

COPELAND BOROUGH COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014

PUBLIC SPACE PROTECTION ORDER NUMBER 2 of 2019 (the "ORDER") – DOG CONTROL

This Order shall come into operation on 21st June 2019 and shall have an effect for three years thereafter, unless extended by further order under the Council's statutory powers.

Copeland Borough Council exercises its powers under Section 59, of the Anti-Social Behaviour, Crime and Policing Act 2014 ("the Act") and under all other enabling powers, hereby makes the following Order:

1. This Order relates to the public spaces described in the Schedules to this Order ("the Restricted Areas")
2. The Council is satisfied on reasonable grounds that the two conditions have been met:-
 - a. activities carried on or likely to be carried on in public spaces within the Restricted Areas as described in Schedules and shown edged red on the maps have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the Restricted Areas and they will have such an effect;
 - b. 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 these activities unreasonable and justifies the restrictions imposed by this Order.
3. The effect of the Order is to impose the following prohibitions and/or requirements in the Restricted Areas at all times:

A. Fouling

If within the administrative area of the Authority a dog defecates at any time on land to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission and a person who is in charge of the dog at that time fails to remove the faeces from the land forthwith, that person shall be guilty of an offence unless:

- A. he has 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.

For the purpose of this Order:

- 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. placing the faeces in a receptacle on the land which is provided for the purpose, or the disposal of waste, shall be sufficient removal from the land;
- C. being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device or other suitable means of removing the faeces shall not be a reasonable excuse for failing to remove the faeces.

B. Leads by Direction

A person in charge of a dog shall be guilty of an offence if, at any time, on land detailed in **Schedule 1** does not comply with a direction given to him by an authorised Officer of the Authority to put and keep the dog on a lead unless:

- A. he has 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.

For the purpose of this Order:

An authorised officer of the Authority may only give a direction under this Order to put and keep a dog on a lead if such restraint is reasonably and necessary to prevent a nuisance or behaviour by the dog likely to cause annoyance or disturbance to any other person on any land to which this Order applies or the worrying or disturbance of any animal or bird.

C. Leads

A person in charge of a dog shall be guilty of an offence if, at any time, on land detailed in **Schedule 2** below he does not keep the dog on a lead unless:

- A. he has 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.

For the purpose of this Order:

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.

D. Exclusion

A person in charge of a dog shall be guilty of an offence if, at any time, he takes the dog onto, or permits the dog to enter or to remain on, any land detailed in **Schedule 3** of this Order unless:

- A. he has reasonable excuse 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 doing so.

E. Exemptions

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; 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 coordination 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.

D. the normal activities of a working dog whilst the dog is working. This includes dogs that are being used for work in connection with emergency search and rescue, law enforcement and the work of HM Armed Forces and farm dogs that are being used to herd or drive animals.

For the purpose of this Order –

Each of the following is a “prescribed charity” –

- A. Dogs for the Disabled (registered charity number 700454).
- B. Support Dogs Limited (registered charity 1088281).
- C. Canine Partners for Independence (registered charity number 803680).

FIXED PENALTY NOTICES AND OFFENCES:

1. It is an offence for a person without reasonable excuse to engage in any activity that is prohibited by these Orders.
2. In accordance with Section 66 of the Act, a person found to be in breach of this Order is liable on summary conviction to a maximum penalty of a level 3 fine or to a Fixed Penalty Notice up to £100 reduced to £50 if paid within 10 days.

APPEALS:

1. In accordance with Section 66 of the Act, any interested person who wishes to challenge the validity of this Order on the grounds that the Council did not have the power to make the Order or that a requirement under the Act has not been complied with may apply to the High Court within six weeks from the date upon which the Order is made.

Given under the Common Seal of Copeland Borough Council On the

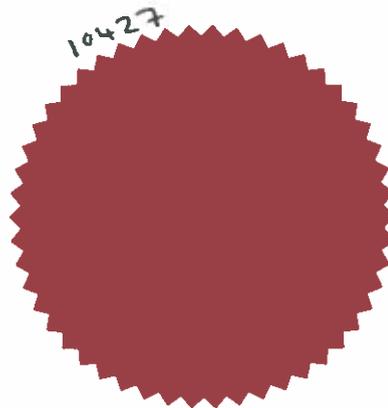
.....^{21st}.....day of.....^{June}.....2019

THE COMMON SEAL of the COUNCIL

Was hereunto affixed in the presence of:

.....^{EP Graham}..... Authorised Officer

.....^{@ CEO}..... Designation



SCHEDULE 1
Leads by direction

1. Subject to the exception in paragraph 2 below, all land which is in the administrative area of the Council:

- (a) which is open to the air (which includes any land which is covered if it is open to the air on at least one side); and
- (b) to which the public are entitled or permitted to have access (with or without payment).

Other than land referred to in article 3 of this Order.

2. Excepted from the description in paragraph 1 above is land that is placed at the disposal of the Forestry Commissioners under section 39(1) of the Forestry Act 1967.

SCHEDULE 2
Dogs to be on leads whilst on specified land

Plan No	Description of the Land (shown edge red on respective plan)
1	St Joseph's Church, Seascale
2	St John's Church. Cleator Moor
3	St John's Church, Beckermat
4	St James's Church and Kirk, High Street, Whitehaven
5	St Cuthbert's Church, Seascale
6	St Bridget's Church, Moresby
7	St Bega's RC Church, Cleator Moor
8	St Bees Beach and adjacent car park, St Bees
9	Silecroft Beach and adjacent car park, Silecroft
10	Seascale Beach and adjacent car park, Seascale
11	Playing Field, Ramsey Drive, Parton
12	Netherwasdale Cemetery
13	Low Road Cemetery, Whitehaven
14	Land at Calderbridge
15	King George V Playing Field, Cleator Moor
16	Hensingham Cemetery
17	Haverigg Beach and adjacent car park, Haverigg
18	Greenbank Playing Field
19	Distington Hall Crematorium
20	Copeland Athletics Stadium
21	Cemetery House, North Road, Egremont
22	Church of the Holy Spirit, Distington
23	Beckermat Cemetery, Beckermat
24	Beck Bottom and Beck bottom Cemetery, Whitehaven
25	Welfare Field, High Road, Kells
26	Trinity Gardens, Scotch Street, Whitehaven
27	The Priory Church of St Mary's and St Bega, St Bees
28	St Paul's Church, Church Street, Frizington
29	St Mary's and St Michael's Churchyard, Egremont

30	St Luke's Church, Haverigg, Millom
31	St Leonard's Church, Bankend View, Cleator
32	Egremont Castle, Egremont
33	Skate Park, Egremont
34	Orgill, Egremont
35	Playing Field, Moor Row
36	Outrigg, St Bees
37	Playing Field, Arlecdon, Frizington
38	Castle Park, Whitehaven
39	St Joseph's Church, Frizington
40	Playing Field, Lowca
41	Recreation Ground, Moresby
42	Land at High Street, Whitehaven.
43	Land at Jericho, Whitehaven
44	Land at Woodhouse, Whitehaven
45	Pavilion, Millom
46	Playing Field, Gosforth
47	St Joseph's Burial Ground, Frizington

SCHEDULE 3
Exclusion Areas

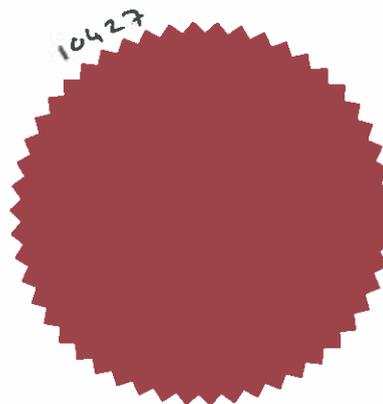
Plan No	Description of the Land (shown edge red on respective plan)
1	Sports Court, Woodhouse, Whitehaven
2	Play Area, Welfare Fields, Kells
3	Playing Field , Town End, Seascale
4	Village Green, Kirksanton
5	The Park, Thornhill, Egremont
6	Play Park, St Bees foreshore, St Bees
7	Play Park, Mirehouse Shops, Whitehaven
8	Playground, Whicham
9	Play Area, Scalegill Road, Moor Row
10	Play area and associated land, Coronation Drive, Frizington
11	Play Area, East Road, Lowca
12	Community Recreational Park, Ennerdale
13	Playground, Kirkland
14	Playground, Barfs Road, Distington
15	Play Area, Bootle station, Bootle
16	Recreation Ground, Bootle village, Bootle
17	Play Park, Castle Park, Whitehaven
18	Play Park, Churchill Drive, Moresby
19	Play Area, Fairfield, Arlecdon, Frizington
20	Play Area, Gosforth playing fields, Gosforth
21	Play Ground, Haverigg foreshore, Haverigg
22	Play Area, High Street, Whitehaven
23	Play Area, Hinnings Road, Distington

24	Play Area, Jacktrees Road, Cleator Moor
25	Play Area, Jericho, Whitehaven
26	Play Area, Keekle,
27	Play Area, Ling Road, Egremont
28	Play Area, Main Street, Parton
29	Playing Field, Mill Hill, Cleator Moor
30	Play Area and Tennis Court, Millom Park, Millom
31	Play Area, Newlands Avenue, Whitehaven
32	Land at Nursery School, Main Street, Frizington
33	Play Area, Orgill, Egremont
34	Play Area, Pica, Workington
35	Play Area, Prospect Row, Cleator
36	Play Area, Recreation Ground, Moresby
37	Play Area, Seascale foreshore, Seascale
38	St Nicholas's Gardens, Whitehaven
39	Playing Fields, Ravenglass
40	Kie Park and Basketball Court, Hensingham, Whitehaven
41	Play Area, Hensingham, Whitehaven
42	Play Area, Bank end View, Bigrigg
43	Play Area, Outrigg, St Bees
44	Land at School Green, Beckermeth

APPENDIX: Street plans of the affected areas in Copeland showing the Exclusion Zone edged in red.

Given under the Common Seal of
Copeland Borough Council On the

.....^{21st}.....day of.....June.....2019

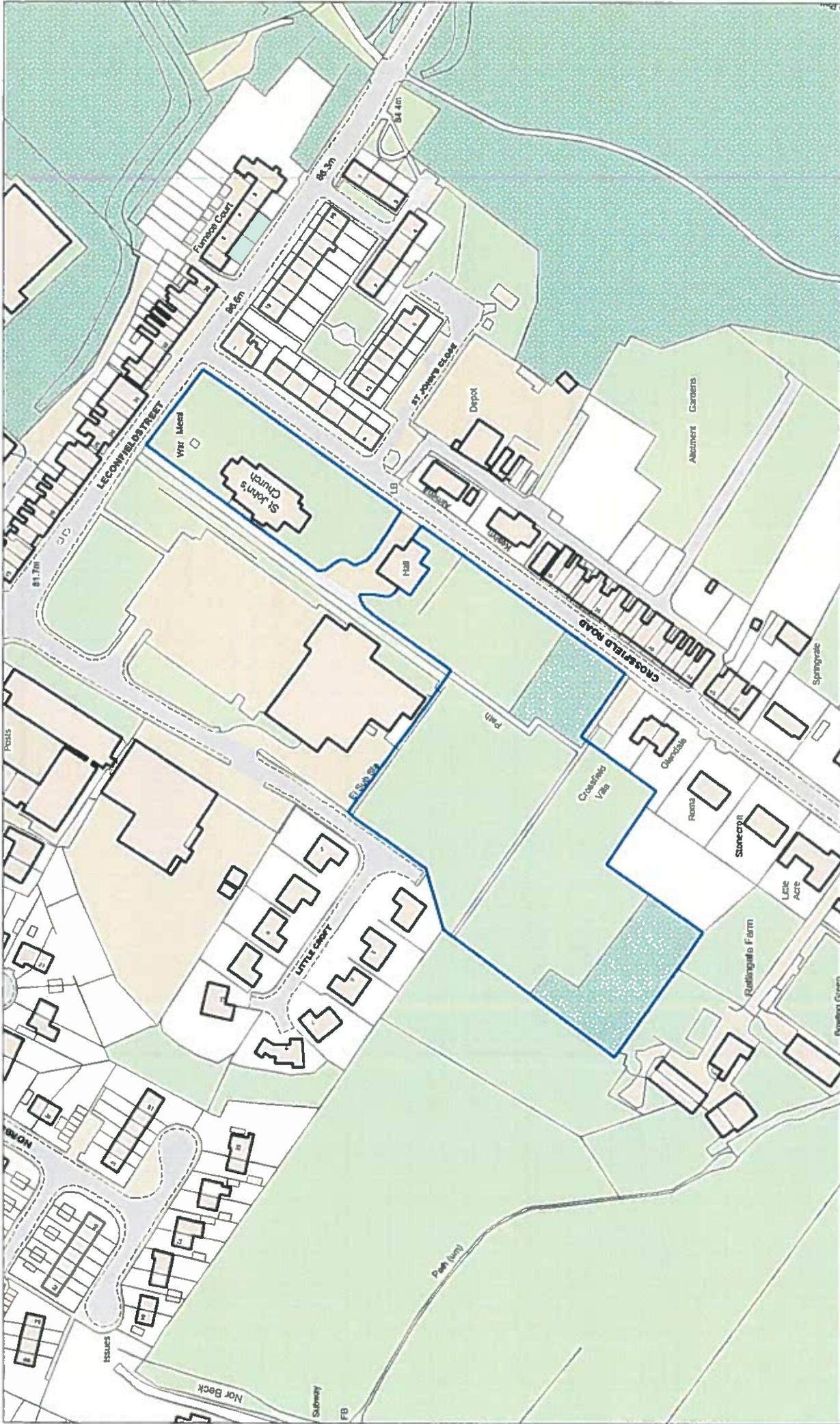


COPELAND BOROUGH COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014

PUBLIC SPACE PROTECTION ORDER NUMBER 1 of 2019 (the "ORDER") – DOG CONTROL

SCHEDULE 2 - MAPS



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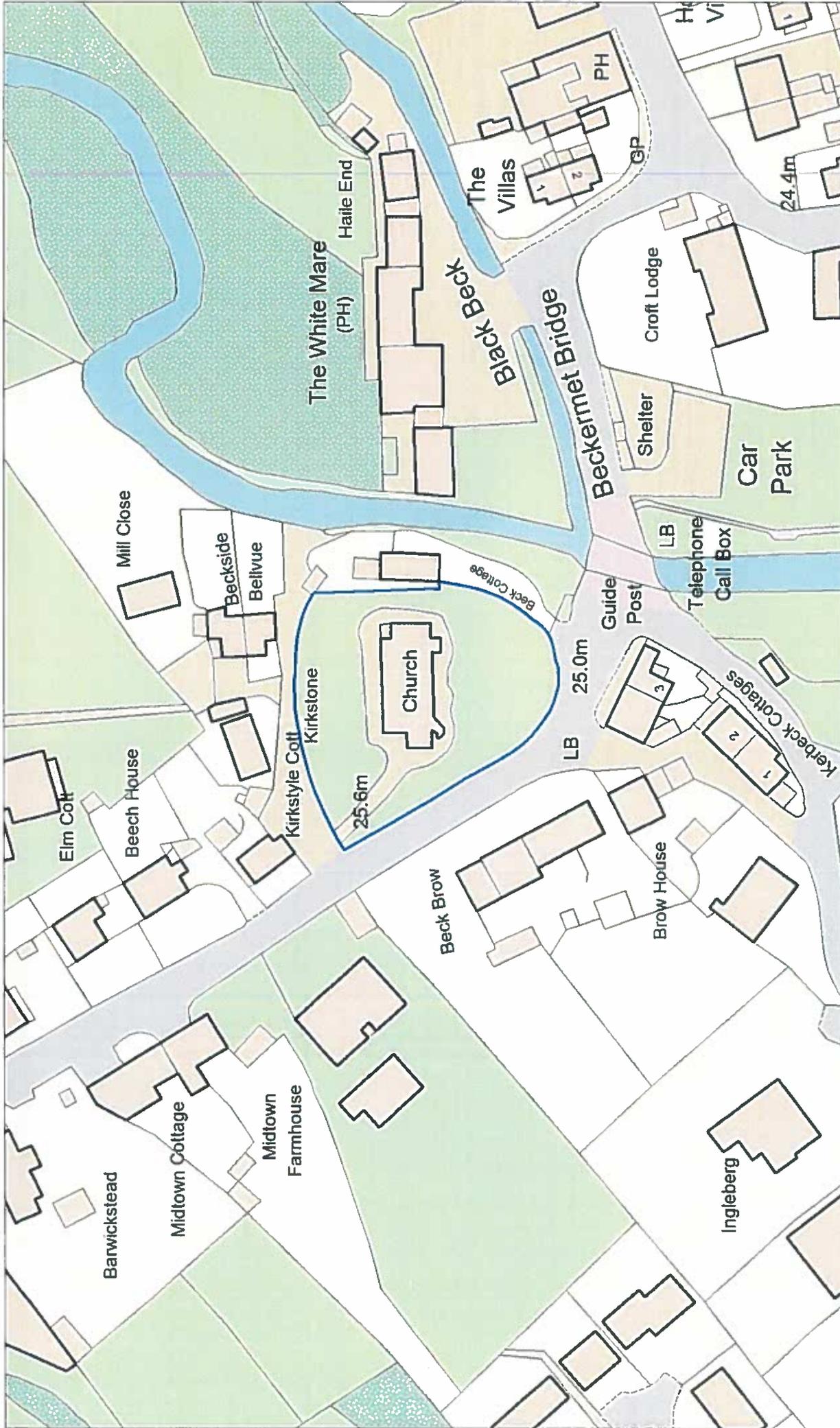
The Dogs on Leads Order, St John's Cleator Moor

Scale = 1:2,000

Date: 28/02/2019

map 2

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The Dogs on Leads Order, St Johns Church, Beckermeth

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map 3

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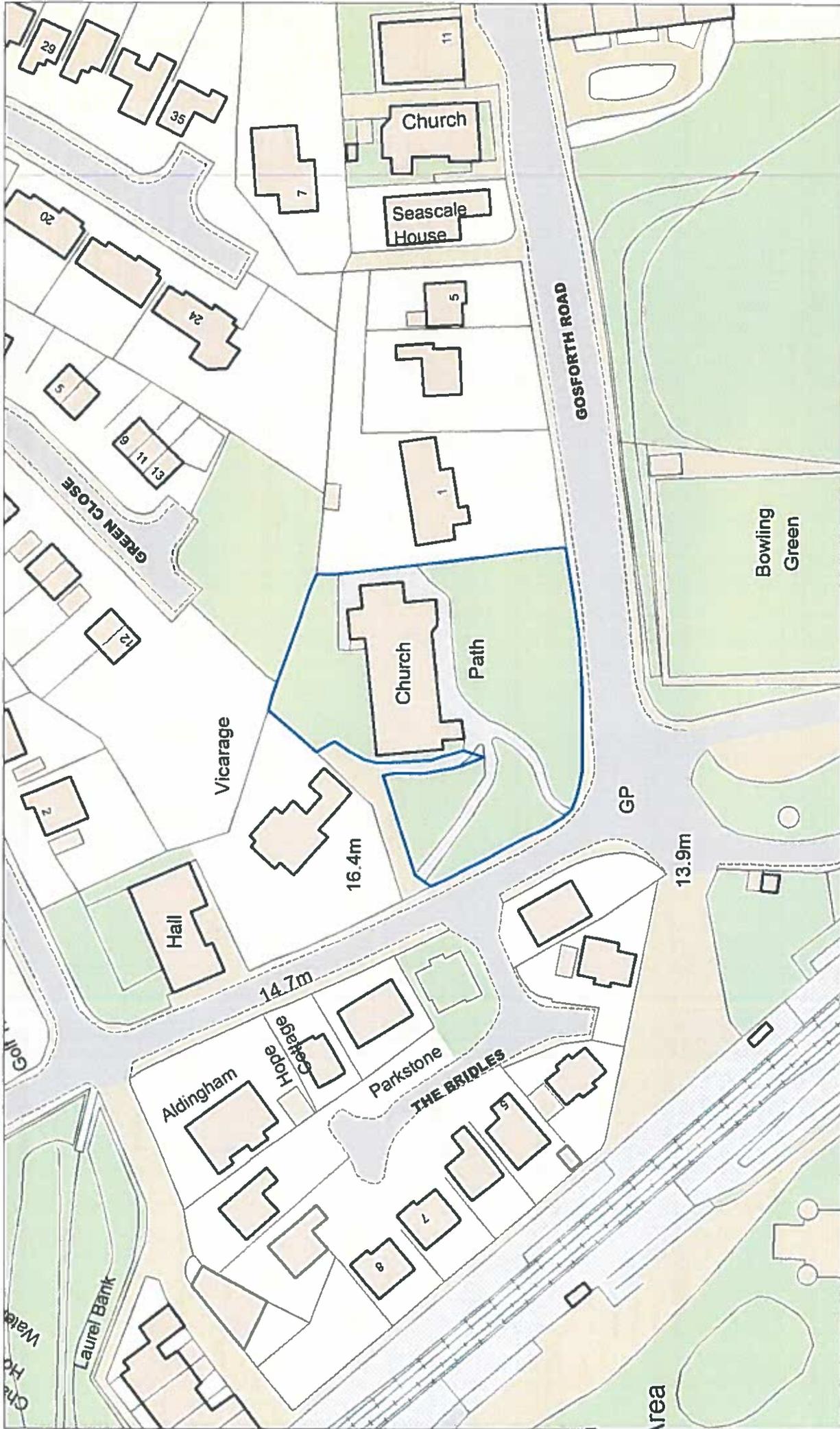
The Dogs on Leads Order, St James Church and The Kirk, High Street, Whitehaven

