

## **DRAFT ORDER**

### **ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014**

#### **SECTION 59**

#### **PUBLIC SPACES PROTECTION ORDER**

This order is made by the London Borough of Hackney (the 'Council') and shall be known as the Public Spaces Protection Order (Dog Control) 2024.

#### **PRELIMINARY**

1. The Council, in making this Order is satisfied on reasonable grounds that:  
  
The activities identified below have been carried out in public places within the Council's area and have had a detrimental effect on the quality of life of those in the locality,  
  
and that:  
  
the effect, or likely effect, of the activities:  
  
is, or is likely to be, of a persistent or continuing nature,  
  
is, or is likely to be, such as to make the activities unreasonable, and  
  
justifies the restrictions imposed by the notice.
2. The Council is satisfied that the prohibitions imposed by this Order are reasonable to impose in order to prevent the detrimental effect of these activities from continuing, occurring or recurring, or to reduce that detrimental effect or to reduce the risk of its continuance, occurrence or recurrence.
3. The Council has had regard to the rights and freedoms set out in the European Convention on Human Rights. The Council has had particular regard to the rights and freedoms set out in Article 10 (right of freedom of expression) and Article 11 (right of freedom of assembly) of the European Convention on Human Rights and has concluded that the restrictions on such rights and freedoms imposed by this Order are lawful, necessary and proportionate.

## **THE ACTIVITIES**

4. The Activities prohibited by the Order are:
  - (i) Failing to remove dog faeces from land within the Restricted Area forthwith,
  - (ii) Allowing dogs to enter or remain on land identified in Schedule 1 of this order (the exclusion areas),
  - (iii) Failing to keep a dog on a lead at all times when on the land identified in Schedule 2 of this order,
  - (iv) Failing to comply with a direction given by an Authorised Officer of the Council to put and keep a dog on a lead,
  - (v) Failing to keep a dog under proper control,
  - (vi) Having more than six dogs under the control of one person within the Restricted Area.

## **THE PROHIBITION**

5. A person shall not engage in any of the Activities anywhere within the Restricted Area as shown shaded on the attached map labelled “The Restricted Area” or, in relation to Article 4(ii) within the land listed in schedule 1 to this order and in relation to Article 4(iii), within the land listed in schedule 2 to this order.
6. This Prohibition is subject to the Exception stated below.

## **FOR THE PURPOSES OF THIS ORDER**

7. 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.

## **THE EXCEPTION**

8. Nothing in this order shall apply to a person who –
  - (a) is registered as a blind person in a register compiled under section 29 of the National Assistance Act 1948;

- (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;
  - (c) has a disability in respect of an Assistance Dog and upon which he relies for assistance;
  - (d) a person who is training an assistance dog in an official capacity; or
  - (e) a dog used by the police or other agencies permitted by the Council for official purposes.
9. Nothing in Article 4(ii), (iii), (iv), (v) and (vi) shall apply to a person who has been given permission by the owner occupier or other person having control of the land.

## DEFINITIONS

10. In this Order the following words or phrases are defined as follows:

**‘Assistance Dog’** shall mean a dog which has been trained to assist a person with a disability.

**‘Authorised Officer’** means an employee or agent of the Authority who is authorised for the purpose of giving directions under this Order.

**‘Council’** means the London Borough of Hackney.

**‘Disability’** shall have the meaning prescribed in section 6 of the Equality Act 2010 or as may be defined in any subsequent amendment or re-enactment of that legislation.

**‘In charge’** A person who has a dog in his possession shall be taken to be in charge of the dog.

**‘Lead’** means any rope, cord, leash or similar item which is no more than two metres in length and which used to tether, control or restrain a dog, but does not include any such item which is not actively being used as a means of restraint so that the dog remains under a person’s control. An extendable lead must not be extended beyond two metres.

**‘Proper control’** means a dog being on a lead or muzzled if the dog requires it, or otherwise being at heel/close enough to the person in charge that it can be restrained if necessary or respond immediately to voice commands.

**‘Removing/removal of dog faeces’** means placing the faeces in a receptacle in the Restricted Area which is provided for the purpose, or the disposal of waste.

**‘Restricted Area’** means the whole of the London Borough of Hackney as shown on the map attached to this order and labelled ‘Restricted Area’.

## **PERIOD FOR WHICH THIS ORDER HAS EFFECT**

11. This Order will come into force at midnight on 18th March 2024 and will expire at midnight on 17th March 2027.
12. At any point before the expiry of this three year period the Council can extend the Order by up to three years if they are satisfied on reasonable grounds that this is necessary to prevent the activities identified in the Order from occurring or recurring or to prevent an increase in the frequency or seriousness of those activities after that time.

