

# **Westmorland And Furness Council**

## **Public Spaces Protection Order 2025 No.001**

### **Variation To Public Spaces Protection Order 2024 No.002 (Dogs)**

#### **Anti-Social Behaviour, Crime and Policing Act 2014**

This Order is made by Westmorland and Furness Council ("the Council") in exercise of its powers under section 61 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act"), hereby makes the following Order:-

#### **1. Citation and Commencement**

**This order** may be cited as the Public Spaces Protection (Dogs) (Variation) Order 2025 No.001 and shall come into force on [INSERT DATE].

#### **2. Variation to Public Spaces Protection Order 2024 No.002**

The Council hereby varies the Public Spaces Protection Order 2024 No.002 (Dogs) ("the Original Order") as follows:

##### **2.1 Amendment to the Main Body of the Original Order**

##### **(Dogs On Leads – Eden Area)**

2.1.1 A new sub-clause 2.1.1.6 shall be added to the Original Order and shall read as follows:

3. Any person in charge of a dog shall be in breach of this Order if they fail to keep the dog on a lead at all times while in any of the areas described below within the Eden Area, as defined in Schedule 2A:
4. *All such parts of the roads, carriageways, footpaths, footways, alleyways, yards and verges which are open to the air and to which the public are entitled or permitted to have access, and which are within 200 metres of a*

*public highway which comprises or includes a carriageway that is subject otherwise than temporarily to a speed limit of 40 miles per hour or less; except for “Access Land” within the meaning of the Countryside and Rights of Way Act 2000 and any rights of way crossing such Access Land.*

## **2.2 Amendments to Clause 2.1.2 – Exemptions**

2.2.1 The heading “Exemption” shall be amended to read “Exemptions”.

2.2.2 In Clause 2.1.2.3, the word “he” shall be replaced with “they”.

2.2.3 In Clause 2.1.2.4, the word “he” shall be replaced with “they”.

2.2.4 Clause 2.1.2.5 is hereby deleted in its entirety.

## **2.3 Variations to Schedule 2 – Dogs On Leads Areas**

### **South Lakeland Area**

2.3.1 The following locations shall be added to Schedule 2 as Dogs on Leads Areas:

- i. Staveley Play Area and Playing Fields

2.3.2 The following amendments shall be made to Schedule 2 in relation to Dogs on Leads Areas:

- i. The entry for “Ambleside Rothay Play Area” is hereby deleted from the list of Dogs on Leads Areas.
- ii. The entry “Ambleside Rothway Park Sports Pitches” is hereby corrected to read “Ambleside Rothay Park Sports Pitches” to reflect the accurate spelling of “Rothay”.

### **Eden Area**

2.3.3 The following amendments are to be made to existing entries:

- i. The entry “Castle Park Allotment Gardens, Penrith” is hereby amended to read “Castle Park, Penrith”

## **2.4 Schedule 3 – Amendments to Dog Exclusion Areas**

### **South Lakeland Area**

2.4.1 The following locations shall be added to Schedule 3 as Dog Exclusion Areas:

- i. Arnside Cemetery
- ii. Arnside Playing Fields
- iii. Flookburgh, Moorside , Play Area
- iv. Holme, Twinter Bank, Play Area
- v. Kendal Hawthorn Gardens
- vi. Kendal Beeson Fields Skate Park
- vii. Kendal Hayclose Crescent Play Area
- viii. Kendal Levens Close Play Area
- ix. Holme Mayfield Play Area
- x. Netherfield Playing Fields
- xi. Ulverston Trinkeld Play Area
- xii. Ulverston Victoria Park Play Area
- xiii. Ulverston Monument Way Play Area
- xiv. Ulverston Lund Terrace Play Area
- xv. Grange-over-Sands Promenade, Play Area

The following location shall be removed from Schedule 3:

- i. Ulverston Dale Street Play Area

### **Eden Area**

2.4.2 The following locations under 'Sports Pitches' shall be modified:

- i. Threlkeld Playing Field (Adjacent to School, Threlkeld) is hereby removed from Schedule 3.
- ii. Coronation Gardens, Portland Place, Penrith is hereby added to Schedule 3 as a Dog Exclusion Area (Sports Pitch).

2.4.3 The following locations under 'Play Areas' shall be added to Schedule 3 as Dog Exclusion Areas (Play Areas):

- i. Hackthorpe Play Area
- ii. Threlkeld Play Area, Adjacent the School
- iii. Castle Park Play Area, Penrith
- iv. Wetheriggs Play Area, Penrith
- v. Leisure Centre Skate Park Penrith
- vi. School Field Play Area, Kirkby Stephen

- vii. Westgarth Play Area, Kirkby Stephen
- viii. Bowscar Play Area, Bowscar
- ix. Coronation Park, Appleby
- x. Scattergate Play Area, Appleby
- xi. Headland Play Area, Glenridding
- xii. Station Road Play Area, Threlkeld
- xiii. Scaur Play Area, Lazonby
- xiv. Croft Place Play Area, Kirkoswald
- xv. Warcop Village Green Play Area
- xvi. Brough Play Area
- xvii. Cliburn Play Area
- xviii. Great Salkeld Play Area
- xix. Tirril Play Area
- xx. Calthwaite Play Area

2.4.4 The following amendments are to be made to existing entries:

- ii. The entry for “Bampton” is hereby amended to read “Bampton, Next to Village Hall”.
- iii. The entry for “Kirkby Thore” is hereby amended to read “Kirkby Thore, Behind Village Hall”.

2.4.5 The following additional modifications shall be made:

- i. The sub-heading “Penrith Town” is hereby deleted.
- ii. The entry “Carleton Heights Open Space, Land Adjacent to Birch Close, Penrith” is hereby amended to read “Carleton Heights, Land Adjacent to Chestnut Close, Penrith”.

## **2.5 Insertion of a New Schedule 2A – Dogs On Leads (Eden Area Only)**

### *Schedule 2A – Additional Dogs on Leads Areas*

This Schedule applies only for the purposes of clause 2.1.1.6 and comprises the Eden Area, being the area formerly constituting the Eden District Council boundary within Westmorland and Furness Council.

**3. General**

This Variation Order is made in accordance with the procedure set out in sections 60 to 61 of the Act. The provisions of the Original Order shall continue in full force and effect, save as expressly varied by this Order.

Dated

The Common Seal of )  
**WESTMORLAND AND FURNESS COUNCIL** )  
is affixed in the presence of )

.....  
Solicitor to the Council