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map 4

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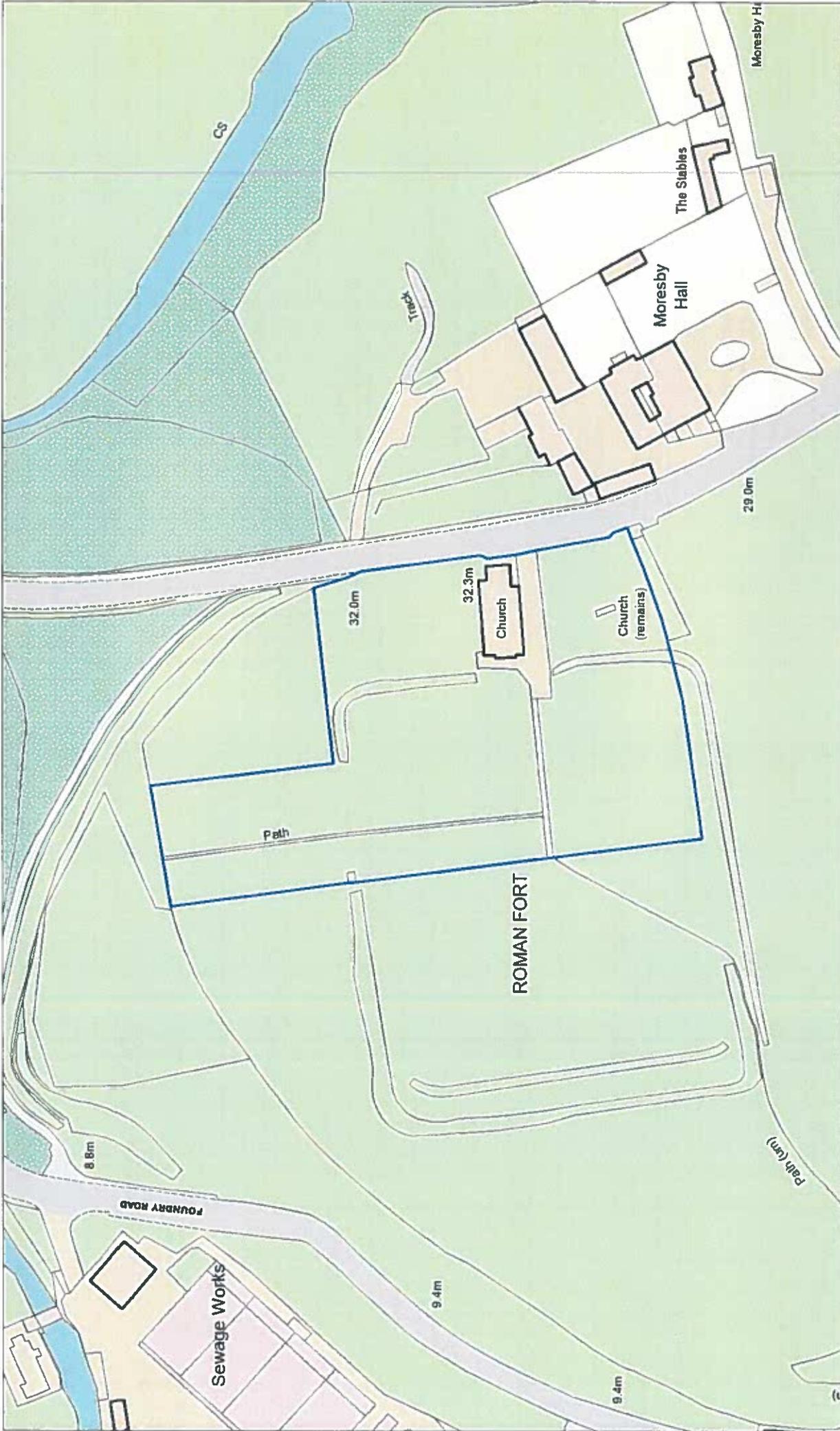
map 5

The Dogs on Leads Order, St Cuthberts Church, Seascale

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map 6

The Dogs on Leads Order, St Bridgets Church, Moresby, Whitehaven

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map 7

The Dogs on Leads Order, St Bega's RC Church, Cleator Moor

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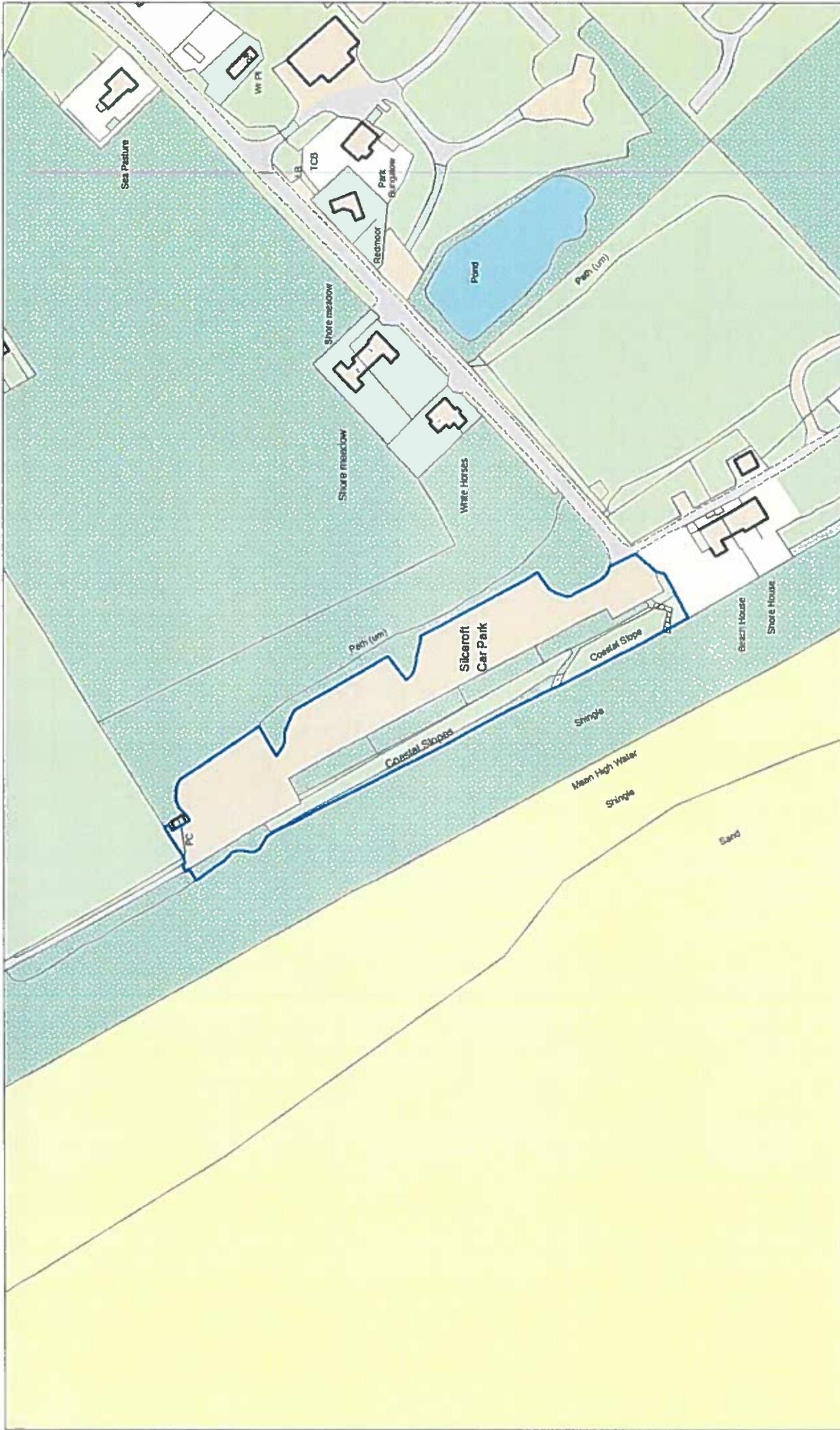
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The Dogs on Leads Order, St Bees Beach and adjacent car park, St Bees map 8

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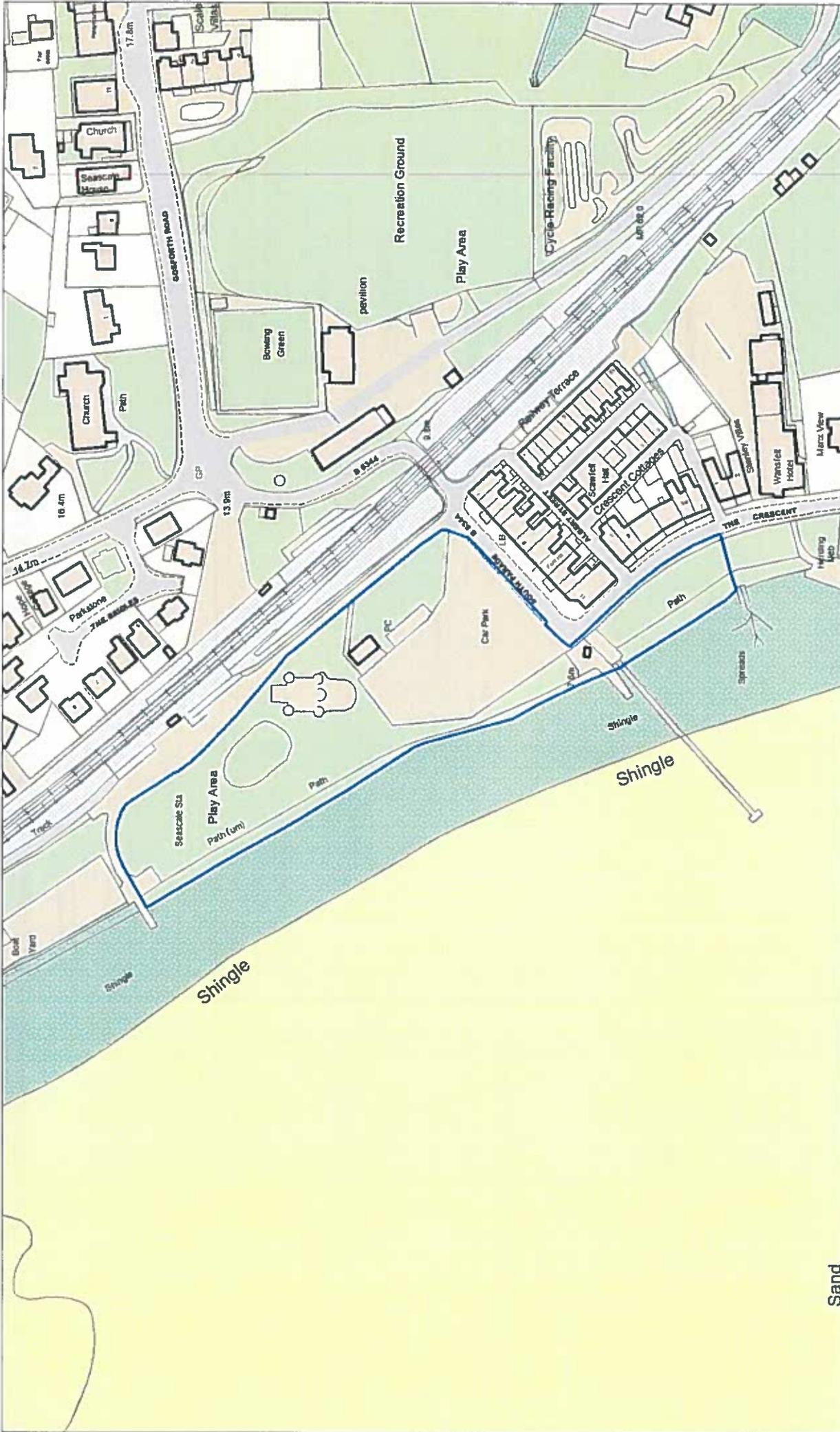
The Dogs on Leads Order, Silcroft Beach and adjacent car park, Silcroft

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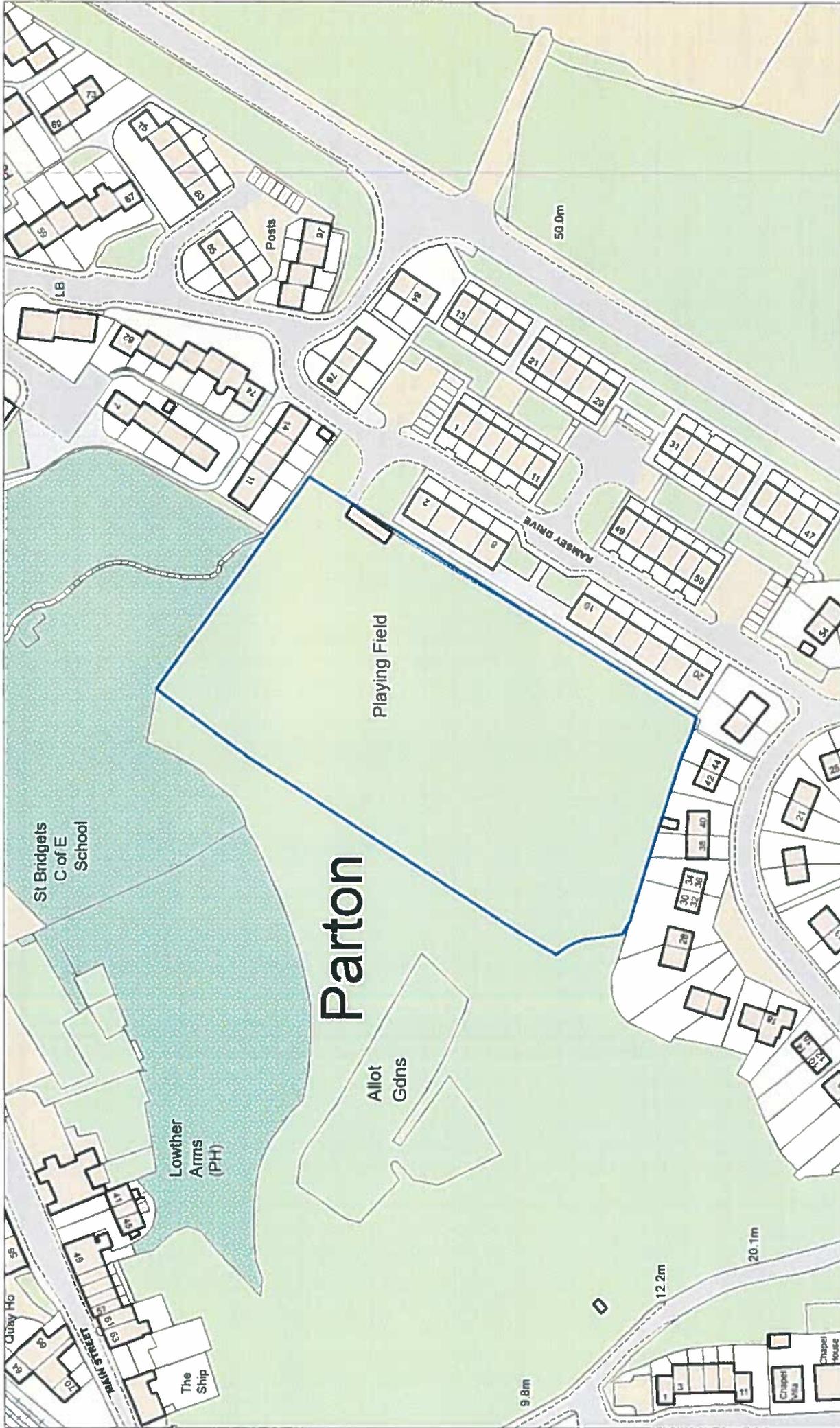
The Dogs on Leads Order, Seascale Beach and adjacent car park, Seascale

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The Dogs on Leads Order, Playing Field, Ramsey Drive, Parton map 11

