STATUTORY RULES OF NORTHERN IRELAND

2012 No. 39

DOGS

CONTROL OF DOGS

The Dog Control Orders (Procedures) Regulations (Northern Ireland) 2012

Made - - - -	*7th February 2012*
Coming into operation-	*1st April 2012*

The Department of the Environment makes the following Regulations in exercise of the powers conferred by section 41(4) of the Clean Neighbourhoods and Environment Act (Northern Ireland) 2011(**1**).

Citation and commencement

1. These Regulations may be cited as the Dog Control Orders (Procedures) Regulations (Northern Ireland) 2012 and come into operation on 1st April 2012.

Interpretation

2. In these Regulations "the Act" means the Clean Neighbourhoods and Environment Act (Northern Ireland) 2011.

Procedures before and after making or amending a dog control order

3.—(1) Before making a dog control order under section 40 of the Act, a district council shall consult upon its proposal to make the order by publishing a notice of that proposal—

(a) in a local newspaper circulating in the area in which the land to which the order applies is situated; and

(b) on its website.

(2) The notice referred to in paragraph (1) shall—

(a) identify the land in respect of which the order applies;

(b) summarise the order;

(**1**) 2011 c.23 (N.I.)

(c) where the order refers to a map, state where the map may be inspected at an address within the district council's area, and that any inspection shall be free of charge at all reasonable hours during the period ending with the date mentioned in sub-paragraph (e);

(d) state that representations may be made to the council about the proposal; and

(e) state that any such representations must be made before the date specified in the notice, such date being at least 28 days after the date on which the notice is first published in accordance with paragraph (1).

(3) The district council shall not make the order before the date specified in the notice.

(4) After making a dog control order, the district council shall, not less than seven days before the day on which the order is to come into operation—

(a) where practicable, place signs summarising the order in conspicuous positions on or near the land in respect of which it applies;

(b) publish, in a local newspaper circulating in the area in which the land in respect of which the order applies is situated, a notice that the order has been made and stating the place at which the order may be inspected and copies of it obtained; and

(c) make the information referred to in sub-paragraph (b) available on its website.

(5) This regulation shall apply to the amendment of a dog control order as if references to its making were to its being amended.

Revocation of a dog control order

4.—(1) Before revoking a dog control order it has made, a district council shall—

(a) consult upon its proposal to revoke the order by publishing a notice of that proposal—

(i) on its website; and

(ii) in a local newspaper circulating in the area in which the land in respect of which the order applies is situated, and

(b) not make the decision to revoke the order before the date specified in the notice.

(2) The notice referred to in paragraph (1) shall—

(a) identify the land in respect of which the order applies;

(b) summarise the order;

(c) where the order refers to a map, state where the map may be inspected at an address within the district council's area, and that any inspection shall be free of charge at all reasonable hours during the period mentioned in sub-paragraph (e);

(d) state that representations may be made to the council about the proposal; and

(e) state that any such representations must be made before the date specified in the notice.

(3) The date specified in the notice must be at least 28 days after the date on which the notice is first published in accordance with paragraph (1).

(4) If a district council decides to revoke a dog control order it shall—

(a) publish a notice of that decision in a local newspaper circulating in the area in which the land in respect of which the order to be revoked is situated, and specifying the date (which shall not be earlier than the date on which the notice is published) on which the revocation is to have effect; and

(b) make the information referred to in sub-paragraph (a) available on its website.