



Dogs (Fouling of Land) Act 1996 (repealed)

1996 CHAPTER 20

3 Offence.

- (1) If a dog defecates at any time on designated land and a person who is in charge of the dog at that time fails to remove the faeces from the land forthwith, that person shall be guilty of an offence unless—
 - (a) he has a reasonable excuse for failing to do so; or
 - (b) the owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his failing to do so.
- (2) A person who is guilty of an offence under this section shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.
- (3) Nothing in this section applies to a person registered as a blind person in a register compiled under section 29 of the ^{M1}National Assistance Act 1948.
- (4) For the purposes of this section—
 - (a) 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;
 - (b) placing the faeces in a receptacle on the land which is provided for the purpose, or for the disposal of waste, shall be a sufficient removal from the land; and
 - (c) being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device for or other suitable means of removing the faeces, shall not be a reasonable excuse for failing to remove the faeces.

Marginal Citations

M1 1948 c. 29.

Status:

Point in time view as at 17/08/1996. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Dogs (Fouling of Land) Act 1996 (repealed), Section 3.