



**The Anti-social Behaviour, Crime and Policing Act 2014 (“the Act”)  
The Public Spaces Protection Order  
Folkestone and Hythe District Council 2022-2025**

Folkestone and Hythe District Council (in this order called “the Authority”) hereby makes the following Order:

This Order comes into force on 01 August 2022 and relates to the entirety of the District known as Folkestone and Hythe.

**1) Activities which are prohibited or required by this Order are:**

- 1.1 A person in charge of a dog shall be guilty of an offence if, at any time (during the time specified in the schedule if stated) he takes the dog onto, or permits the dog to enter or to remain on, any land to which this Order applies unless:
  - a) He has a reasonable excuse for doing so, or
  - b) The owner, occupier or other person or authority having control of the land has consented (generally or specifically) to his doing so.
- 1.2 A person in charge of a dog shall be guilty of an offence if, at any time (during the time specified in the schedule if stated) on any land to which this Order applies he does not keep the dog on a lead 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.
- 1.3 For the purpose 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.
- 1.4 Nothing in this article applies to a person who
  - a) Is registered as a blind person in a register compiled under section 29 of the National Assistance Act 1948, or
  - b) Is deaf in respect of a dog trained by Hearing Dogs for Deaf People (registered charity number 293358) and upon which he relies for assistance; or

- c) Has a disability which affects his mobility, manual dexterity, physical co-ordination or ability to lift, carry or otherwise move everyday objects, in respect of a dog trained by a prescribed charity and upon which he relies for assistance.

1.5 For the purpose of this article

- 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) Each of the following is a "prescribed charity"
  - I. Dogs for the Disabled (registered charity number 700454)
  - II. Support Dogs (registered charity number 1088281)
  - III. Canine Partners for independence (registered charity number 803680)

1.6 For the purpose of this article

- a) A person who is in charge of a dog, shall be guilty of an offence if they allow a dog to foul and do not pick the fouling up forthwith, unless they have a reasonable excuse or the permission from the land owner, to do so. This applies on any land where the public has access.

The Authority is renewing the Dog Control Public Spaces Protection Orders under section 59 of the Act as it is reasonably satisfied that two conditions are met.

**2) The first condition is that—**

- a) activities carried on in a public place within the authority's area have had a detrimental effect on the quality of life of those in the locality, or
- b) it is likely that activities will be carried out in a public place within that area and that they will have such an effect.

**3) The second condition is that the effect, or likely effect, of the activities—**

- a) is, or is likely to be, of a persistent or continuing nature,
- b) is, or is likely to be, such as to make the activities unreasonable, and
- c) justifies the restrictions imposed by the notice.

The Public Spaces Protection Order (PSPO) legislation is being used to restrict the access of dogs in a specific place. In the past Dog Control Orders (DCO's) have been used to restrict access to certain public spaces where there is clear evidence of environmental hazards in that locality. This legislation has now been superseded by Public Spaces Protection Order legislation under the above Act

**4) Failure to comply with Activities which are prohibited or required by this Order**

Under Section 67 of the Act:

- 1) It is an offence for a person without reasonable excuse—

a) to do anything that the person is prohibited from doing by a Public Spaces Protection Order (PSPO), or

b) to fail to comply with a requirement to which the person is subject under a Public Spaces Protection Order (PSPO)

2) A person guilty of an offence under this section is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

## 5) **Authorised Persons**

This Order will give Authorised Person(s) the power to issue a **Fixed Penalty Notice of £100** or consideration for prosecution to an individual who is witnessed to be allowing their dog to breach one or more of the conditions of this order.

An Authorised Person means a Police Constable, Police Community Support Officer or Council Officer, and must be able to present their authority upon request.

## 6) **Definitions**

“**Act**” means The Anti-social Behaviour, Crime and Policing Act 2014

“**Authority**” means the District Council of Folkestone & Hythe.

**This Order shall come into effect on the 01 August 2022**

**This Order shall have effect for a period of three (3) years.**

**The Common Seal of the  
District Council of Folkestone & Hythe  
Was affixed in the presence of:**



Authorised signatory



This order applies to all land as described within the district of Folkestone and Hythe as defined in the approved schedules below, which have been directly adopted from the previously approved Dog Control Orders which have now been superseded by the Public Spaces Protection Order legislation.

**This Order applies to any of the following areas  
Schedule 1 – Dogs Banned**

UPIN: Unique property identification number	Location	Area
50000417	Moore Close Play Area	Brenzett
50000176	Salthouse Close Play Area	Brookland
50101526	Burmarsh Recreation Ground Play Area	Burmarsh
50106095	Morehall Recreation Ground Play Area	Cheriton
50023635	Naseby Avenue Play Area	Cheriton
50025685	Pine Way Play Area	Cheriton
50009875	Country's Field Play Area	Dymchurch
50003804	Salbris Close Play Area	Dymchurch
50020343	Meriden Walk Play Area	Etchinghill
50048432	Brabner Close Play Area	Folkestone
50114602	Canterbury Road Recreation Play area	Folkestone
50110495	Cheriton Rec ground enclosed play area	Folkestone
50106836	Coastal Park Play Areas	Folkestone
50033069	Coniston Road Play Area	Folkestone
50042713	Downs Road Play Area	Folkestone
50023717	Firs Lane Play Area	Folkestone
50103192	Folkestone Harbour Fountain	Folkestone
50047345	Folly Road Play Area	Folkestone
50042134	George Gurr Crescent Play Area	Folkestone
50120446	Jocks Pitch Play Area	Folkestone
50117012	Radnor Park Lower Play Area	Folkestone
50040398	Radnor Park Upper enclosed area	Folkestone
50006178	Jolly Fisherman Car Park Play Area	Greatstone
50109883	Atkinson Road Play Area	Hawkinge
50035201	Blenheim Drive Play Area	Hawkinge
50035039	Harvest Way Play Area	Hawkinge
50034801	Heron Forstal Avenue Play Area	Hawkinge
50035502	Kettle Drive Play Area	Hawkinge
50035702	Millfield Play Area	Hawkinge
50100523	Proctor Walk Play Area	Hawkinge
50030727	St Luke's Walk Play Area	Hawkinge
50043929	Stombers Lane Play Area	Hawkinge
50108838	Campbell Road Play Area	Hawkinge
50015092	Lyell Close Play Area, The Derings	Hythe
50012593	Peregrine Close Play Area	Hythe
50114620	Seapoint, Princes Parade Play Area	Hythe
50013088	St George's Place Play Area	Hythe
50016392	Turnpike Hill Play Area	Hythe
50000001	Village Green Play Area	Ivychurch
50103315	The Greens Play Area	Littlestone
50101179	Megan Close Play Area	Lydd
50114627	Oakham Drive Play Area	Lydd