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Nether Wasdale

Graveyard

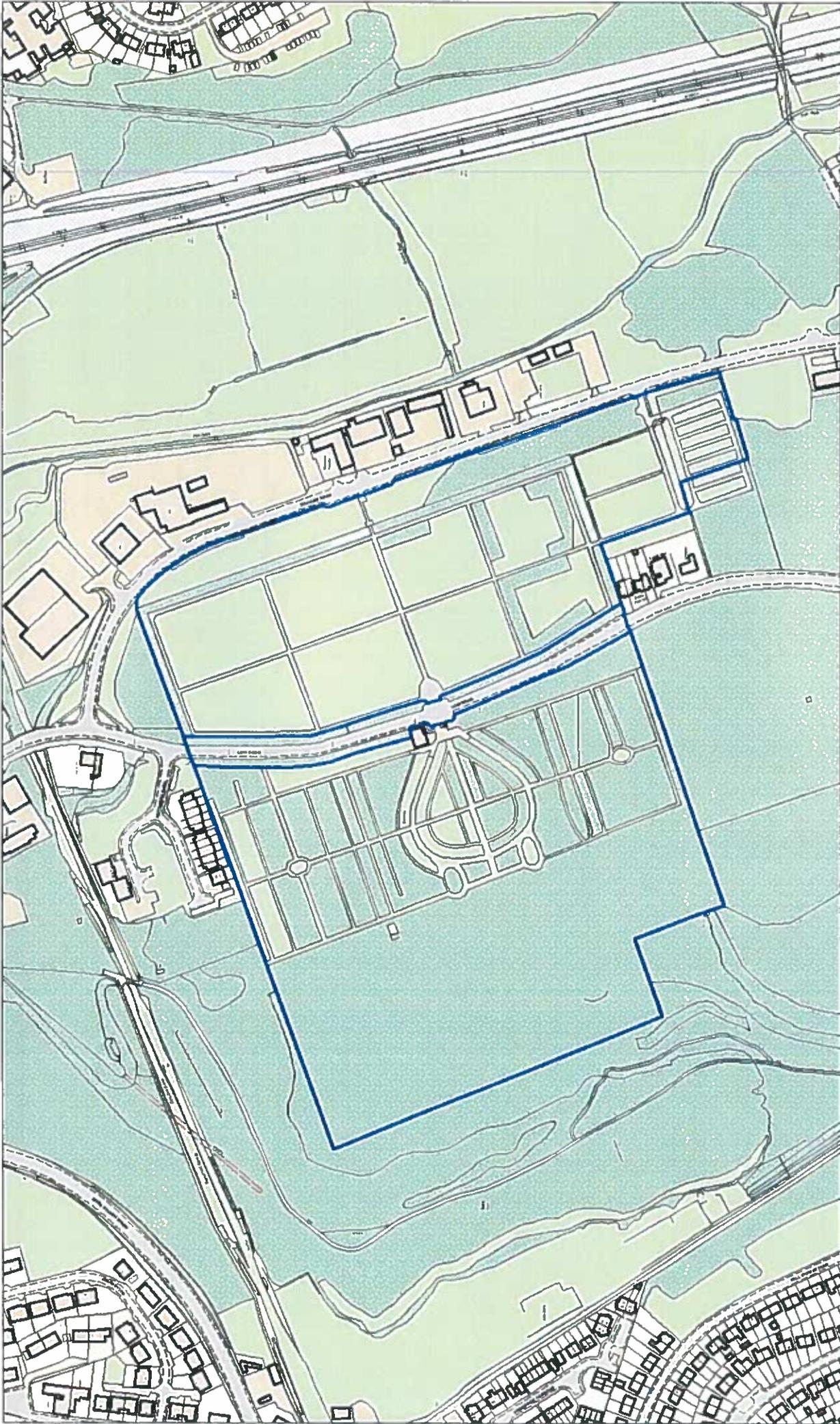
Track

Old Strands Cottage
Old Strands

53.0m

Cinder Beck

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Map 13

The Dogs on Leads Order, Low Road Cemetery, Whitehaven

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Map 14

The Dogs on Leads Order, Land at Calderbridge

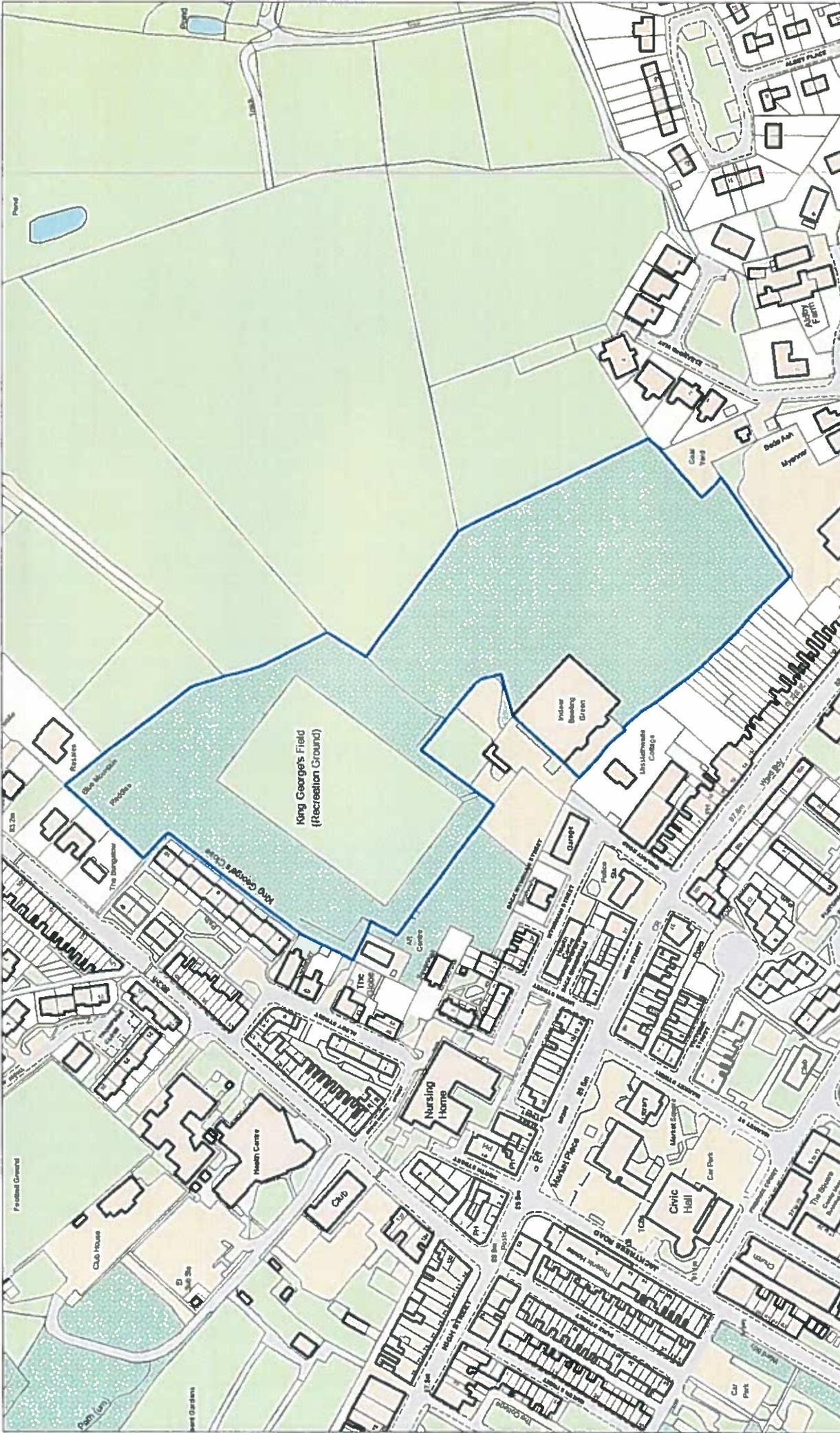


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map 15

The Dogs on Leads Order, King George V Playing Area

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map 16

The Dogs on Leads Order, Hensingham Cemetery

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The Dogs on Leads Order, Haverigg Beach and adjacent car park, Haverigg map 17



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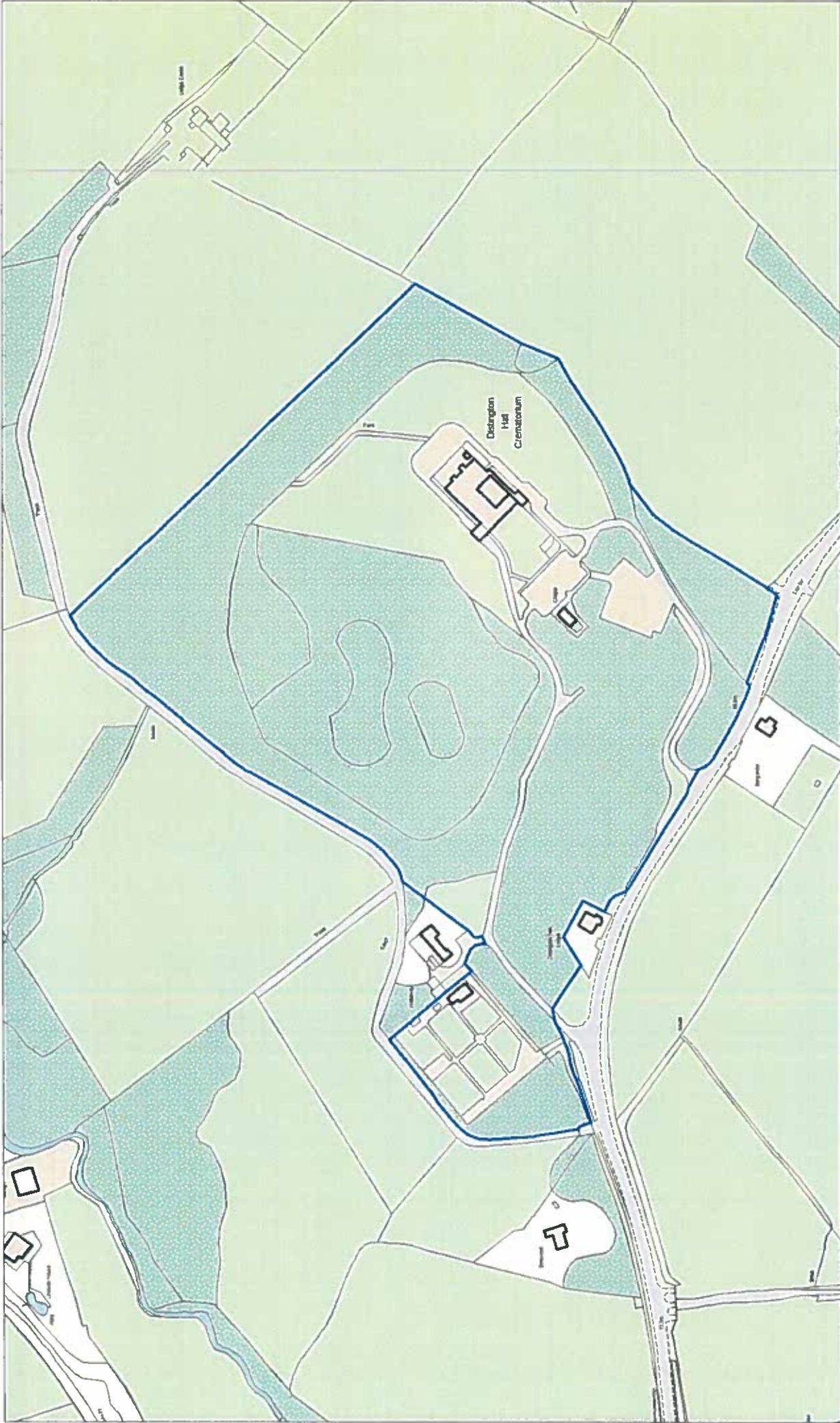


The Dogs on Leads Order, Greenbank Playing Field, Whitehaven

map 18

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The Dogs on Leads Order, Distington Hall Crematorium map 19

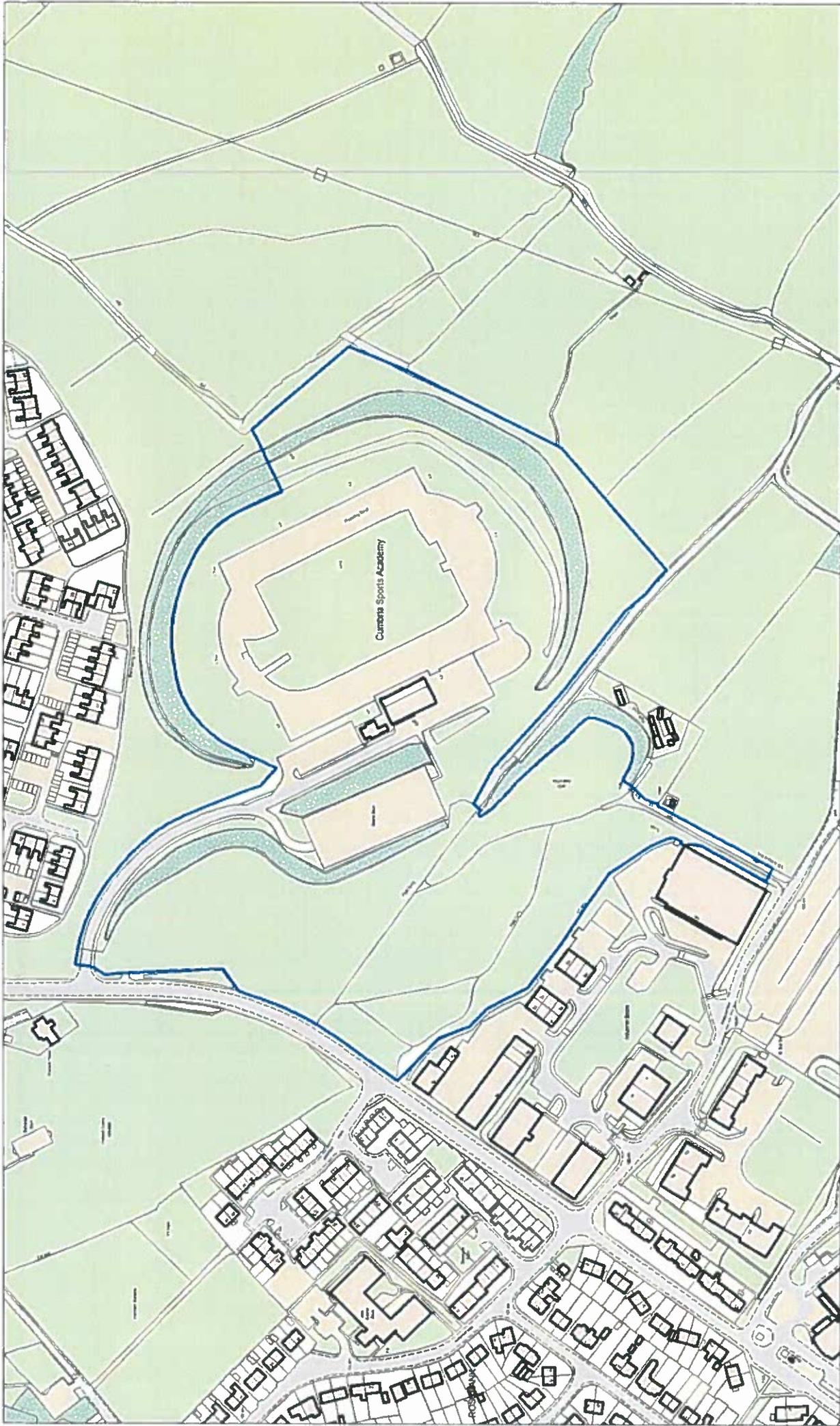
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The Dogs on Leads Order, Copeland Athletics Stadium - map 20

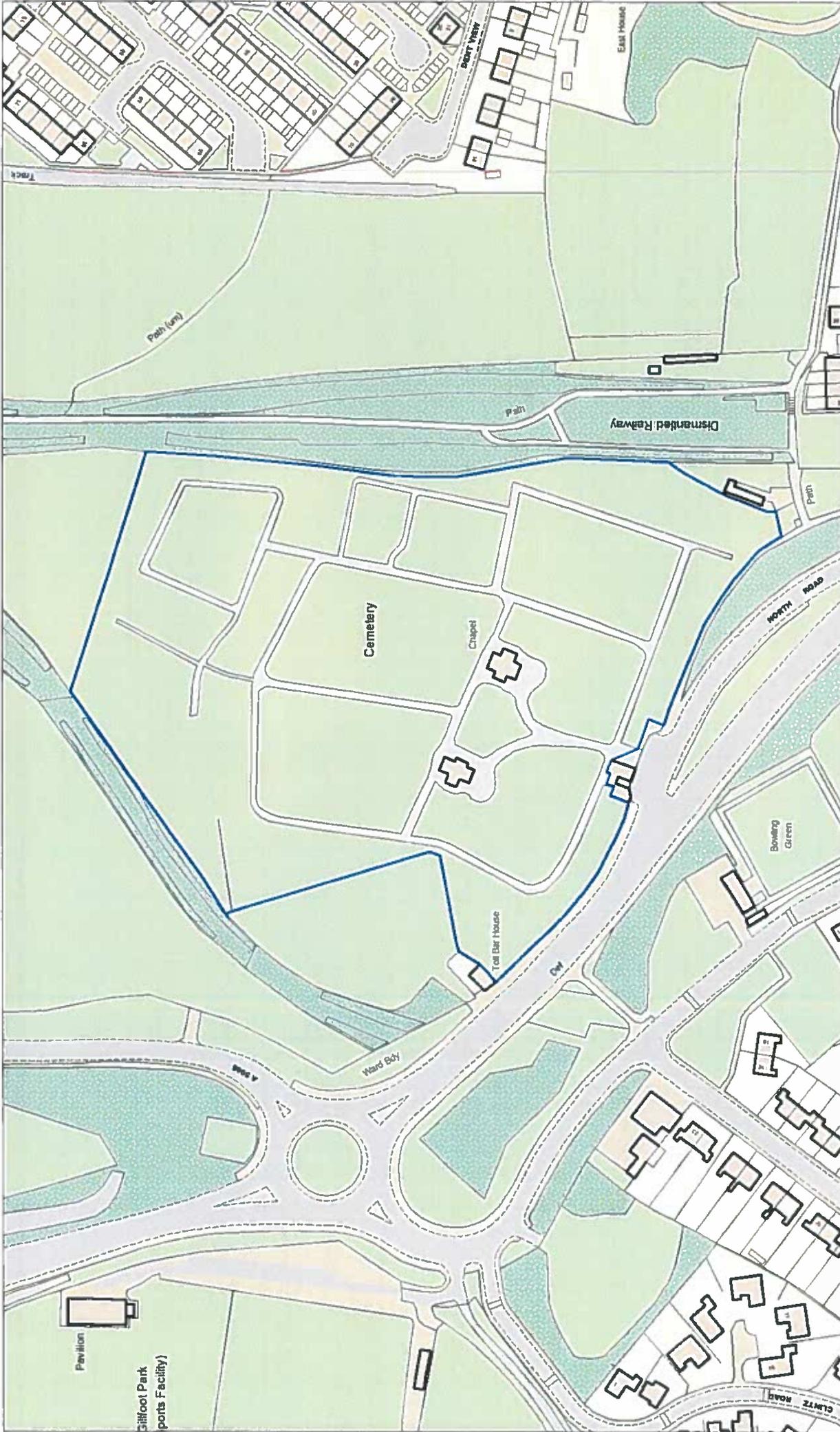
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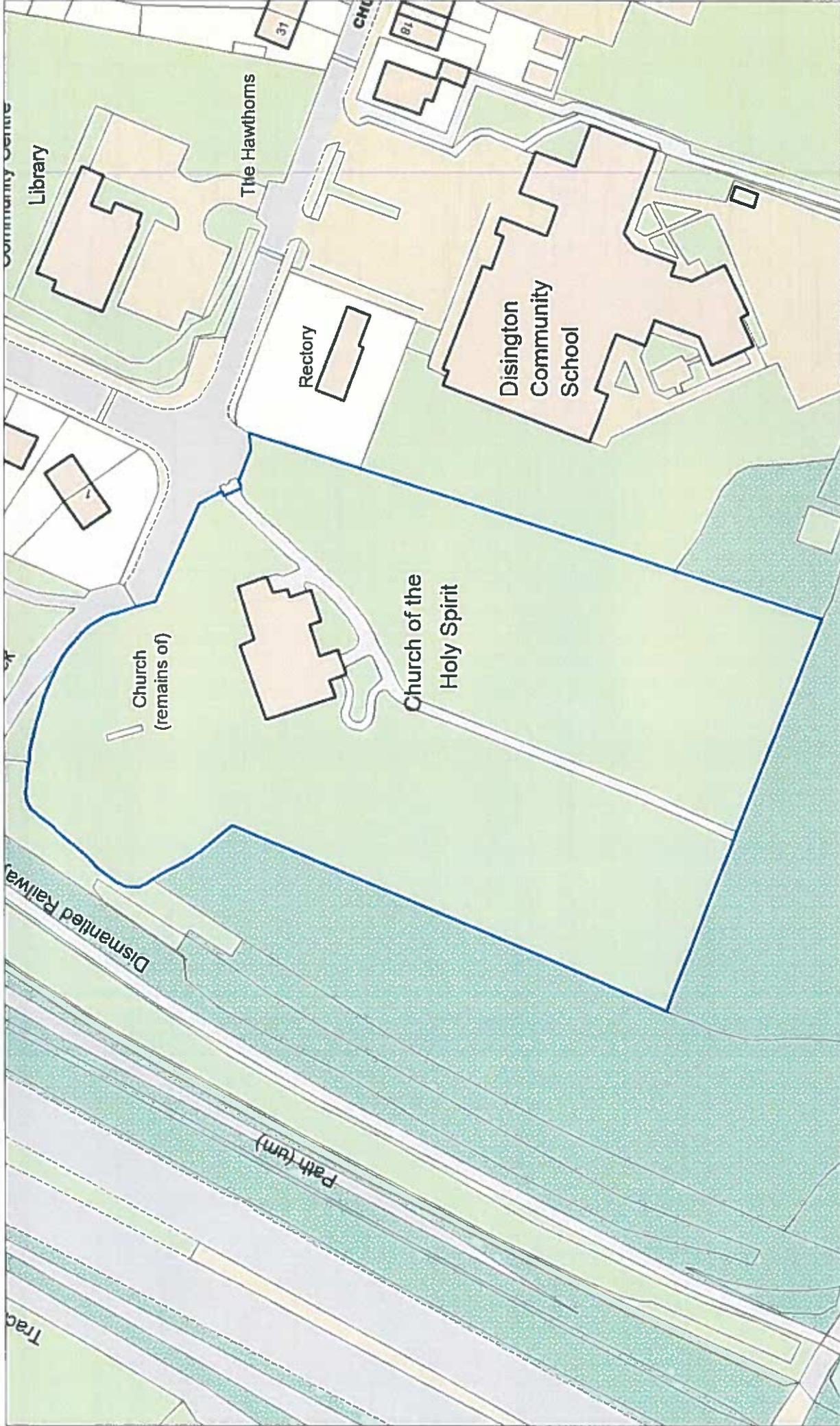
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The Dogs on Leads Order, Cemetery House, North Road, Egremont - map 21



