable in uniform or an authorised officer has reasonable grounds for believing a person is committing, or has committed, an offence under these Byelaws, the constable or authorised officer may require the person to give to the authorised officer the person’s full name and address.

THE COMMON SEAL² of Braddan Parish Commissioners was affixed on [insert date] in the presence of

(L.S.)

MADE

A J JESSOPP

Chairman, Braddan Parish Commissioners

J C WHITEWAY

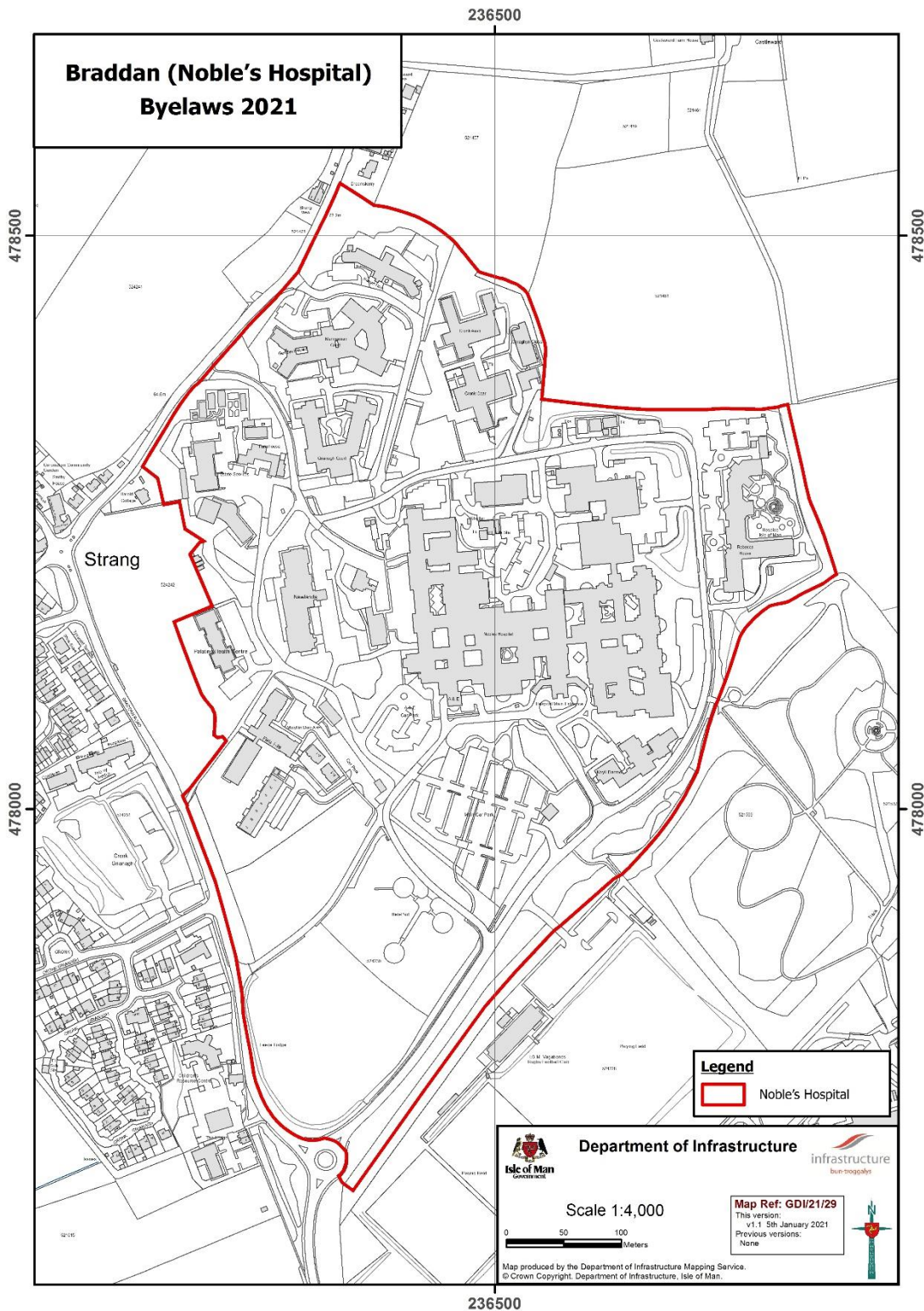
Clerk to Braddan Parish Commissioners

² As required by section 30(2) of the Local Government Act 1985.

SCHEDULE

[Article 4(1)]

MAP



EXPLANATORY NOTE

(This note is not part of the Byelaws)

These Byelaws prohibits the exercising of dogs within the grounds of Noble's Hospital.