



Lewes District Council

DOGS ON THE SEASHORE AND THE PROMENADES

Byelaws made by the Council of the District of Lewes under sections 82 and 83 of the Public Health Acts Amendment Act 1907 and section 235 of the Local Government Act 1972 in respect of the seashore and the promenades.

EXTENT

1.
 - (1) Byelaw 3 applies to the beaches, being areas of the seashore described in Schedule 1 hereafter referred to as 'the dog prohibited beaches' and to any slope or staircase leading on to any of those beaches.
 - (2) Byelaws 4 and 5 apply to the beaches being areas of the seashore described in Schedule 2 hereafter referred to as 'the canine faeces removal beaches' and to any slope or staircase leading on to those beaches and to any promenades described in Schedule 3 hereafter referred to as 'the promenade'.
 - (3) Byelaw 6 applies to the promenade described in Schedule 3 except any part which is for the time being designated under section 27 of the Road Traffic Act 1988. The Promenade to which byelaw 6 applies shall be hereinafter referred to as 'the promenade'.
 - (4) Byelaw 6 does not apply in respect of any dogs to which section 1 of the Dangerous Dogs Act 1991 applies.
 - (5) Notice of the effect of these byelaws shall be given by signs placed in conspicuous positions on the approaches to the dog prohibited beaches, the canine faeces removal beaches and the promenades.

INTERPRETATION

2.
 - (1) In these byelaws:-

'the Council' means the LEWES DISTRICT COUNCIL.

- (2) For the purpose of these byelaws, the keeper of the dog shall be deemed in charge thereof, unless the dog had been placed in or taken into the charge of some other person at the time when an offence under these byelaws had been committed.
- (3) In paragraph (2) above 'the keeper' shall include the owner of the dog or any person who habitually has it in his possession.

DOGS ON THE BEACH

3. Between 1 May and 30 September inclusive in any year, every person (other than a registered blind person) in charge of a dog who without reasonable excuse permits the dog to enter or remain on the dog prohibited beach shall be guilty of an offence.

REMOVAL OF CANINE FAECES

4. Between 1 May and 30 September inclusive in any year, every person (other than a registered blind person) in charge of a dog which is on any of the canine faeces removal beaches or any of the promenades who, without reasonable excuse, fails to remove forthwith from any such beach or any such promenade any faeces deposited by the dog shall be guilty of an offence.
5. For the purposes of compliance with byelaw 4, the following provisions shall apply:
 - (a) it shall be a sufficient removal from the canine faeces removal beaches or promenades if the faeces are deposited in a receptacle which has been provided for that purpose by the Council;
 - (b) without prejudice to the generality of the foregoing it shall not be a reasonable excuse that a person in charge of a dog did not have with him any means of removal of the faeces.

DOGS ON LEADS

6. Between 1 May and 30 September inclusive in any year, no person in charge of a dog shall, without reasonable excuse, permit the dog to enter or remain on any of the promenades unless the dog is held on a lead and is restrained from behaviour giving reasonable grounds for annoyance.

PENALTY

7. Any person offending against byelaws 3, 4 or 6 shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale.

SAVING OF CROWN AND OTHER RIGHTS

8. Nothing contained in any of the foregoing byelaws shall be deemed to be or shall operate as a grant by or on behalf of the Crown as owner of any part of the foreshore and seabed below high water mark or any estate or interest in or right over such part of the foreshore and seabed, nor shall anything contained in or done under any of the provisions of the foregoing byelaws in any respect prejudice or injuriously affect the rights and interests of the Crown in such foreshore and seabed, or prevent the exercise thereon of any public rights or prejudice or injuriously affect any right, power or privilege legally exercisable by any person in, over and in respect of the foreshore and seashore.

SCHEDULE 1

The 'dog prohibited beaches' referred to in byelaw 1(1) are:

That area of Seaford beach stretching eastwards from the 'no cycling barriers' on the Promenade (which align with Edinburgh Road to the North) to the fixed ice cream kiosk opposite West View Road, the said area being hatched blue and red on the attached plan.

SCHEDULE 2

The 'canine faeces removal beaches' referred to in byelaw 1(2) are:

That area of Seaford beach stretching eastwards from the western edge of the concrete ramp leading onto the Promenade and beach at a point slightly to the West of the Buckle Private House to the Outfall Groyne and Beacon, the said area being hatched red, red and blue, and red, blue and yellow on the attached plan.

SCHEDULE 3

'The promenades' referred to in byelaw 1(2) and 1(3) are:

That length of path running adjacent to Seaford Beach and stretching eastwards from the "no cycling barriers" (which align with Edinburgh Road to the North) to the fixed ice cream kiosk opposite West View Road, the said area being coloured yellow and hatched red on the attached plan.

Given under the COMMON SEAL of the DISTRICT COUNCIL OF LEWES this Twenty-Third day of May One thousand nine hundred and ninety five in pursuance of a Resolution of the Council passed on the Seventeenth day of May One thousand nine hundred and ninety five

THE COMMON SEAL of the)
DISTRICT COUNCIL OF LEWES) LS
was hereunto affixed in the) 84/95
presence of:-)

Catherine Knight
District Solicitor

DET 0208

The foregoing Byelaws are hereby confirmed by the Secretary of State for the Environment and shall come into operation one month after the date on which consent of the Department of Transport is given to the Byelaws.

Signed by authority of the Secretary of State

11th July 1995 J. H. Cleary
(An Assistant Secretary in the Department of the Environment)

Department of the Environment
London SW1

The Secretary of State for Transport consents
Signed by authority of the Secretary of State

20th July 1995 P. R. Smith
(An Assistant Secretary in the Department of Transport)

Department of Transport
London WC1