## **WHAT HAPPENS IF YOU FAIL TO COMPLY WITH THIS ORDER?**

Section 67 of the Anti-Social Behaviour Crime and Policing Act 2014 says that it is a criminal offence for a person without reasonable excuse –

- (a) to do anything that the person is prohibited from doing by a public spaces protection order, or
- (b) to fail to comply with a requirement to which the person is subject under a public spaces protection order.

A person guilty of an offence under section 67 is liable on conviction in the Magistrates Court to a fine not exceeding level 3 on the standard scale.

## **FIXED PENALTY**

A Constable, Police Community Support Officer or Council Enforcement Officer may issue a fixed penalty notice to anyone he or she believes has committed an offence under section 67 of the Anti- Social Behaviour, Crime and Policing Act. You will have 14 days to pay the fixed penalty of £100. If you pay the fixed penalty within the 14 days you will not be prosecuted.

## **APPEALS**

Any challenge to this order must be made in the High Court by an interested person within six weeks of it being made. An interested person is someone who lives in, regularly works in, or visits the safe zone. This means that only those who are

directly affected by the restrictions have the power to challenge. The right to challenge also exists where an order is varied by the Council.

Interested persons can challenge the validity of this order on two grounds: that the Council did not have power to make the order, or to include particular prohibitions or requirements; or that one of the requirements of the legislation has not been complied with.

When an application is made the High Court can decide to suspend the operation of the order pending the Court's decision, in part or in totality. The High Court has the ability to uphold or quash the order or any of its prohibitions or requirements.

THE COMMON SEAL of THE LONDON BOROUGH OF HACKNEY

EXECUTED by affixing the Common Seal of

THE MAYOR AND BURGESSES OF THE  
LONDON BOROUGH OF HACKNEY

in the presence of:-

.....  
Authorised Signatory

Text of Section 67 Anti-Social Behaviour Crime and Policing Act 2014

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

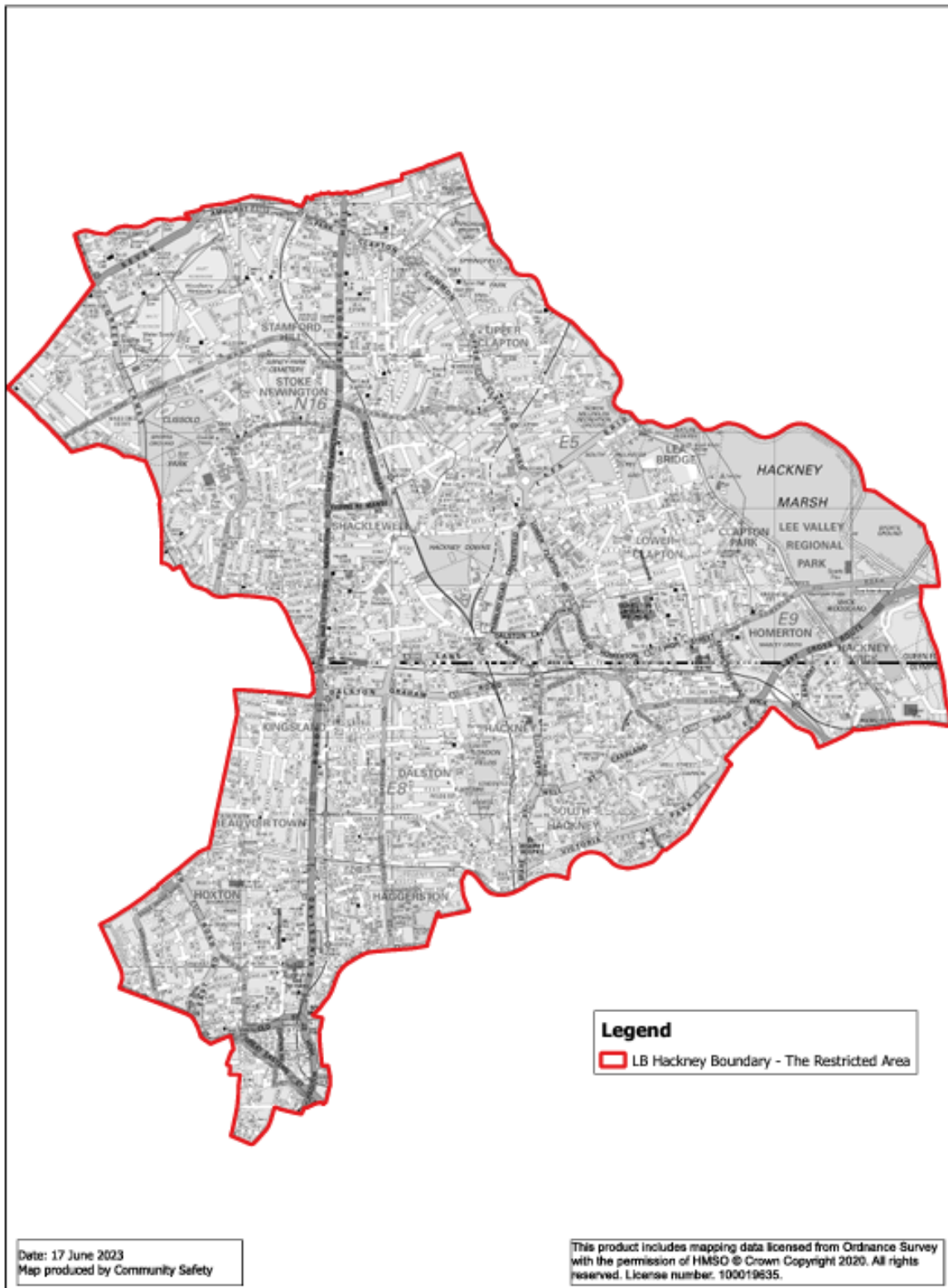
(a) To do anything that the person is prohibited from doing by a public spaces protection order, or

