



MICHAEL DOG CONTROL BYELAWS 2015

Index

Byelaw	Page
1 Title	3
2 Commencement	3
3 Interpretation.....	3
4 Dogs prohibited to be at large in specified open spaces	4
5 Dogs prohibited from specified open spaces.....	4
6 Removal of canine faeces.....	4
7 Exception.....	4
8 Revocation	4
 SCHEDULE	 7
SPECIFIED OPEN SPACES AND CAR PARKS	7
 PART 1	 7
OPEN SPACES WHERE DOGS MUST NOT BE AT LARGE	7
 PART 2	 5
OPEN SPACES WHERE DOGS ARE PROHIBITED	5
 PART 3	 8
OPEN SPACES AND CAR PARKS IN WHICH DOGS' FAECES MUST BE REMOVED	8

Statutory Document No. 2015/0054



Dogs Act 1990

MICHAEL DOG CONTROL BYELAWS 2015

<i>Approved by the Department:</i>	<i>1 March 2015</i>
<i>Laid before Tynwald:</i>	<i>21 April 2015</i>
<i>Coming into Operation:</i>	<i>1 April 2015</i>

Michael District Commissioners makes the following Byelaws under section 24(1) and (4) of the Dogs Act 1990, with the consent of the owner of those open spaces and car parks that are not vested in, or under the management or control of the Commissioners¹.

1 Title

These Byelaws are the Michael Dog Control Byelaws 2015.

2 Commencement

If approved by the Department of Infrastructure², after consulting the Department of Environment, Food and Agriculture³, these byelaws come into operation on 1 April 2015 and expire on 1 April 2025, if not revoked earlier.

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 Such consent is required by section 24(5) of the Act

² As required by section 24(10) of the Act

³ As required by section 24(10A) of the Act

4 Dogs prohibited to be at large in specified open spaces

Subject to Section 24(2) of the Act, a keeper of a dog is guilty of an offence if the dog is found to be at large in an open space specified in Part 1 of the Schedule.

5 Dogs prohibited from specified open spaces

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

6 Removal of canine faeces

- (1) The keeper of a dog is guilty of an offence if he or she fails without reasonable excuse to remove any faeces deposited by the dog on –
 - (a) any highway in the Local Government District of Michael which consists of or comprises a carriageway; or
 - (b) an open space or car park specified in Part 3 of the Schedule.
- (2) For the purpose of paragraph (1) –
 - (a) faeces are “removed” if removed, as soon as reasonably practicable, to a public receptacle provided by Michael District Commissioners or another suitable place of disposal; and
 - (b) it is not 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.

8 Revocation

The Michael Dog Control Byelaws 2009⁴ are revoked.

⁴ SD 155/09

MADE 9TH MARCH 2015

KRYSTINA MALCOLM HODGSON

Clerk to the Commissioners

SCHEDULE

SPECIFIED OPEN SPACES AND CAR PARKS

[Byelaws 4, 5 and 6(1)]

PART 1

OPEN SPACES WHERE DOGS MUST NOT BE AT LARGE

The grassed areas at —

- (a) Faaie Ny Cabbal;
- (b) Broogh Wyllin; and
- (c) Ellison's Green.

Michael United Football Club Grounds

The curtilage of Cannan Court Elderly Persons Complex (excluding the bungalows).

The public footpath along the railway line between Glen Wyllin and Bishops court (up to the Kirk Michael boundary sign).

Cooil Dharry picnic area.

Michael Parish Church burial grounds.

The children's play areas at —

- (a) Main Road, Kirk Michael;
- (b) Broogh Wyllin; and
- (c) the BMX track, Glen Wyllin.

PART 2

OPEN SPACES WHERE DOGS ARE PROHIBITED

The grounds and playing fields at —

- (a) Michael Primary School; and
- (b) Michael Playschool.

PART 3**OPEN SPACES AND CAR PARKS IN WHICH DOGS' FAECES
MUST BE REMOVED**

The grassed areas at —

- (a) Faaie Ny Cabbal;
- (b) Broogh Wyllin; and
- (c) Ellison's Green.

Michael United Football Club Grounds.

The curtilage of Cannan Court Elderly Persons Complex (excluding the bungalows).

The public footpath along the railway line between Glen Wyllin and Bishops court (up to the Kirk Michael boundary sign).

Cooil Dharry picnic area.

Michael Parish Church burial grounds.

The children's play areas at —

- (a) Main Road, Kirk Michael;
- (b) Broogh Wyllin; and
- (c) the BMX track, Glen Wyllin.

The car parks —

- (a) behind the old Bank, 19 Station Road (accessed from Station Road and Kerroocruin);
- (b) southside of Ebenezer Hall (accessed from Mull View);
- (c) opposite Island Saddlery & Hardware Supplies (accessed from Main Road northbound); and
- (d) at Glen Mooar

EXPLANATORY NOTE

(This note is not part of the Byelaws)

These Byelaws impose with some exceptions controls on dogs in certain parts of the Michael District. Dogs must not be at large in the open spaces described in Part 1 of the Schedule and dogs are prohibited from the open spaces described in Part 2 of the Schedule. Dog faeces must also be removed from any highway within its district which consists of or comprises a carriageway and from the open spaces and car parks described in Part 3 of the Schedule.

The Byelaws come into operation on 1 April 2015 and will expire on 1 April 2025 if not revoked earlier.

Contravention is an offence by the keeper of the dog, punishable by a fixed penalty fine of £50⁵ or, upon summary conviction, a fine of up to £1,000⁶.

⁵ See section 27A of the Act

⁶ See section 24(1) and (4) of the Act.