**EXPLANATORY NOTES ON AN OFFENCE UNDER THE LEGISLATION**

**ANTI SOCIAL BEHAVIOUR, CRIME & POLICING ACT 2014**

**PUBLIC SPACE PROTECTION ORDER**

**THE DOGS ON LEADS (WARWICK DISTRICT COUNCIL) ORDER 2011**

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**Anti-Social Behaviour Policing and Crime Act 2014**

**Public Space Protection Order**

**The Dogs on Leads (Warwick District Council) Order 2011**

**Offence**

A person in charge of a dog shall be guilty of an offence if, at any time, on any land to which this Order applies he does not keep the dog on a lead unless-

1. he has a reasonable excuse for failing to do so; or
2. the owner, occupier or other person or authority having control of the land has consented (general or specifically) to his failing to do so.

For the purposes of this article a person who habitually has a dog in his possession shall be taken to be in charge of the dog at any time unless at that time some other person is in charge of the dog.

**Penalty**

A person who is guilty of an offence under section 67 of the Anti-Social Behaviour Policing & Crime Act 2014 shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

**FIXED PENALTY NOTICES**

Where on any occasion a constable or an authorised officer of a local authority finds a person who he or she has reason to believe has on that occasion committed an offence under section 63 or section 67 of the Act in relation to a public spaces protection order made by that local authority he or she may give that person a notice offering them the opportunity of discharging any liability to conviction for that offence by payment of a fixed penalty.