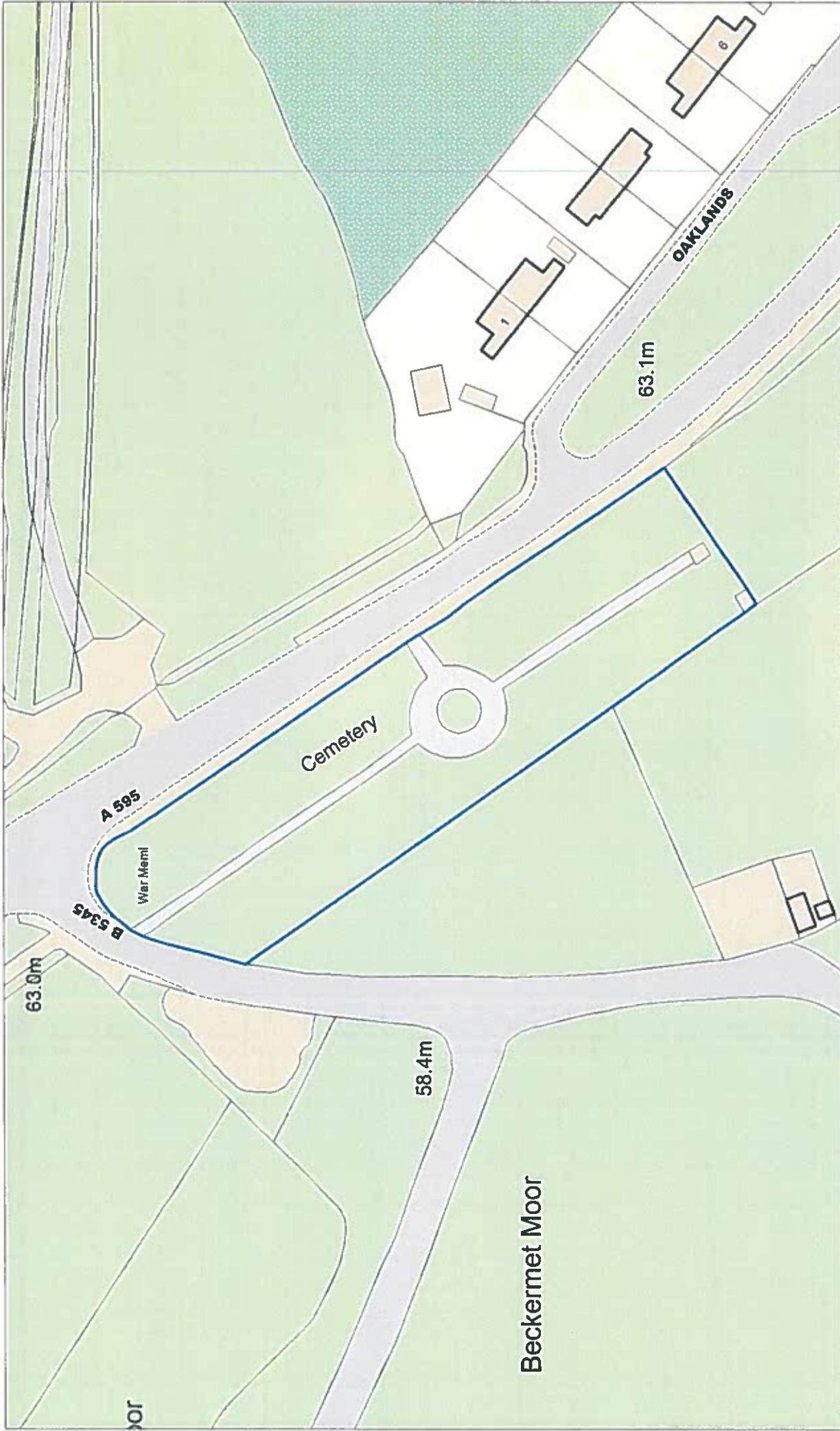
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The Dogs on Leads Order, Church of the Holy Spirit, Distington map 22

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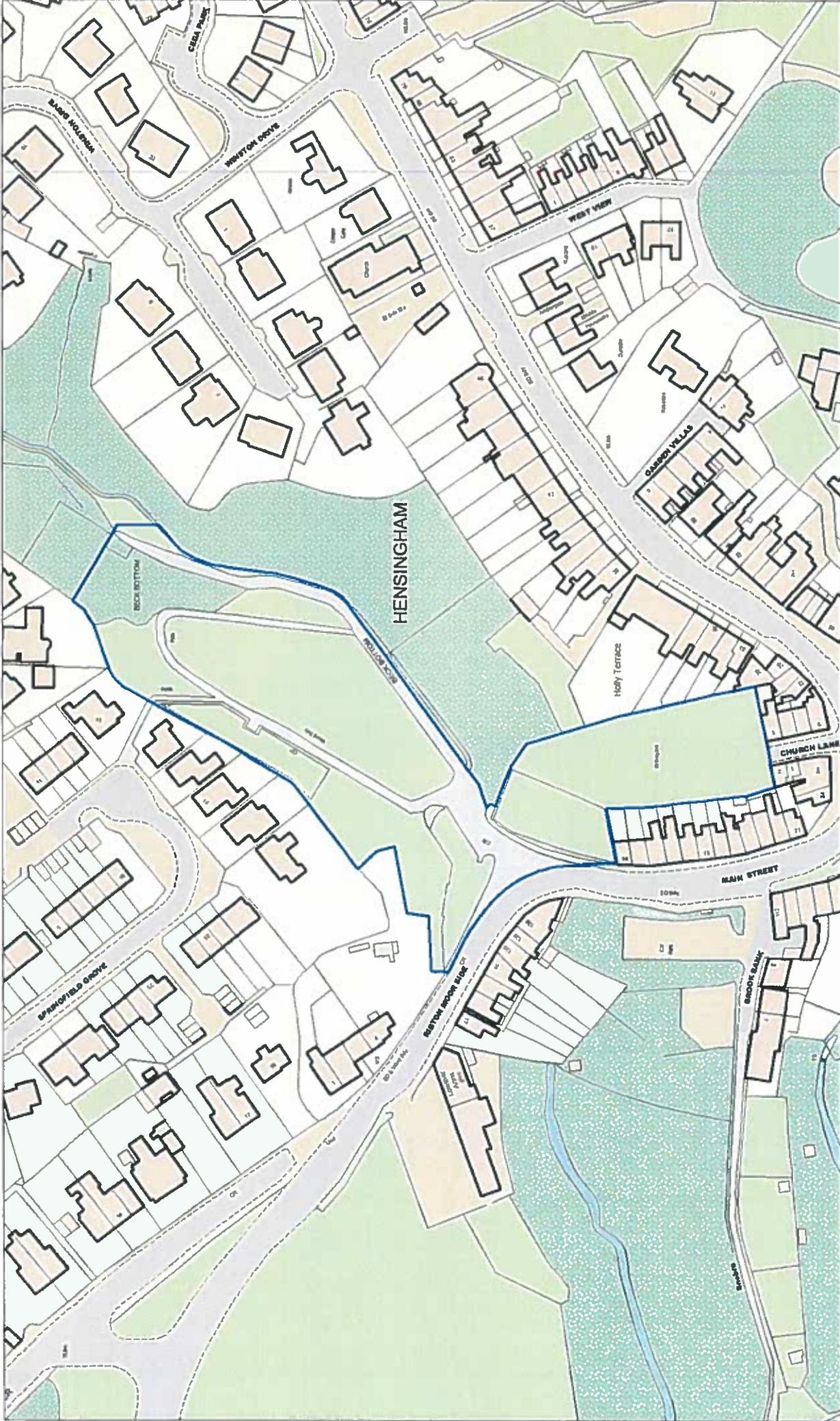
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The Dogs on Leads Order, Beckermat Cemetery, Beckermat - map 23

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The Dogs on Leads Order, Beck Bottom and Beck Bottom Cemetery, Whitehaven - map 24

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The Dogs on Leads Order, Welfare Field, High Road, Kells, Whitehaven

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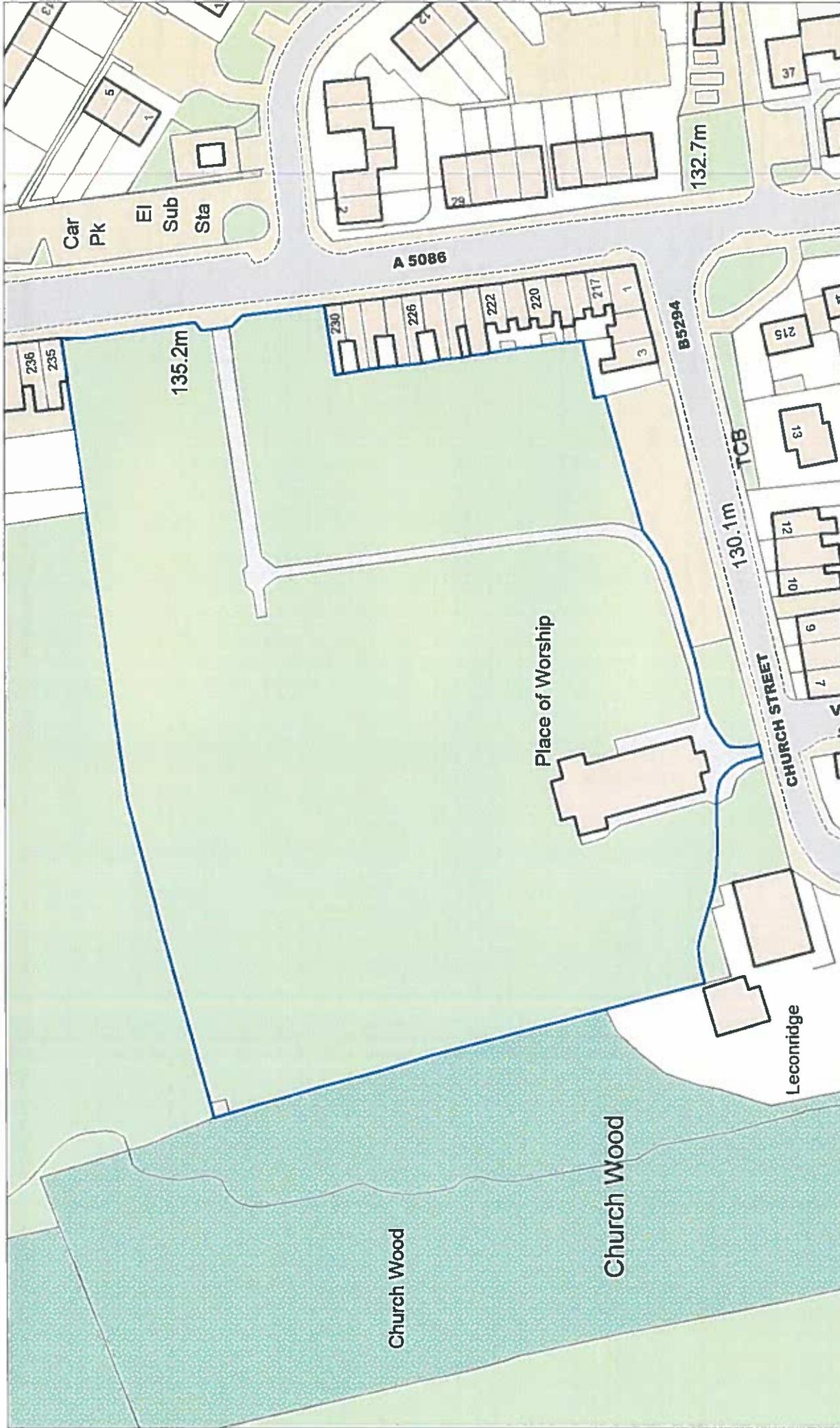
map 26

The Dogs on Leads Order, Trinity Gardens, Scotch Street, Whitehaven

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Map 28

The Dogs on Leads Order, St Paul's, Church Street, Frizington

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The Dogs on Leads Order, St Lukes Church, Haverigg, Millom map 30

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map 31

The Dogs on Leads Order, St Leonard's Church, Bankend View

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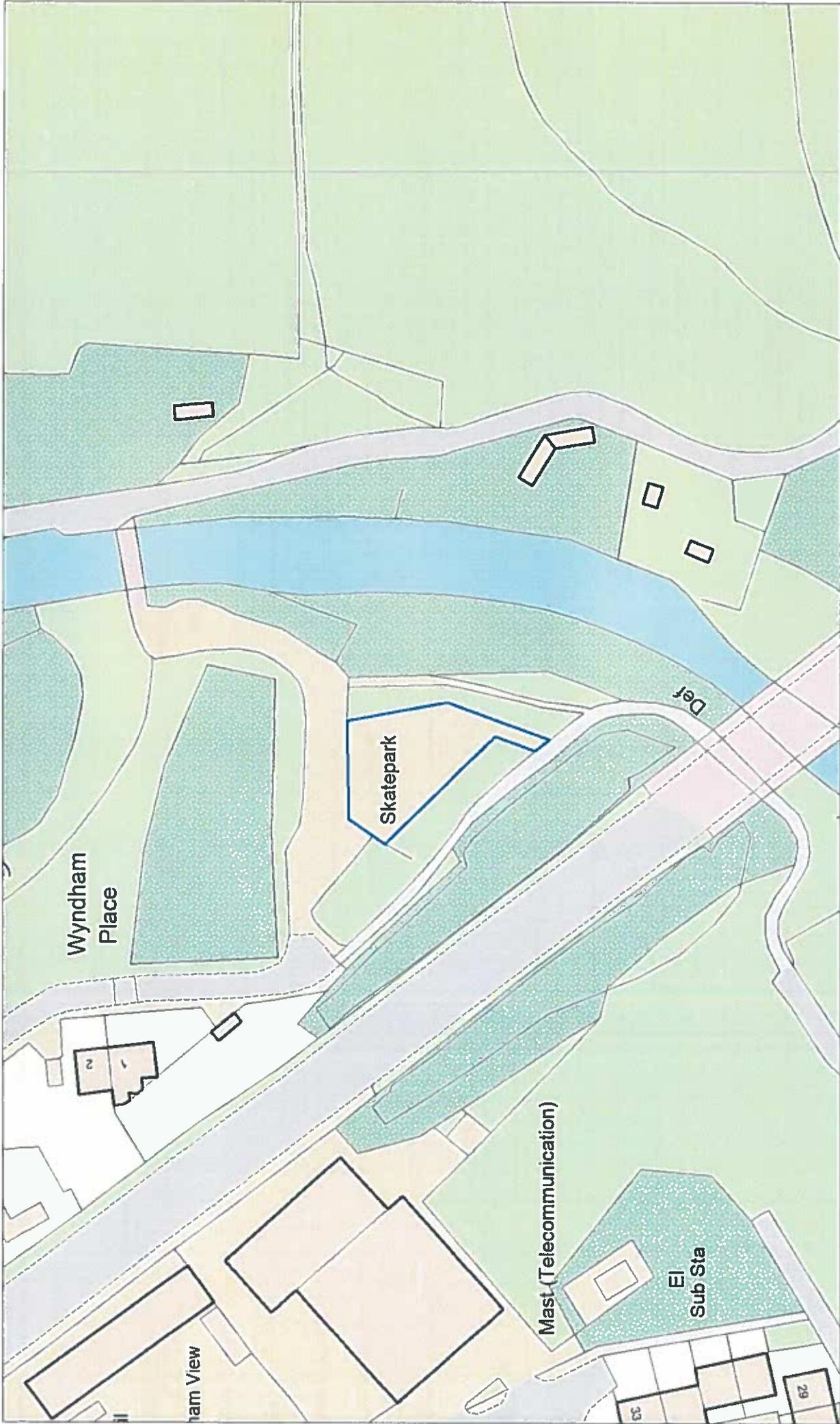
map 32

The Dogs on Leads Order, Egremont Castle

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The Dogs on Leads Order, Skatepark Egremont

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map 33

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map 34

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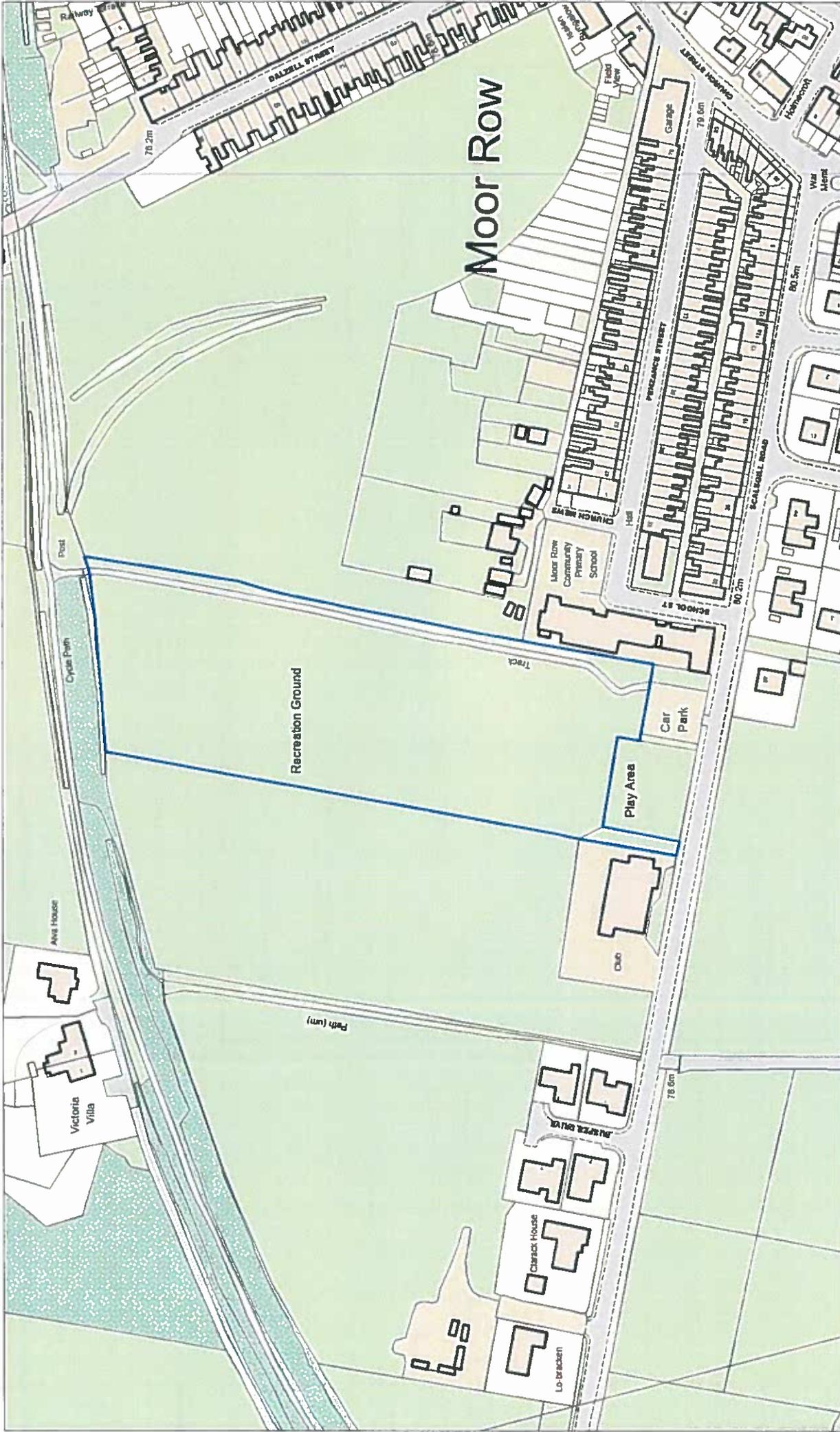