(b) To fail to comply with a requirement to which a person is subject under a public spaces protection order

(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

(3) A person does not commit an offence under this section by failing to comply with a prohibition or requirement that the local authority did not have power to include in the public spaces protection order

## THE RESTRICTED AREA:



## **SCHEDULES:**

### **Schedule 1:**

By virtue of Article 4(ii) of this order, dogs are **excluded** from all bmx tracks, children's play areas, fenced off dog free areas, multi use games areas, outdoor gyms, skate parks, small parks, splash pads and children's water features, sports courts, sports playing pitches (when in use for sporting activities), water sports centres and reservoirs throughout the Restricted Area. This order also applies to all areas designated as a children's play area, fenced off dog free area, multi use games areas, outdoor gyms, skate parks, small parks, splash pads and children's water features, sports courts, sports playing pitches (when in use for sporting activities), water sports centres and reservoirs by the Council from the date this Order comes into effect.

#### ***BMX Tracks***

HAGGERSTON PARK, E2

#### ***Children's Play Areas***

ALLENS GARDENS, N16

BROADWAY MARKET GREEN, E8

BUTTERFIELD GREEN, N16

CLAPTON COMMON, E5

CLAPTON POND, E5

CLAPTON SQUARE, E5

CLISSOLD PARK, N16

DAUBENEY FIELDS, E9

DE BEAUVOIR SQUARE, N1

EVERGREEN ADVENTURE PLAYGROUND, E8



HACKNEY DOWNS, E5  
HACKNEY MARSH ADVENTURE PLAYGROUND, E9  
HAGGERSTON PARK, E2  
HOMERTON GROVE ADVENTURE PLAYGROUND, E9  
KIDS ADVENTURE PLAYGROUND, E5  
KYNASTON GARDENS, N16  
LONDON FIELDS, E8  
MABLEY GREEN, E9  
MILLFIELDS PARK, E5  
PEARSON STREET ADVENTURE PLAYGROUND, E2  
ROWLEY GARDENS, N4  
SHAKESPEARE WALK ADVENTURE PLAYGROUND, N16  
SHEPHERDESS WALK, N1  
SHOREDITCH PARK ADVENTURE PLAYGROUND, N1  
SHOREDITCH PARK, N1  
SPRING PARK, N4  
SPRINGFIELD PARK, E5  
ST JOHN'S CHURCHYARD PLAY AREA, E9  
STOKE NEWINGTON COMMON, N16  
STONEBRIDGE GARDENS, E8  
WELL STREET COMMON, E9  
WEST HACKNEY RECREATION GROUND, N16  
WOODBERRY DOWN PARK, N4