50000883	The Derings Play Area	Lydd
50000748	The Green Play Areas	Lydd
50113894	The Rype Play Areas, North of Paine Avenue	Lydd
50005543	Lade Fort Play Area	Lydd on Sea
50114482	Tayne Field Play Area	Lyminge
50017674	Mount Pleasant Close Play Area	Lyminge
50106700	Woodland Road Multi Sport Play Area	Lyminge
50011880	Manor Farm Close Play Area	Lympne
50011942	Octavian Drive Play Area	Lympne
50011862	Lympne Village Hall Play Area	Lympne
50117660	Dalglis Close Play Area	New Romney
50002873	Station Road Play Area	New Romney
50001037	Elmfields Play Area	Old Romney
50014113	Postling Village Hall Play Area	Postling
50014166	Rhodes Minnis Recreation Ground	Rhodes Minnis
50029126	Freemantle Road Play Area	Sandgate
50107886	Sandgate Recreation Ground	Sandgate
50007919	Meads Way Play Area	St Mary's Bay
50007734	Oak Drive Play Area	St Mary's Bay
50035770	Densole Way Play Area	Swingfield
50003516	Fairfield Recreation ground, Rolfe Lane	New Romney
50044298	Bayle pond gardens	Folkestone
50110535	Corbett Rd play area	Hawkng
50046059	Bowling green and tennis courts	Wear Bay Road, Folkestone

**This Order applies to any of the following areas**  
**Schedule 1(a) - Dogs banned from beaches 1 May to 30 September**

<b>UPIN: Unique property identification number</b>	<b>Location</b>	<b>Area</b>
50123634	Mermaid Beach	Folkestone
50113893	Sunny Sands Beach	Folkestone
50023244	Sandgate Beach	Sandgate
50015881	Hythe Beach	Hythe
50125139	Littlestone Beach	Littlestone
50104286	Dymchurch Beach	Dymchurch
50008417	St Mary's Beach	St Mary's Bay
50116366	Jolly Fisherman Beach	Greatstone
50107269	Greatstone Beach	Greatstone

**This Order applies to any of the following areas**  
**Schedule 2 - Dogs on leads**

<b>UPIN: Unique property identification number</b>	<b>Location</b>	<b>Area</b>
50105838	Brenzett cemetery, Church Lane	Brenzett
50107534	Cheriton Road cemetery	Cheriton

50119625	Cheriton sports ground (Three Hills)	Cheriton/Folkestone
50032807	Kingsnorth Gardens	Folkestone
5003115	The Leas	Folkestone
50119730	Land adjoining Hawkinge football club	Hawkinge
50101027	Hawkinge cemetery	Hawkinge
50103315	The Greens	Littlestone
50105837	Lydd cemetery, Mill Road	Lydd
50011862	Lympne Village Hall playing fields	Lympne
50105836	New Romney cemetery, Church Road	New Romney
50003249	New Romney Sports Field Station Road	New Romney
50106005	St Martins Field, Fairfield Road	New Romney
50106456	The Flagstaff Land, Littlestone Road	New Romney
50105102	Spring Lane cemetery	Seabrook
50011877	The "Trim Trail", The Ridgeway	Lympne
50104312	St Augustines Church Graveyard	Brookland
50023003	St Martins church Graveyard	Cheriton
50104369	St Peter/ St Paul Graveyard Dymchurch	Dymchurch
50036799	St Eanswyth Graveyard Folkestone	Folkestone
50102865	St Leonards Graveyard Hythe	Hythe
50102868	St Nicholas Graveyard New Romney	New Romney
50104208	Wakefield, Lady's & Lucy's walks Hythe	Hythe
50103790	Christchurch tower gardens, Folkestone	Folkestone
50115309	Cricket ground, North Rd, Cheriton	Cheriton
50113894	The Rype Open Spaces, South of Paine Avenue	Lydd
50034925	Widgeon Walk, Killing Wood Open Space	Hawkinge
50101485	Royal Military Canal town section, Twiss Rd bridge to Scanlon's bridge, North and South side.	Hythe

**This Order applies to any of the following areas**  
**Schedule 2 (a) Promenades Dogs on leads from 1 May to 30 September**

<b>UPIN: Unique property identification number</b>	<b>Location</b>	<b>Area</b>
50123634	Mermaid beach promenade	Folkestone
50113858	Sunny Sands beach promenade	Sunny Sands
50101628	Sandgate beach promenade	Sandgate
50015881	Hythe beach promenade	Hythe
50104286	Dymchurch beach promenade	Dymchurch
50008417	St Mary's Bay beach promenade	St Mary's Bay
50125139	Littlestone beach promenade	Littlestone