The Dogs on Leads Order, Land at Orgill Egremont

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The Dogs on Leads Order, Playing Field at Moor Row *Map 35*

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map 37

The Dogs On Lead Order, Land at Fairfield, Arlecdon, Frizington

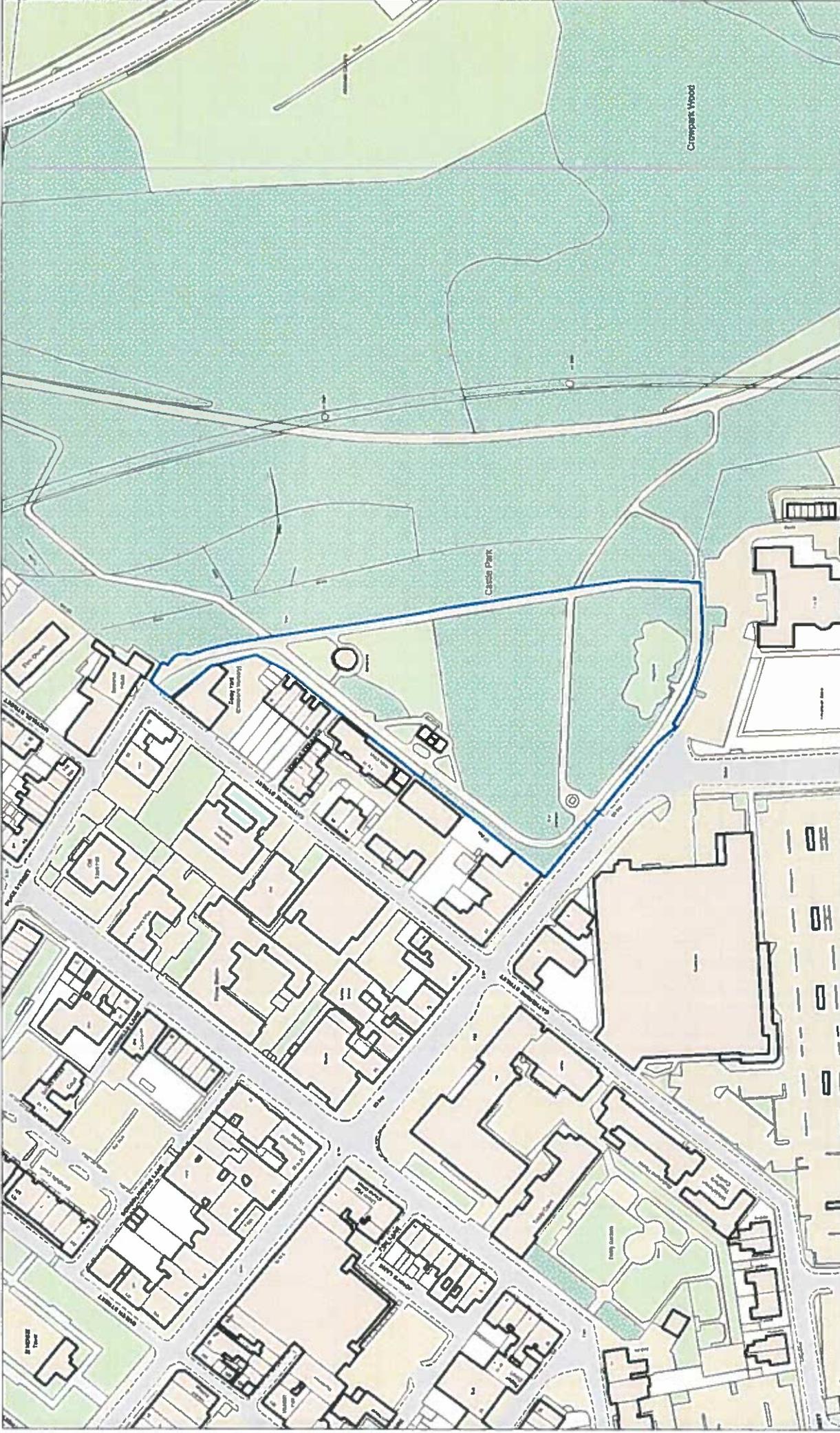
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The Dogs on Leads Order, Land at Castle Park, Whitehaven map 38

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The Dogs on Leads Order, Recreation Ground, Moresby - map 41

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map 42

The Dogs on Leads Order, Land at High Street, Whitehaven

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MAP 43

The Dogs on Leads Order, Land at Jericho, Whitehaven

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map 44

The Dogs on Leads Order, Land at Woodhouse, Whitehaven

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map 47

The Dogs on Leads Order, St Joseph's Burial Ground, Frizington

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COPELAND BOROUGH COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014

PUBLIC SPACE PROTECTION ORDER NUMBER 1 of 2019 (the "ORDER") – DOG CONTROL

SCHEDULE 3 - MAPS



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map 1

The Dogs Exclusion Order, Land at Woodhouse, Whitehaven

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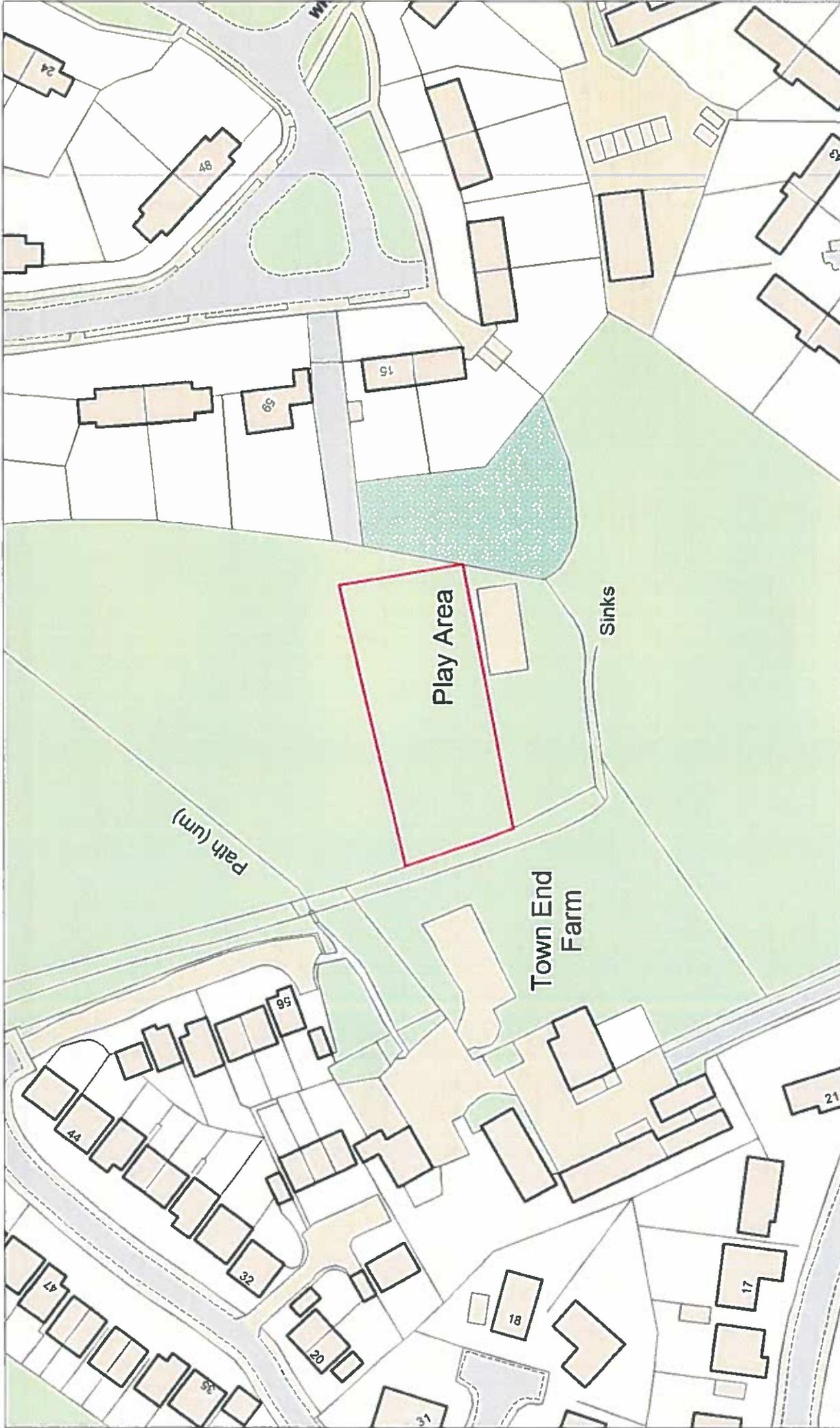

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map 2

The Dogs Exclusion Order, Land at Welfare Fields, Kells



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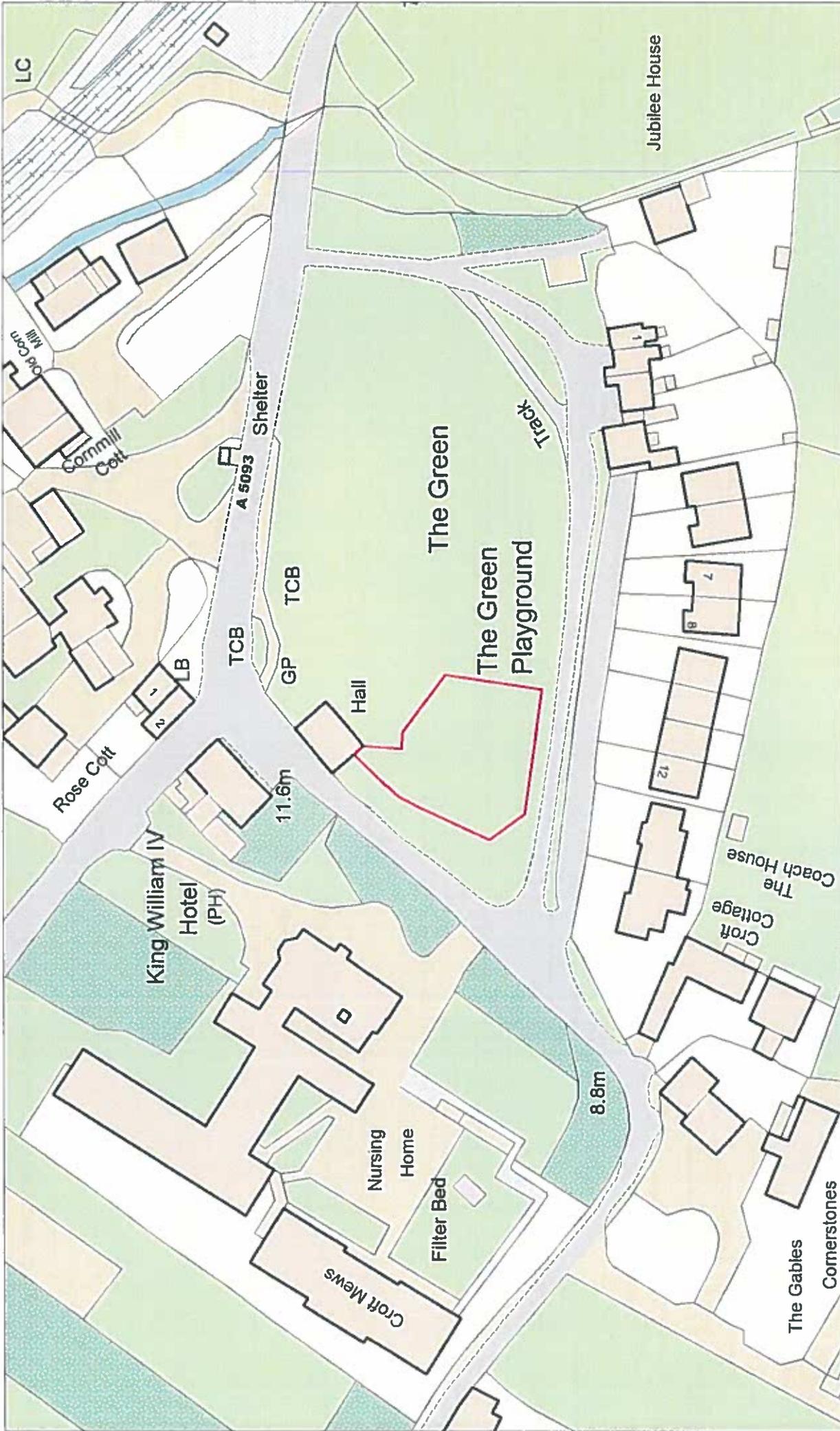
map 3

The Dogs Exclusion Order, Land at Town End Playing Field, Seascale

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map 4

The Dogs Exclusion Order, Land at the Village Green, Kirksanton

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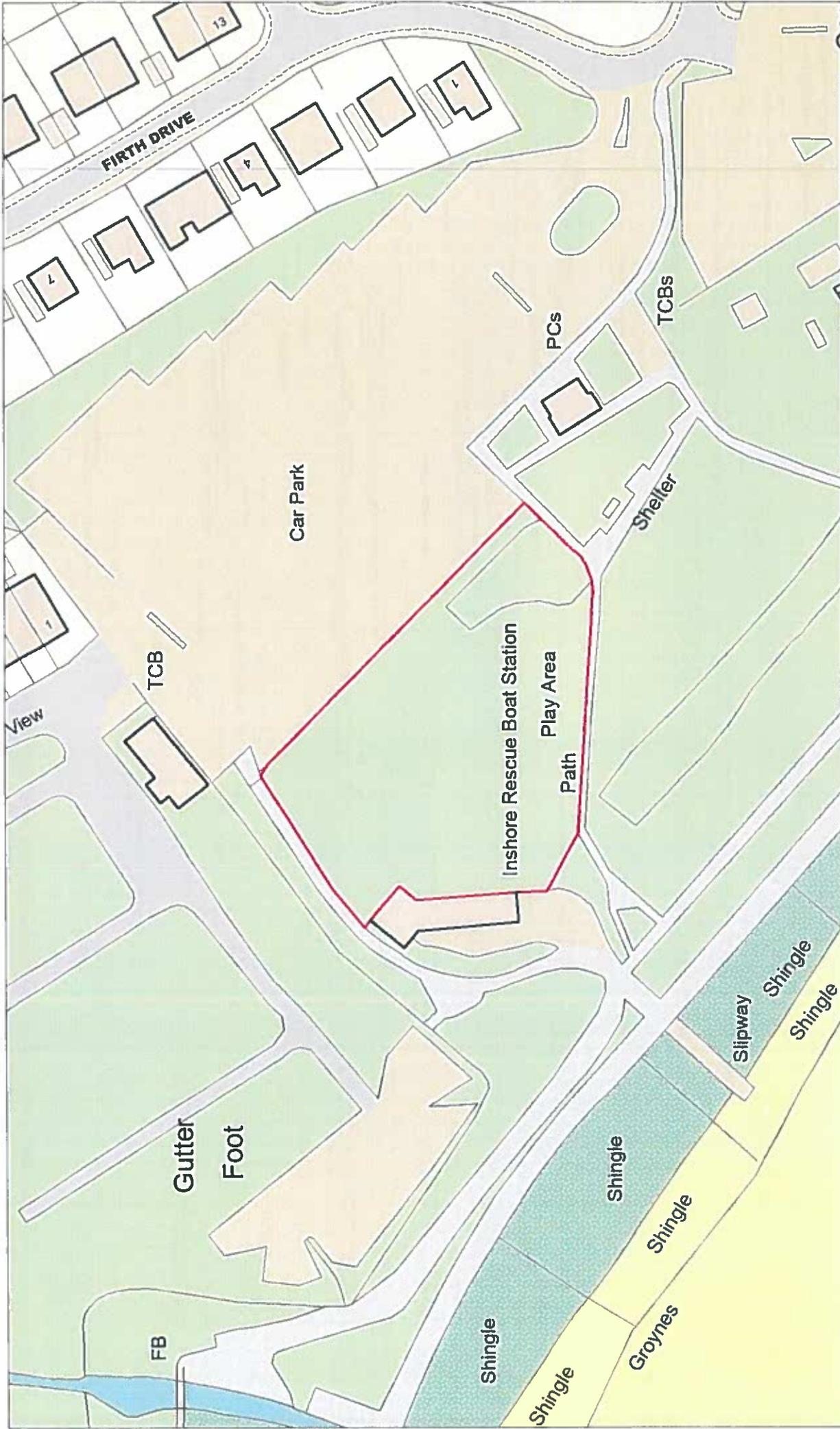
map 5

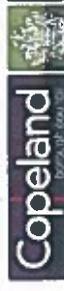
The Dogs Exclusion Order, Land at The Park, Thornhill, Egremont

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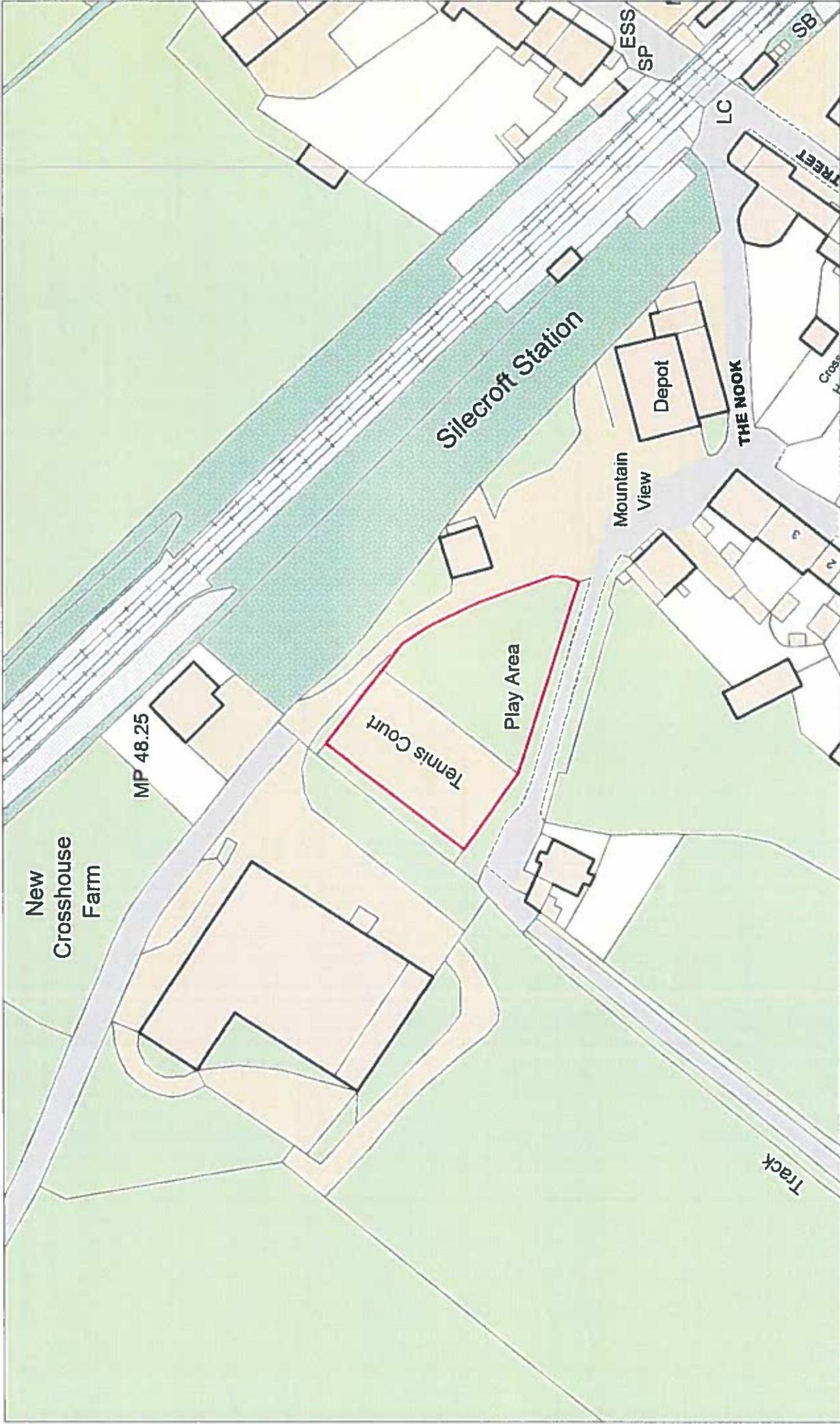
Scale = 1:1,000