### ***Fenced Off Dog Free Areas***

CLISSOLD PARK, N16

HACKNEY DOWNS (OLD BOWLING GREEN AREA), E5

HACKNEY DOWNS PICNIC AREA, E5

MILLFIELDS PARK, E5

SPRINGFIELD PARK (CAFÉ SEATING AREA), E5

SPRINGFIELD PARK (OLD BOWLING GREEN AREA), E5

### ***Multi Use Games Areas***

ASKE GARDENS, N1

BUTTERFIELD GREEN, N16

CLISSOLD PARK, N16

HACKNEY DOWNS, E5

HAGGERSTON PARK, E2

LONDON FIELDS, E8

ROWLEY GARDENS, N4

SHEPHERDESS WALK, N1

SHOREDITCH PARK, N1

STONEBRIDGE GARDENS, E8

UFTON GARDENS, N1

### ***Outdoor Gyms***

BUTTERFIELD GREEN, N16

HAGGERSTON PARK, E2

LONDON FIELDS, E8

MILLFIELDS PARK, E5

MABLEY GREEN, E9

SHOREDITCH PARK, N1

SPRINGFIELD PARK, E5

WEST HACKNEY RECREATION GROUND, N16

### ***Small Parks***

DE BEAUVOIR SQUARE, N1

### ***Skate Parks***

CLISSOLD PARK, N16

DAUBENEY FIELDS, E9

### ***Splash Pads and Children's Water Features***

CLISSOLD PARK, N16

ST JOHN'S CHURCHYARD, E9

### ***Sports Courts***

ASKE GARDENS TENNIS COURT, N1

CLISSOLD PARK TENNIS COURTS, N16

GAINSBOROUGH PLAYING FIELDS, E20

HACKNEY DOWNS BASKETBALL COURTS, E5

HACKNEY DOWNS TENNIS COURTS, E5

LONDON FIELDS PETANQUE COURT, E8

LONDON FIELDS TENNIS COURTS, E8

MILLFIELDS PARK BASKETBALL COURTS, E5

MILLFIELDS PARK TENNIS COURTS, E5

SHOREDITCH PARK BEACH VOLLEYBALL COURT, N1

SPRINGFIELD PARK TENNIS COURTS, E5

SPRING HILL RECREATION GROUND TENNIS COURTS, E5

***Sports Playing Pitches (when in use for sporting activities)***

HACKNEY DOWNS CRICKET AND FOOTBALL PITCHES, E5

HACKNEY MARSHES CRICKET, FOOTBALL AND RUGBY PITCHES, E9

HAGGERSTON PARK ARTIFICIAL TURF PITCH, E2

LONDON FIELDS CRICKET PITCH, E8

MABLEY GREEN ARTIFICIAL TURF PITCHES, E9

MABLEY GREEN FOOTBALL PITCHES, E9

MILLFIELDS PARK CRICKET PITCHES, E5

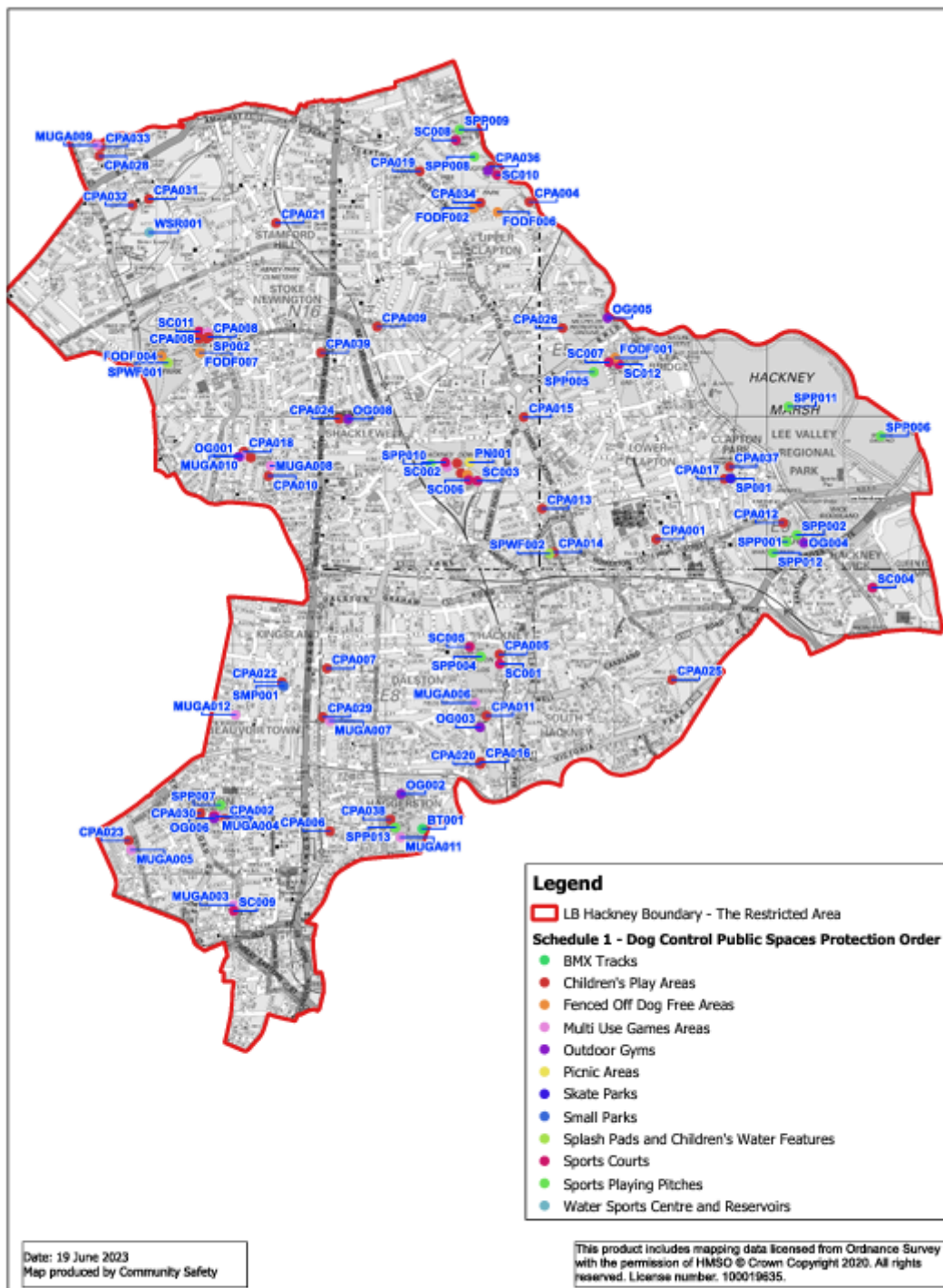
SHOREDITCH PARK SPORTS PITCHES, N1

SPRING HILL RECREATION GROUND RUGBY PITCHES, E5

SPRINGFIELD PARK CRICKET PITCHES, E5

***Water Sports Centre and Reservoirs***

WEST RESERVOIR, N4



CODE BT	CATEGORY	LOCATION
BT001	BMX Tracks	Haggerston Park, BMX Park

CODE CPA	CATEGORY	LOCATION
CPA001	Children's Play Areas	Homerton Grove Adventure Playground