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map 8



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The Dogs Exclusion Order, Playground Whicham Parish

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map 9

The Dogs Exclusion Order, Playing Field at Moor Row

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Map 10

The Dogs Exclusion Order, Coronation Drive, Frizington

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<p>Scale = 1:1,000</p>	<p>Date: 28/02/2019</p>	<p>© Crown copyright & database rights (2019) Ordnance Survey (100019619).</p>	



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map 12

The Dogs Exclusion Order, Ennerdale Community Recreational Park



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map 13

The Dogs Exclusion Order, Kirkland Playground

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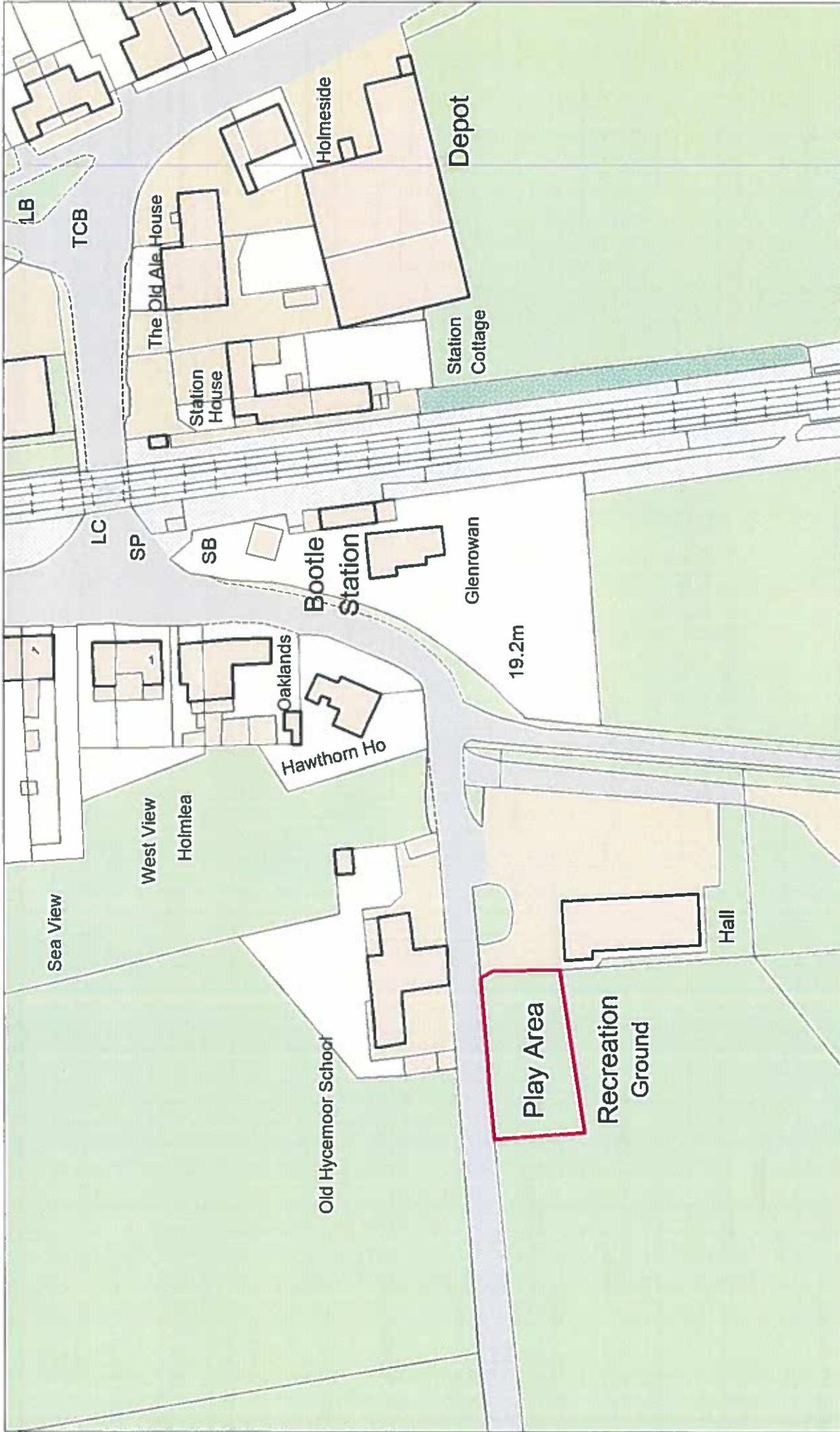
Map 14

The Dogs Exclusion Order, Land at Barfs Road, Distington

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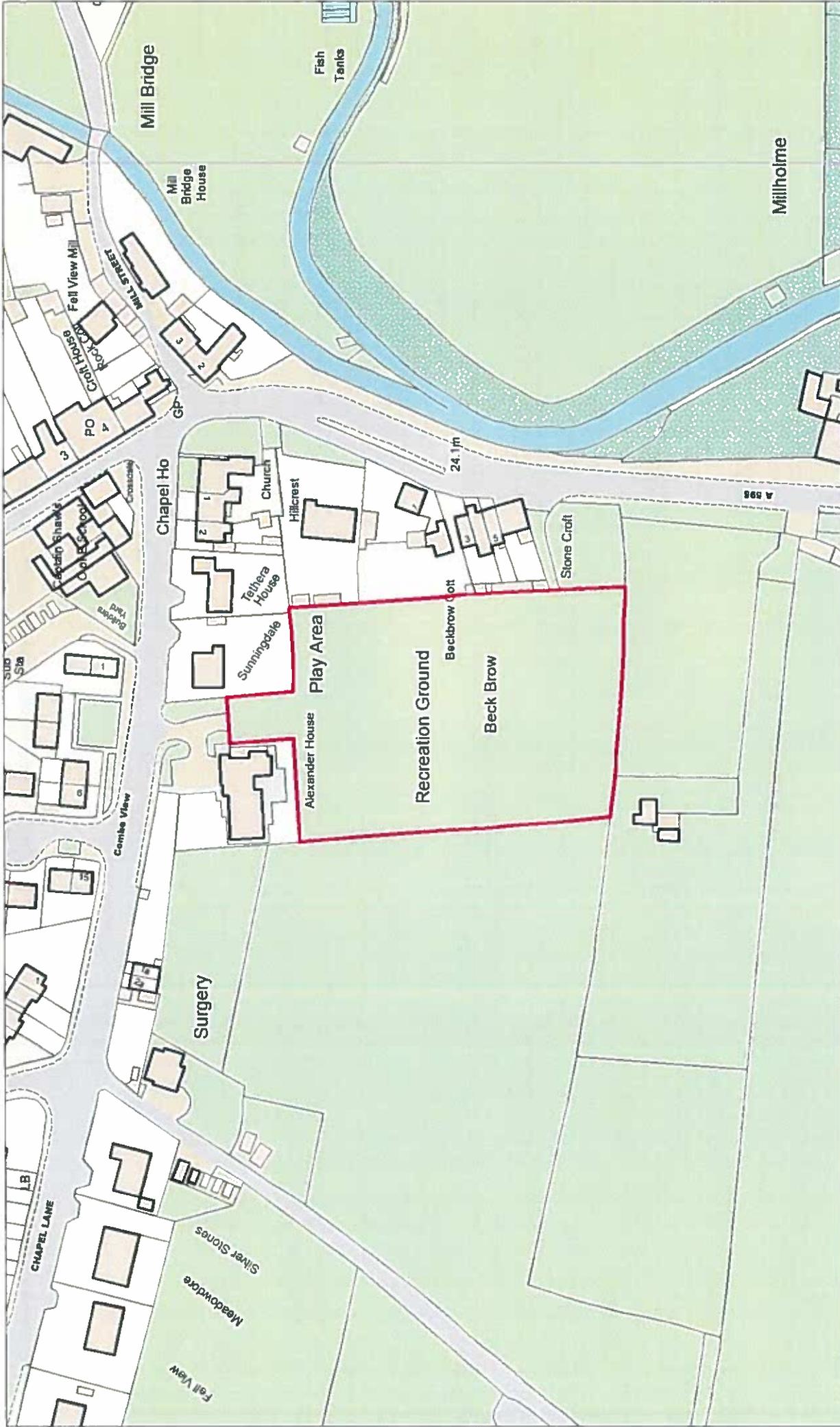
map 15

The Dogs Exclusion Order, Land at Bootle Station

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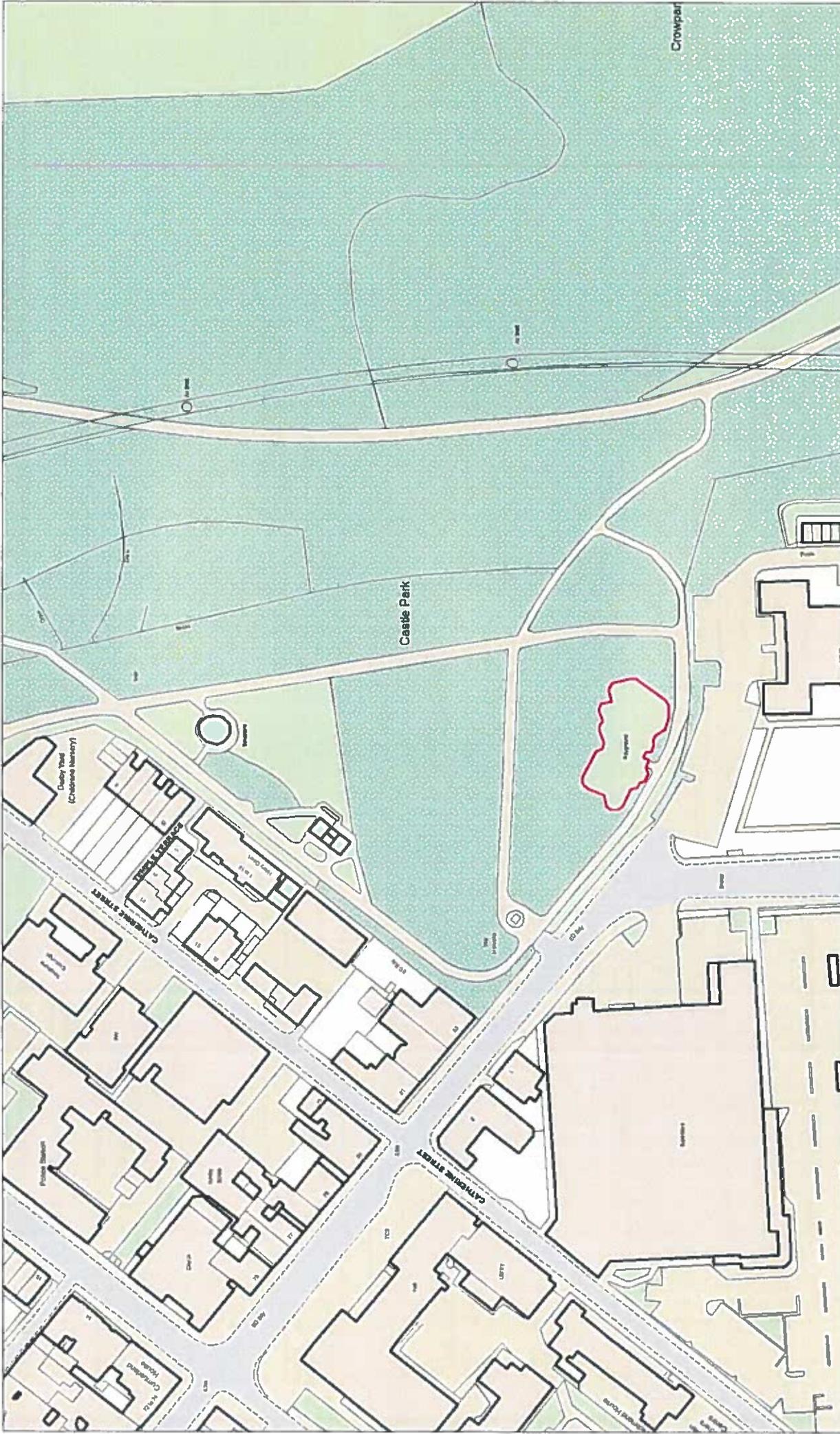
Map 16

The Dogs Exclusion Order, Land at Bootle Village

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map 17

The Dogs Exclusion Order, Land at Castle Park, Whitehaven

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map 18

The Dogs Exclusion Order, Land at Churchill Drive, Moresby

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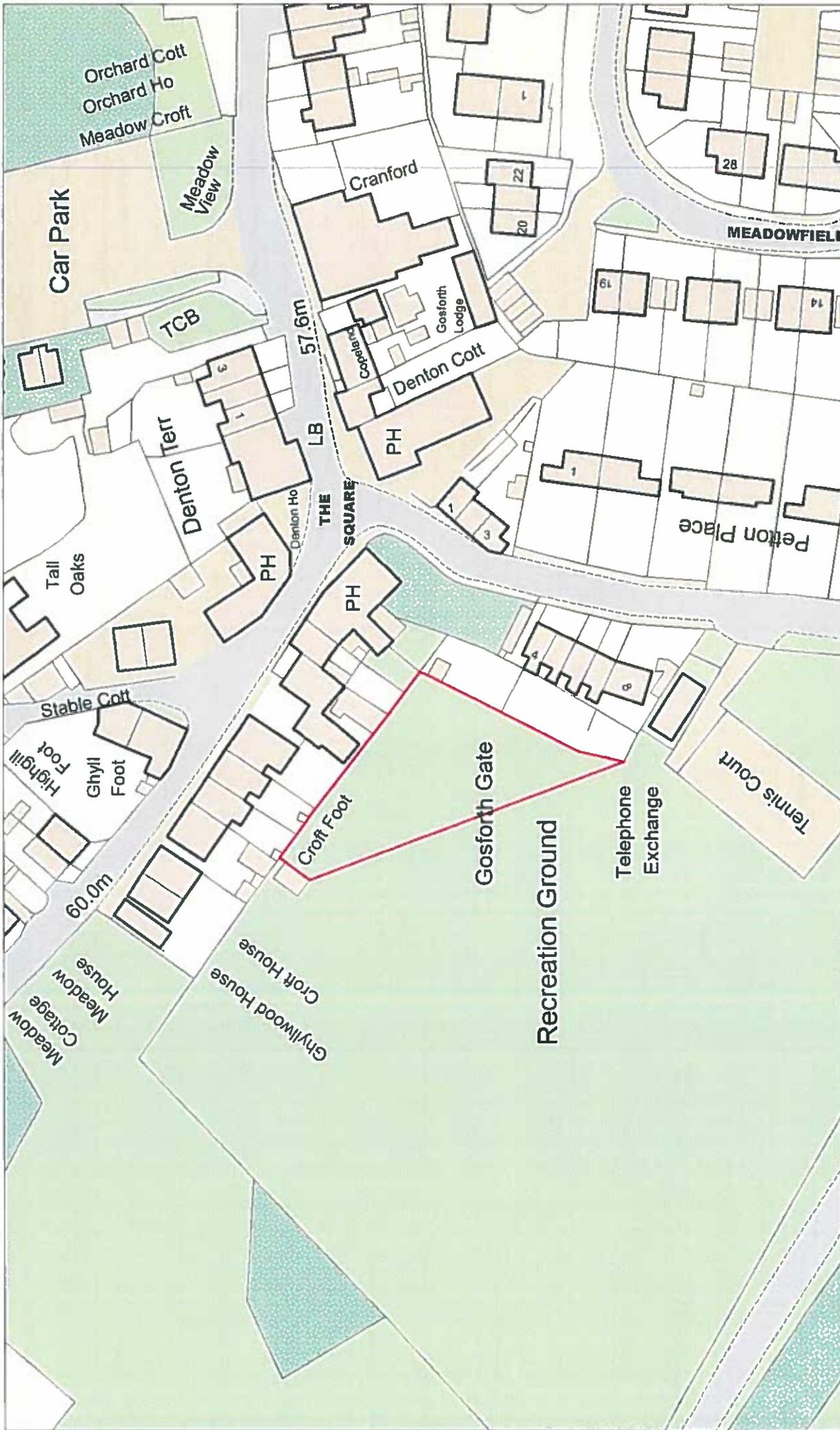
Map 19

The Dogs Exclusion Order, Land at Fairfield, Arlecdon, Frizington

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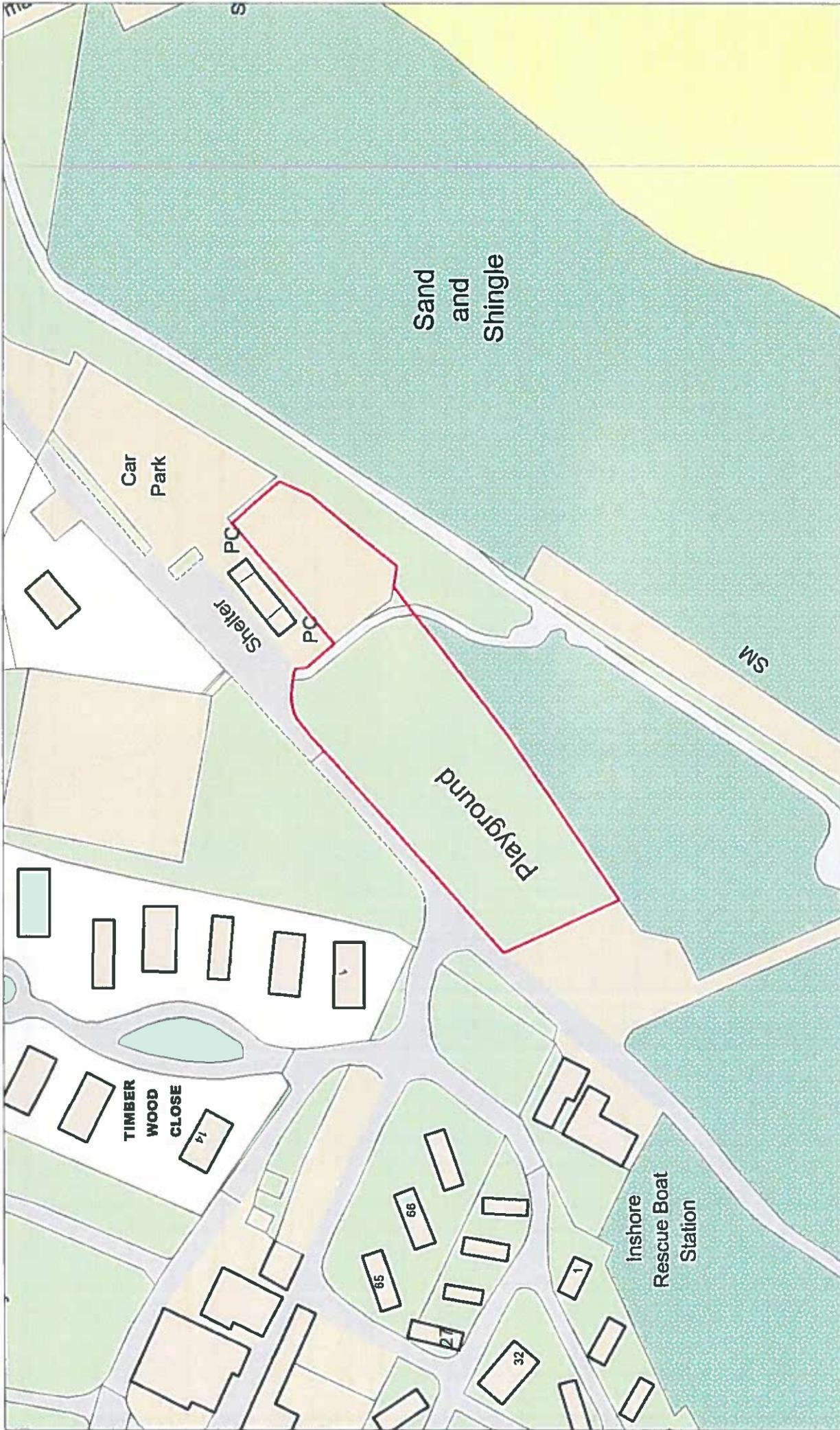
map 20