CPA002	Children's Play Areas	Shoreditch Park Adventure Playground
CPA003	Children's Play Areas	Shakespeare Walk Adventure Playground
CPA004	Children's Play Areas	Kids Adventure Playground
CPA005	Children's Play Areas	London Fields, Play Area
CPA006	Children's Play Areas	Pearson Street Adventure Playground
CPA007	Children's Play Areas	Evergreen Adventure Playground
CPA008	Children's Play Areas	Clissold Park, Play Area
CPA009	Children's Play Areas	Stoke Newington Common, Play Area
CPA010	Children's Play Areas	Butterfield Green, Play Area
CPA011	Children's Play Areas	London Fields, Play Area
CPA012	Children's Play Areas	Mabey Green, Play Area
CPA013	Children's Play Areas	Clapton Square, Play Area
CPA014	Children's Play Areas	St John's Churchyard, Play Area
CPA015	Children's Play Areas	Clapton Pond, Play Area
CPA016	Children's Play Areas	Broadway Market Green, Play Area
CPA017	Children's Play Areas	Daubney Fields, Play Area
CPA018	Children's Play Areas	Butterfield Green, Play Area
CPA019	Children's Play Areas	Clapton Common, Play Area
CPA020	Children's Play Areas	Broadway Market Green, Play Area
CPA021	Children's Play Areas	Allens Gardens, Play Area
CPA022	Children's Play Areas	De Beauvoir Square, Play Area
CPA023	Children's Play Areas	Shepherdess Walk, Play Area
CPA024	Children's Play Areas	West Hackney Recreation Ground
CPA025	Children's Play Areas	Well Street Common, Play Area
CPA026	Children's Play Areas	Millfields Park, Play Area
CPA027	Children's Play Areas	Hackney Downs, Play Area
CPA028	Children's Play Areas	Rowley Gardens, Play Area
CPA029	Children's Play Areas	Stonebridge Gardens, Play Area
CPA030	Children's Play Areas	Shoreditch Park, Play Area
CPA031	Children's Play Areas	Woodberry Down Park, Play Area
CPA032	Children's Play Areas	Spring Par, Play Area
CPA033	Children's Play Areas	Rowley Gardens, Play Area
CPA034	Children's Play Areas	Springfield Park, Play Area
CPA035	Children's Play Areas	Hackney Downs, Play Area
CPA036	Children's Play Areas	Springfield Park, Play Area
CPA037	Children's Play Areas	Hackney Marsh Adventure Playground
CPA038	Children's Play Areas	Haggerston Park, Play Area
CPA039	Children's Play Areas	Kynaston Gardens, Play Area