The Dogs Exclusion Order, Land at Gosforth Playing Fields

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The Dogs Exclusion Order, Land at Haverigg Pleasure Ground

map 21

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<p>Scale = 1:1,500</p>	<p>Date: 28/02/2019</p>	<p>© Crown copyright & database rights (2019) Ordnance Survey (100019619).</p>



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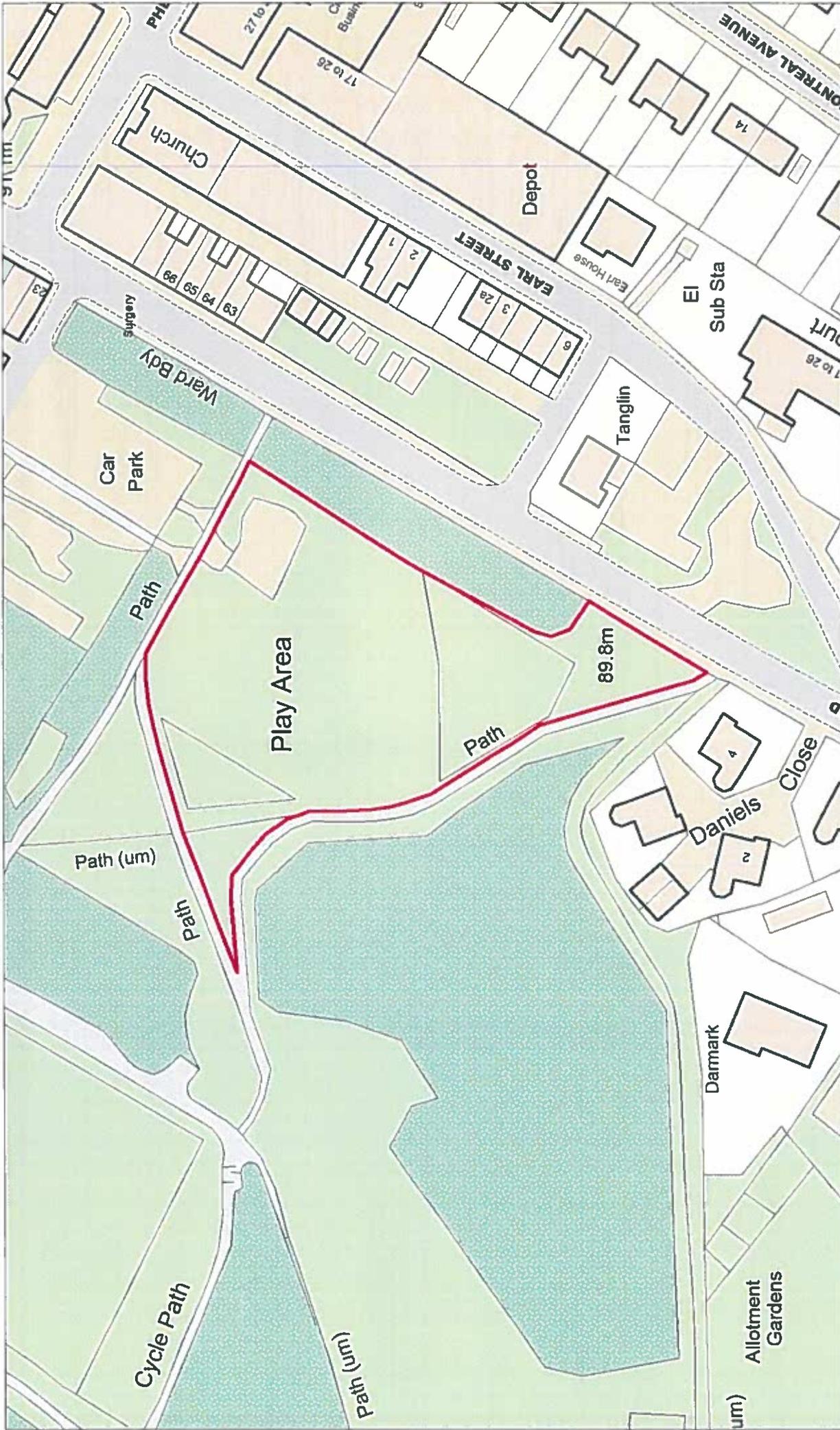
map 23

The Dogs Exclusion Order, Land at Hinnings Road, Distington

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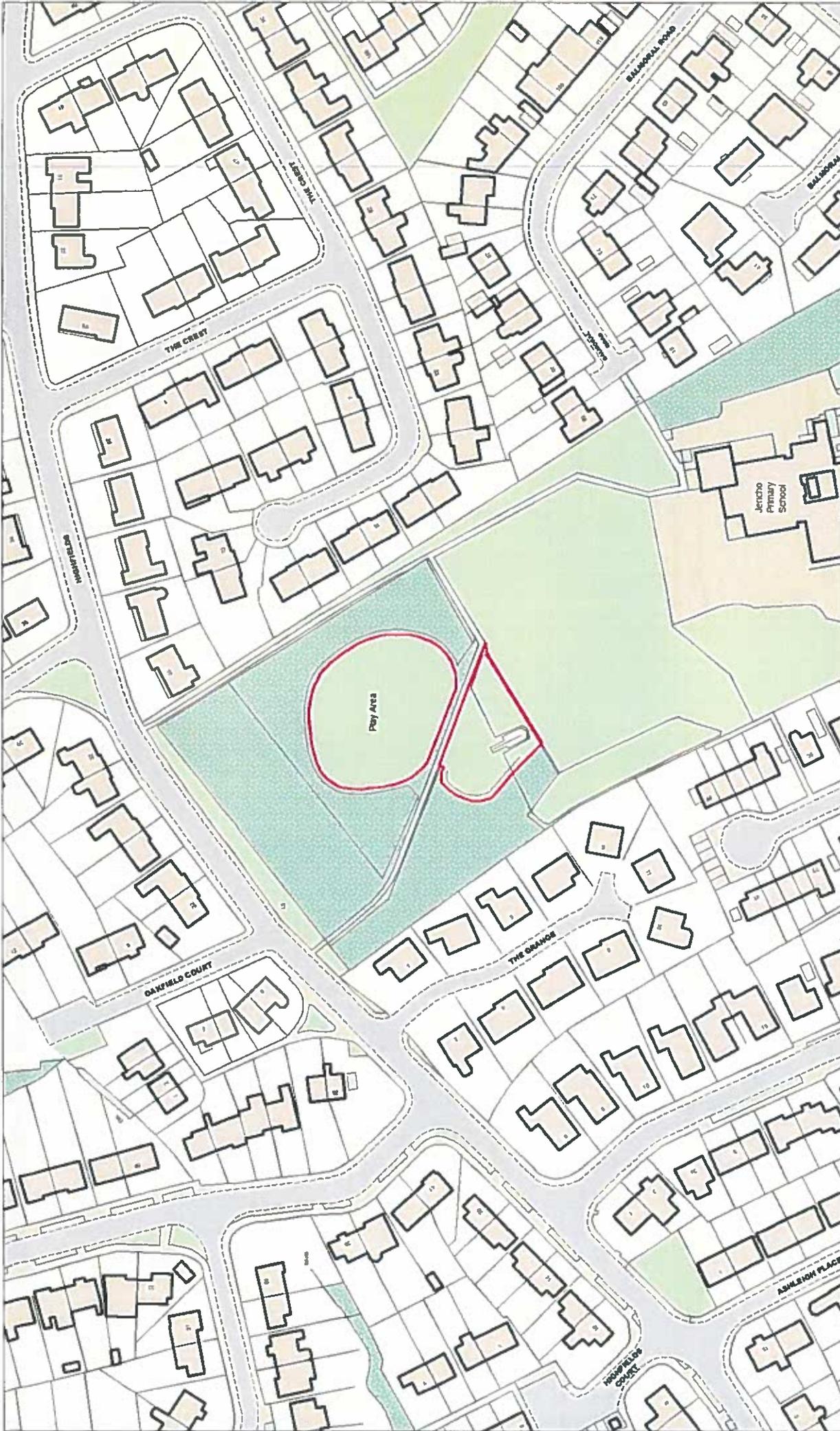
map 24

The Dogs Exclusion Order, Land at Jacktrees Road, Cleator Moor

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Map 25

The Dogs Exclusion Order, Land at Jericho, Whitehaven

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map 26

The Dogs Exclusion Order, Land at Keekle Play Area, Cleator Moor

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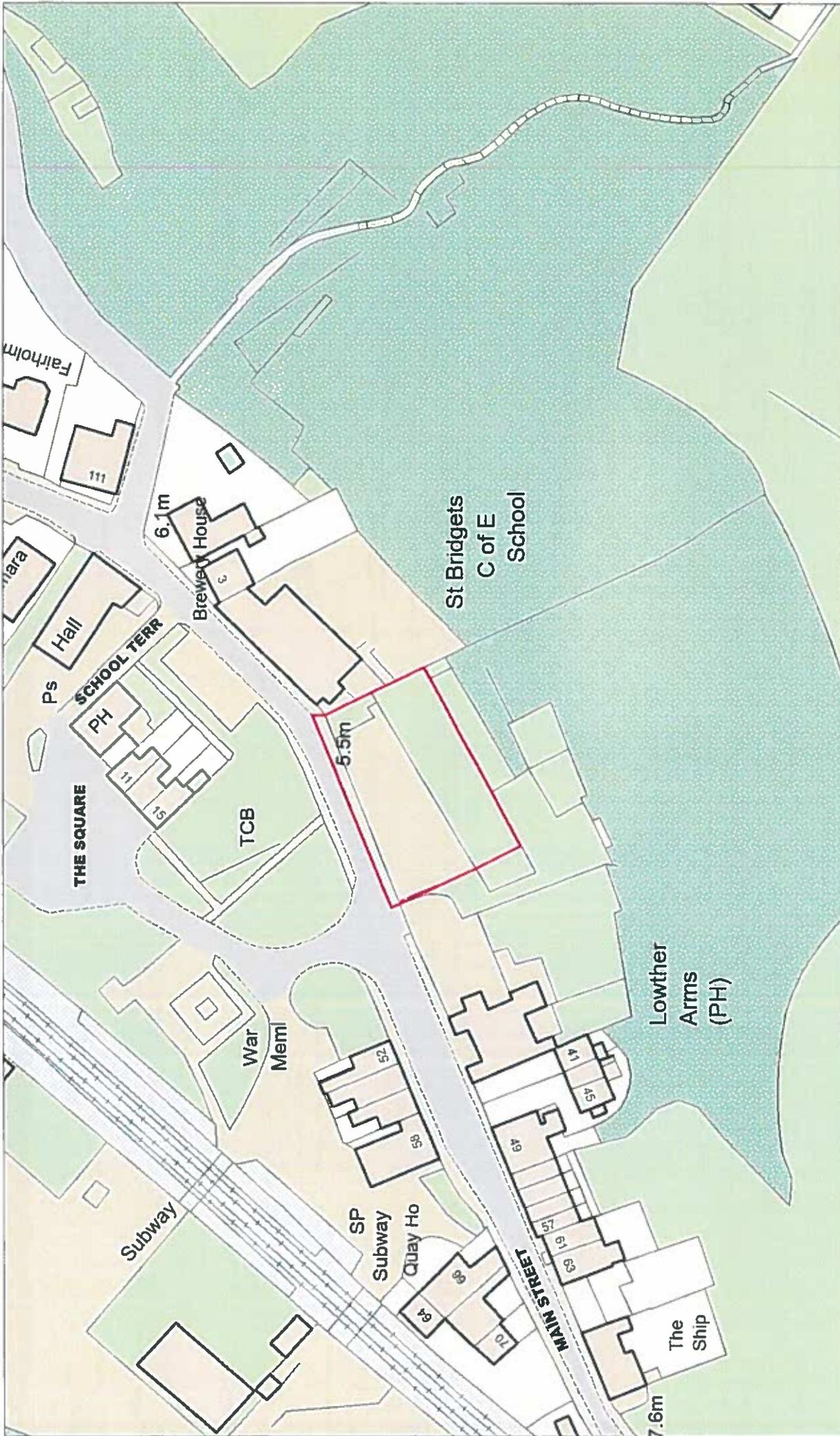
map 27

The Dogs Exclusion Order, Land at Ling Road, Gulley Flatts, Egremont

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MAP 28

The Dogs Exclusion Order, Land at Main Street, Parton

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The Dogs Exclusion Order, Land at Mill Hill, Cleator Moor

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map 30

The Dogs Exclusion Order, Land at Millom Park

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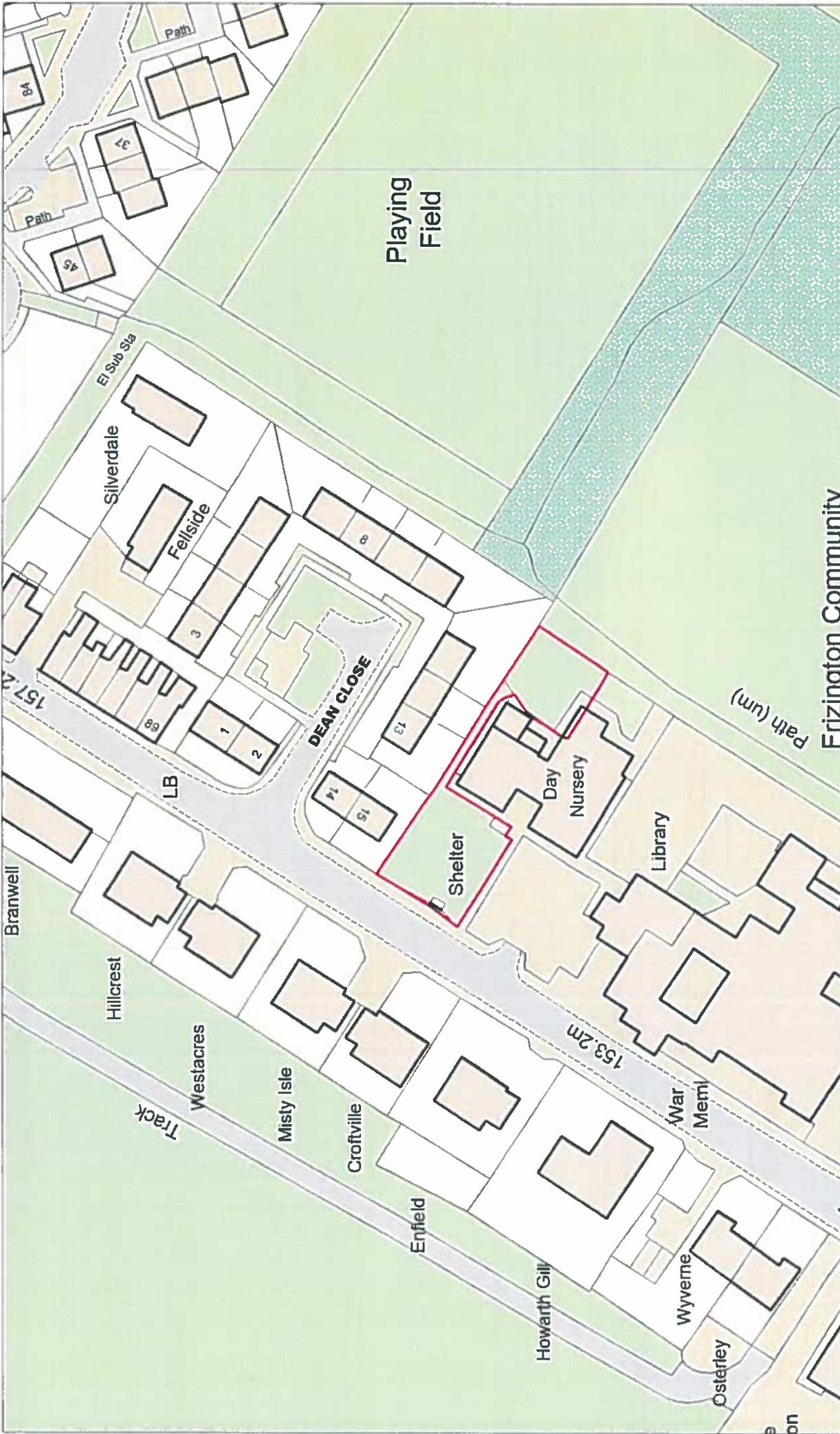
map 31