CODE FODF	CATEGORY	LOCATION
FODF001	Fenced Off Dog Free Areas	Millfields Park, Fenced Off Dog Free Areas
FODF002	Fenced Off Dog Free Areas	Springfield Park, Cafe Seating Area
FODF003	Fenced Off Dog Free Areas	Clissold Park, Dog Free Area
FODF004	Fenced Off Dog Free Areas	Clissold Park, Dipping Pond
FODF005	Fenced Off Dog Free Areas	Hackney Downs, Old Bowling Green Area
FODF006	Fenced Off Dog Free Areas	Springfield Park, Old Bowling Green Area

CODE Pn	CATEGORY	LOCATION
Pn001	Picnic Areas	Hackney Downs, Picnic Area

CODE SMP	CATEGORY	LOCATION
SMP001	Small Parks	De Beauvoir Square

CODE SP	CATEGORY	LOCATION
SP001	Skate Parks	Daubney Fields, Skate Park
SP002	Skate Parks	Clissold Park, Skate Park

**Schedule 1 Code Key**  
**Dog Control Public Spaces Protection Order**



CODE MUGA	CATEGORY	LOCATION
MUGA001	Multi Use Games Areas	Clissold Park, Multi Use Games Area
MUGA002	Multi Use Games Areas	Hackney Downs, Multi Use Games Area
MUGA003	Multi Use Games Areas	Aske Gardens, Multi Use Games Area
MUGA004	Multi Use Games Areas	Shoreditch Park, Multi Use Games Area
MUGA005	Multi Use Games Areas	Shepherdess Walk, Multi Use Games Area
MUGA006	Multi Use Games Areas	London Fields, Multi Use Games Area
MUGA007	Multi Use Games Areas	Stonebridge Gardens, Multi Use Games Area
MUGA008	Multi Use Games Areas	Butterfield Green, Multi Use Games Area
MUGA009	Multi Use Games Areas	Rowley Gardens, Multi Use Games Area
MUGA010	Multi Use Games Areas	Butterfield Green, Multi Use Games Area
MUGA011	Multi Use Games Areas	Haggerston Park, Multi Use Games Area
MUGA012	Multi Use Games Areas	Upton Gardens, Multi Use Games Area

CODE OG	CATEGORY	LOCATION
OG001	Outdoor Gyms	Butterfield Green Outdoor Gym
OG002	Outdoor Gyms	Haggerston Park, Outdoor Gym
OG003	Outdoor Gyms	London Fields, Outdoor Gym
OG004	Outdoor Gyms	Mabley Green, Outdoor Gym
OG005	Outdoor Gyms	Milfields Park, Outdoor Gym
OG006	Outdoor Gyms	Shoreditch Park, Outdoor Gym
OG007	Outdoor Gyms	Springfield Park, Outdoor Gym
OG008	Outdoor Gyms	West Hackney Recreation Ground, Outdoor Gym

CODE SC	CATEGORY	LOCATION
SC001	Sports Courts	London Fields, Petanque Court
SC002	Sports Courts	Hackney Downs, Basketball Courts
SC003	Sports Courts	Hackney Downs, Tennis Courts
SC004	Sports Courts	Gainsborough Playing Fields
SC005	Sports Courts	London Fields, Tennis Courts
SC006	Sports Courts	Hackney Downs, Tennis Courts
SC007	Sports Courts	Milfields Park, Tennis Courts
SC008	Sports Courts	Spring Hill Recreation Ground, Tennis Courts
SC009	Sports Courts	Aske Gardens Tennis Courts
SC010	Sports Courts	Springfield Park, Tennis Courts
SC011	Sports Courts	Clissold Park, Tennis Courts
SC012	Sports Courts	Milfields Park, Basketball Courts
SC013	Sports Courts	Shoreditch Park, Beach Volleyball Court