The Dogs Exclusion Order, Land at Newlands Avenue, Mirehouse

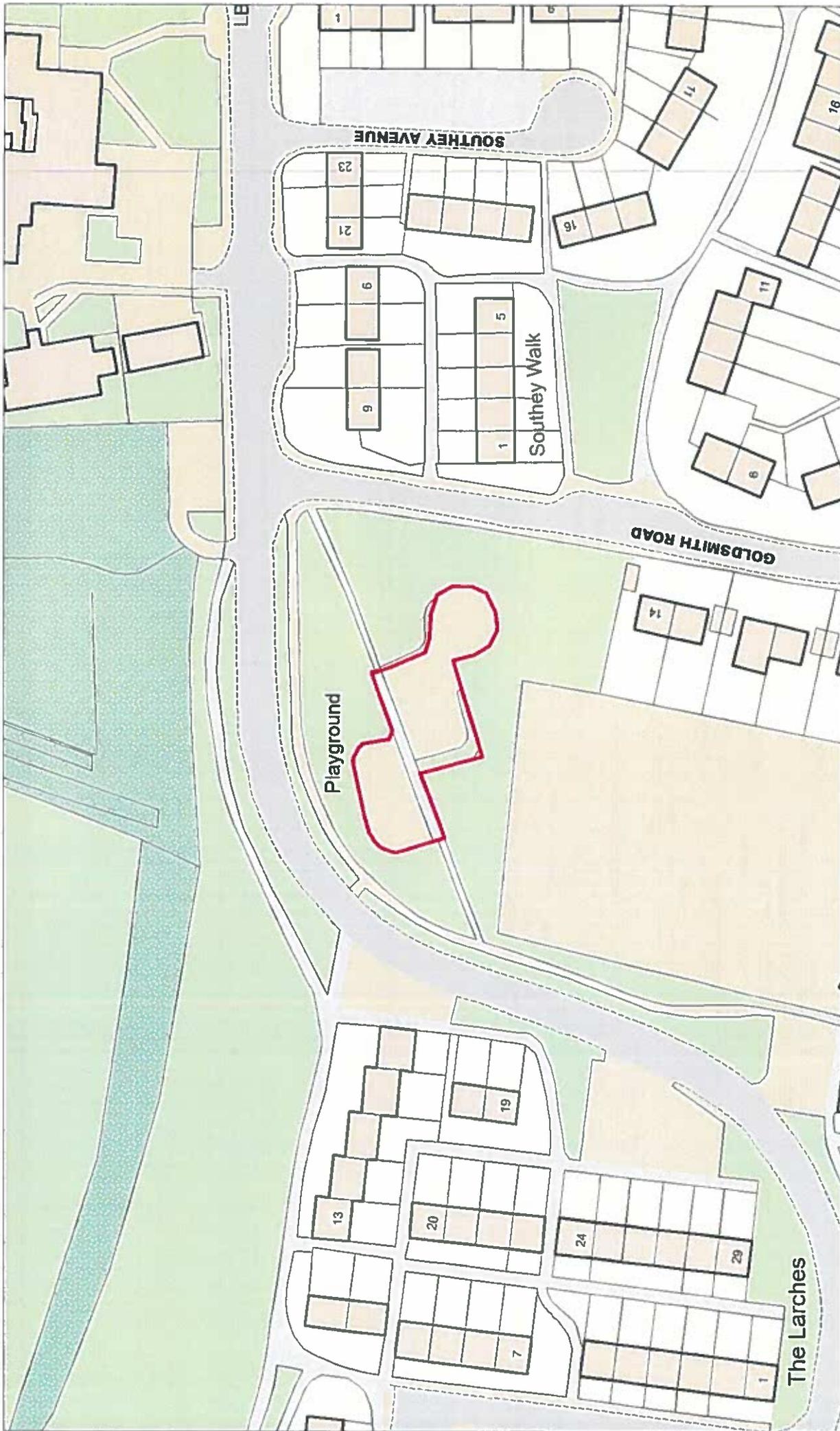
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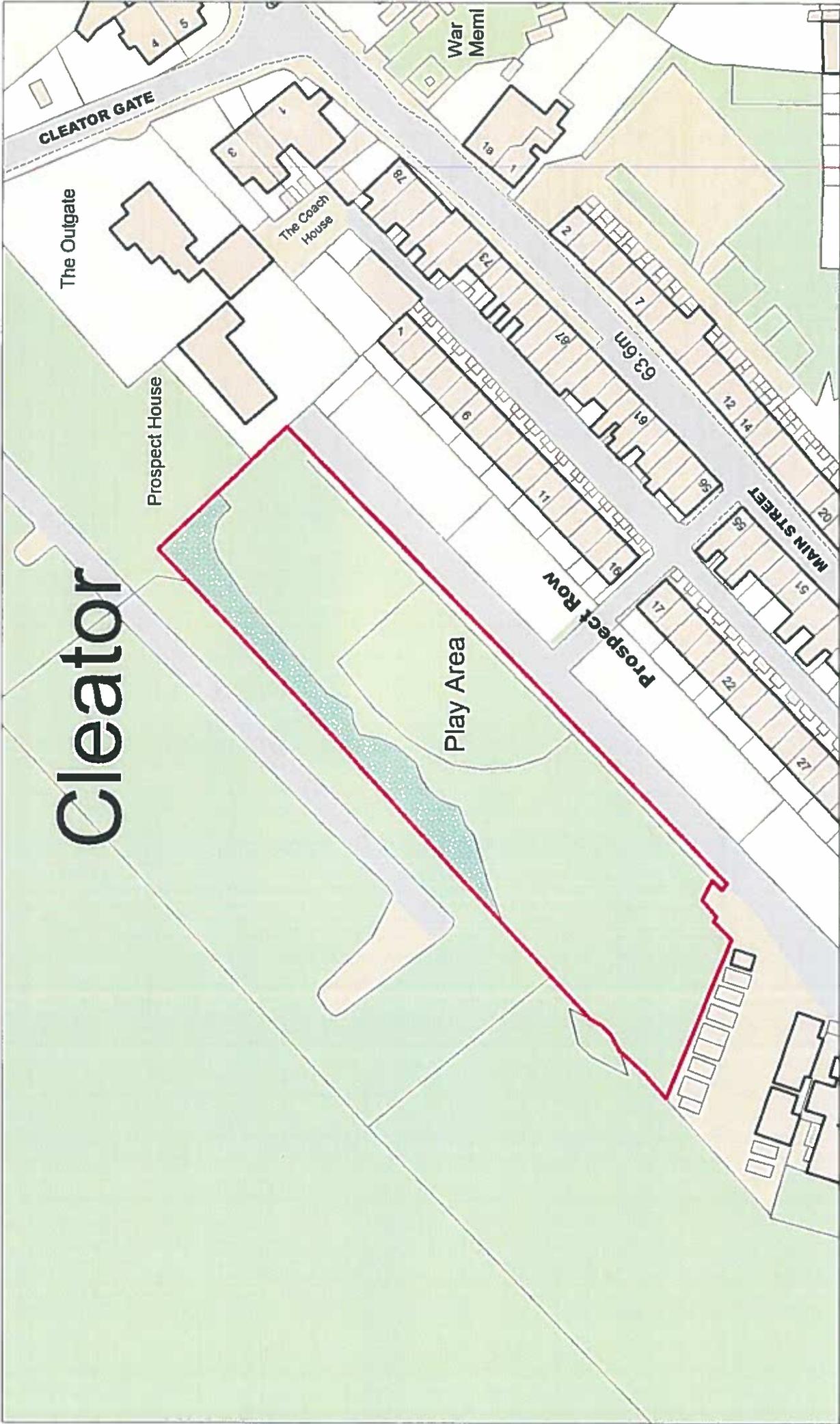
map 33

The Dogs Exclusion Order, Land at Orgill Egremont

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Cleator



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map 35

The Dogs Exclusion Order, Land at Prospect Row, Cleator

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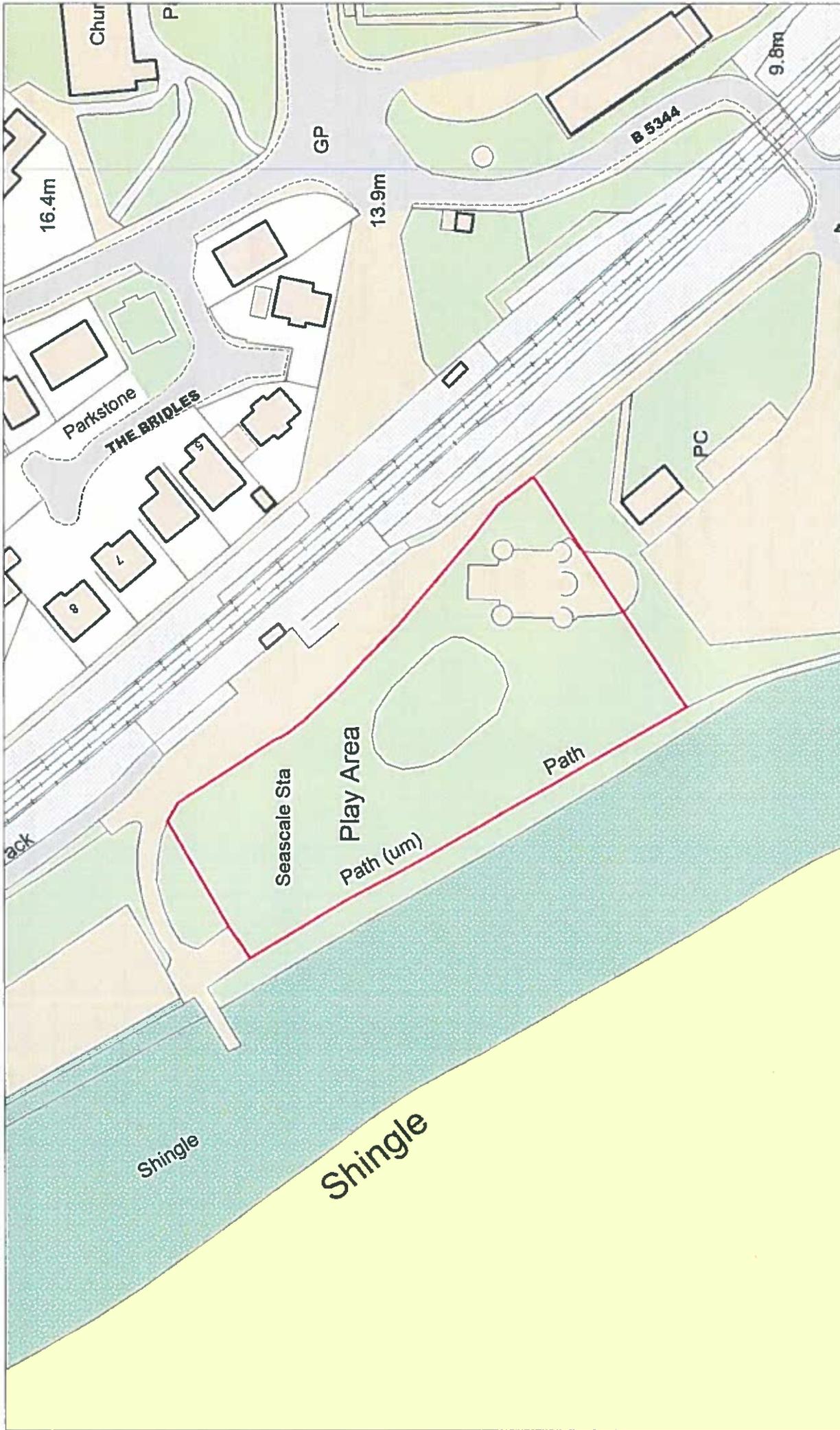
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map 36

The Dogs Exclusion Order, Land at Recreation Ground, Moresby



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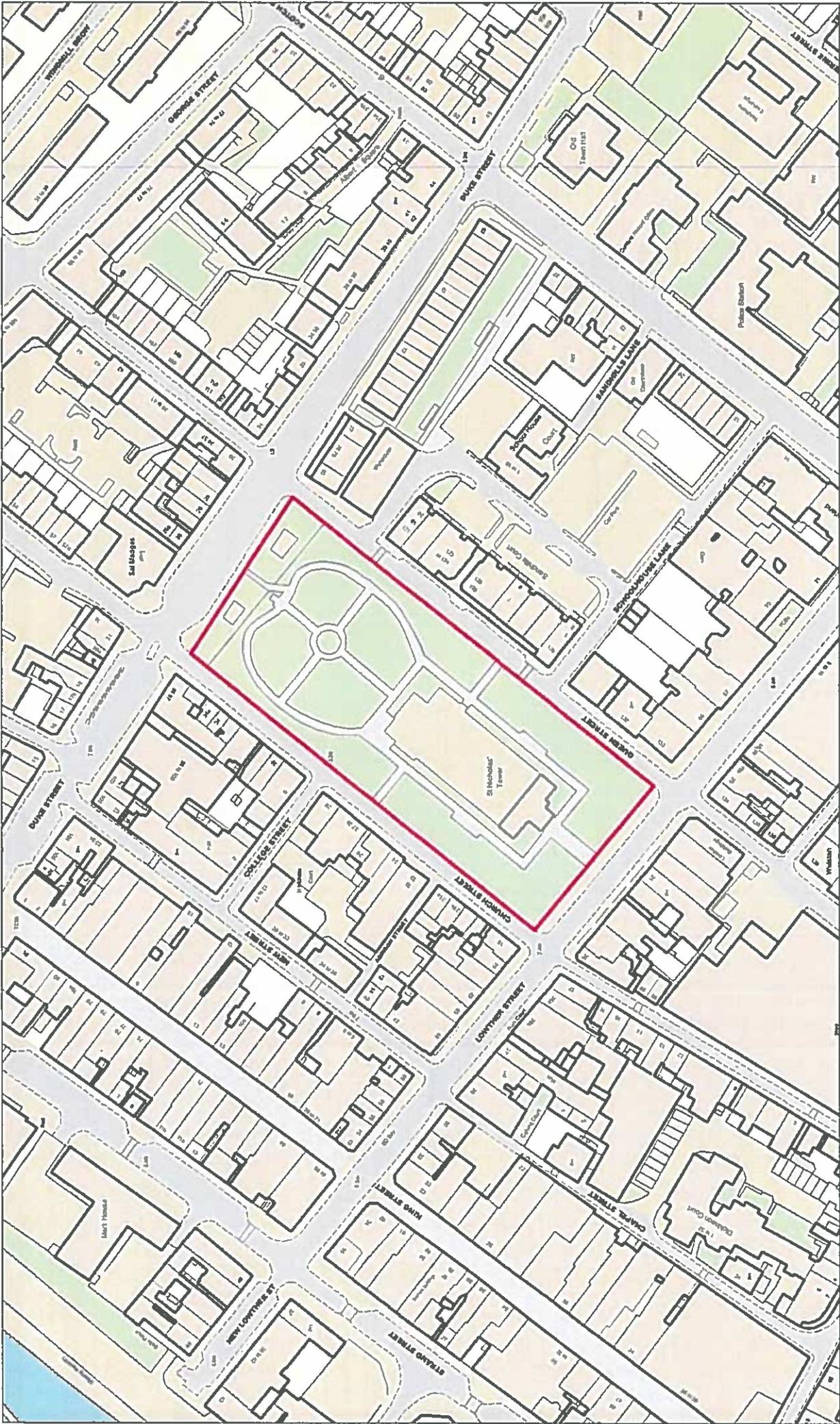
map 37

The Dogs Exclusion Order, Land at Seascale Foreshore, Seascale

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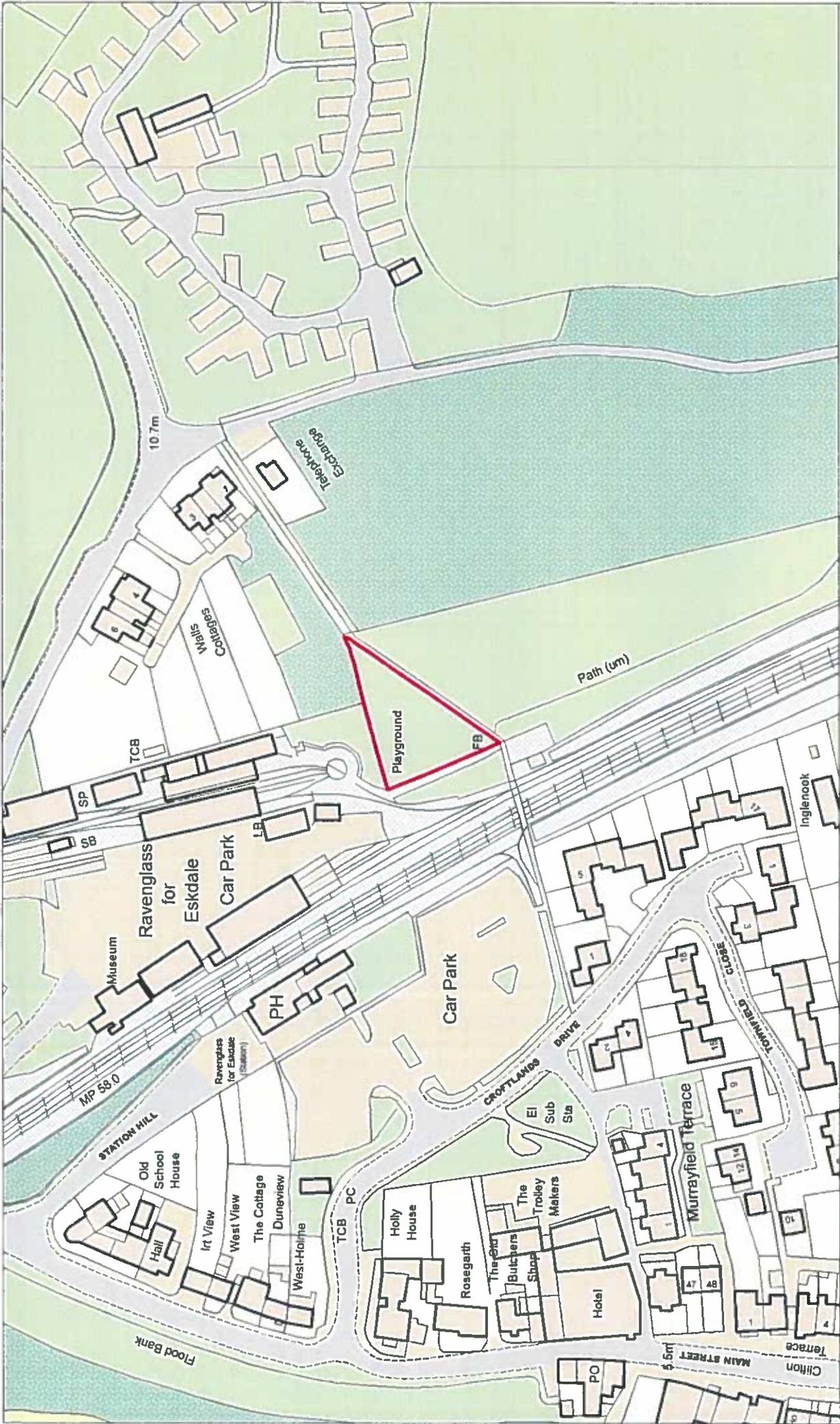
map 38

The Dogs Exclusion Order, St Nicholas Gardens

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<p>Scale = 1:1,500</p>	<p>Date: 28/02/2019</p>	<p>© Crown copyright & database rights (2019) Ordnance Survey (100019619).</p>



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map 40

The Dogs Exclusion Order, Kie Park, Hensingham

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map 41

The Dogs Exclusion Order, Hensingham Play Area



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Map 42

The Dogs Exclusion Order, Bank End View, Bigrigg



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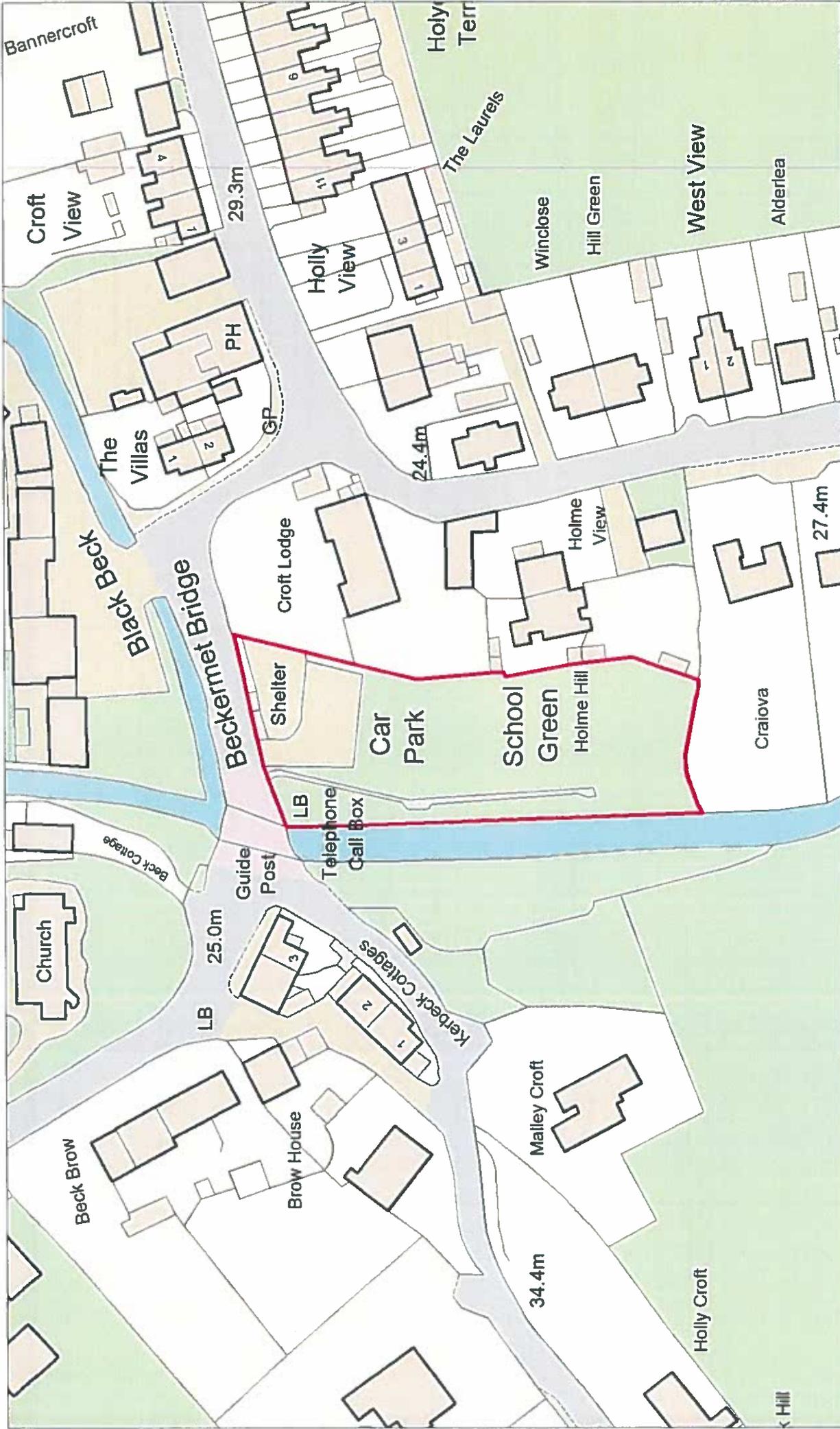
map 43

The Dogs Exclusion Order, Outrigg Play Area, St Bees

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map 44

The Dogs Exclusion Order, Land at School Green, Beckermert

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