CODE SPP	CATEGORY	LOCATION
SPP001	Sports Playing Pitches	Mabley Green, Artificial Turf Pitches
SPP002	Sports Playing Pitches	Mabley Green, Artificial Turf Pitches
SPP004	Sports Playing Pitches	London Fields, Cricket Pitch
SPP005	Sports Playing Pitches	Milfields Park, Cricket Pitches
SPP006	Sports Playing Pitches	Hackney Marshes, Football Pitches, East Marsh
SPP007	Sports Playing Pitches	Shoreditch Park, Sports Pitches
SPP008	Sports Playing Pitches	Springfield Park, Cricket Pitch
SPP009	Sports Playing Pitches	Spring Hill Recreation Ground, Rugby Pitches
SPP010	Sports Playing Pitches	Hackney Downs, Cricket and Football Pitches
SPP011	Sports Playing Pitches	Hackney Marshes, Cricket and Football Pitches, Main Marsh
SPP012	Sports Playing Pitches	Mabley Green, Football Pitches
SPP013	Sports Playing Pitches	Haggerston Park, Artificial Turf Pitch

CODE SPWF	CATEGORY	LOCATION
SPWF001	Splash Pads and Children's Water Features	Clissold Park, Splash Pad
SPWF002	Splash Pads and Children's Water Features	St John's Churchyard, Splash Pad

CODE WSR	CATEGORY	LOCATION
WSR001	Water Sports Centre and Reservoirs	West Reservoir and Surrounding Green Area

**Schedule 1 Code Key**  
**Dog Control Public Spaces Protection Order**



## **Schedule 2**

By virtue of Article 4 (iii) of this order **dogs must be kept on a lead** in general public areas (excluding towpaths), on roads and in car parks, churchyards, burial grounds (excluding Abney Park Cemetery), communal areas on estates and public parks including:

ALBION PARADE, N16  
ALBION SQUARE GARDENS, E8  
ASKE GARDENS, N1  
BROADWAY MARKET GREEN, E8  
CHARLES SQUARE, N1  
CHURCH STREET GARDENS, N16  
CLAPTON POND, E5  
CLISSOLD PARK ANIMAL ENCLOSURE, N16  
FAIRCHILD'S GARDEN, E2  
GOLDSMITH'S SQUARE RECREATION GROUND, E2  
HOMERTON GROVE, E9  
HOXTON SQUARE, N1  
KIT CROWLEY GARDENS, E9  
KYNASTON GARDENS, N16  
LEVY MEMORIAL GROUND, N16  
MARK STREET GARDEN, EC2  
QUAKER BURIAL GROUND, N16  
ROBIN HOOD COMMUNITY GARDEN, E5  
SHACKLEWELL GREEN, E8  
SHORE GARDENS, E9  
ST JOHN AT HACKNEY CHURCHYARD, E8  
ST JOHN OF JERUSALEM CHURCHYARD, E9  
ST LEONARD'S CHURCHYARD, E1  
ST MARY'S OLD CHURCH, N16  
ST THOMAS' LONG BURIAL GROUND, E9  
ST THOMAS' RECREATION GROUND, E9



ST THOMAS' SQUARE, E9

STONEBRIDGE COMMON, E8

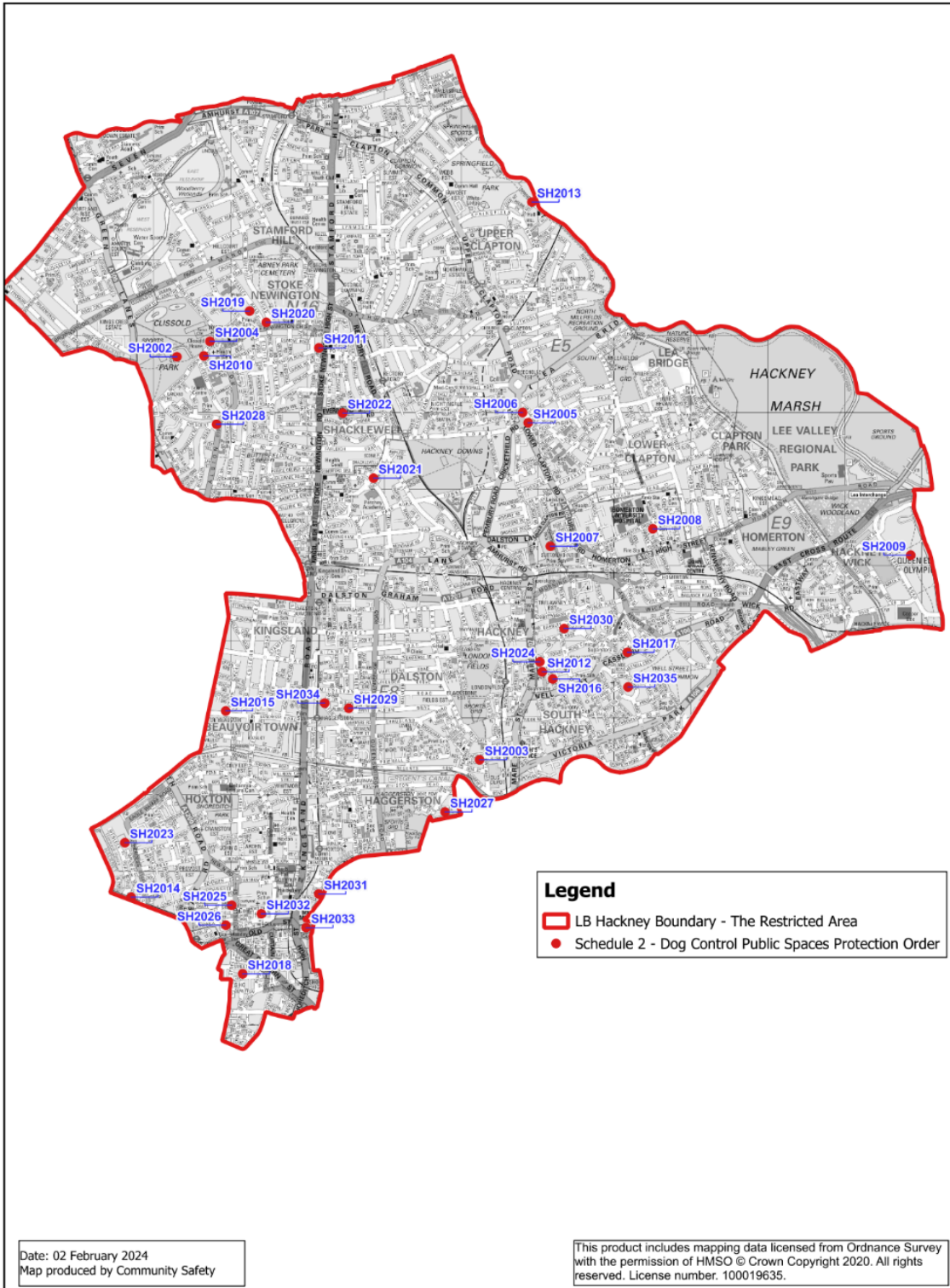
UFTON GARDENS, N1

WEST HACKNEY RECREATION GROUND, N16

WINDSOR TERRACE OPEN SPACE, EC1

SHEPHERDESS WALK, N1 (which is over half a hectare in size)

and QUEEN ELIZABETH OLYMPIC PARK (excluding the area known as Hopkins' Fields) (which is over half a hectare in size)



CODE	LOCATION	CATEGORY
SH2002	Clissold Park Animal Enclosure	Schedule 2
SH2003	Broadway Market Green	Schedule 2
SH2004	St Mary's Old Church	Schedule 2
SH2005	Clapton Pond	Schedule 2
SH2006	Clapton Pond Play Area	Schedule 2
SH2007	St John at Hackney Churchyard	Schedule 2
SH2008	Homerton Grove	Schedule 2
SH2009	Queen Elizabeth Olympic Park	Schedule 2
SH2010	Church Street Gardens	Schedule 2
SH2011	Kynaston Gardens	Schedule 2
SH2012	St Thomas' Recreation Ground	Schedule 2
SH2013	Robin Hood Community Garden	Schedule 2
SH2014	Windsor Terrace Open Space	Schedule 2
SH2015	Ufton Gardens	Schedule 2
SH2016	St Thomas' Long Burial Ground	Schedule 2
SH2017	Kit Crowley Garden	Schedule 2
SH2018	Mark Street Gardens	Schedule 2
SH2019	Quaker Burial Ground	Schedule 2
SH2020	Levy Memorial Gardens	Schedule 2
SH2021	Shacklewell Green	Schedule 2
SH2022	West Hackney Recreation Ground	Schedule 2
SH2023	Shepherdess Walk	Schedule 2
SH2024	St Thomas' Square	Schedule 2
SH2025	Aske Gardens	Schedule 2
SH2026	Charles Square	Schedule 2
SH2027	Goldsmith's Square Recreation Ground	Schedule 2
SH2028	Albion Parade	Schedule 2
SH2029	Albion Square Gardens	Schedule 2
SH2030	Shore Gardens	Schedule 2
SH2031	Fairchild's Garden	Schedule 2
SH2032	Hoxton Square	Schedule 2
SH2033	St Leonard's Churchyard	Schedule 2
SH2034	Stonebridge Common	Schedule 2
SH2035	St John of Jerusalem Churchyard	Schedule 2

**Schedule 2 Code Key**  
**Dog Control Public Spaces Protection Order**

