

**BYELAWS  
DOGS FOULING FOOTWAYS  
AND GRASS VERGES**

**JOHN SCAMPION**  
Town Clerk & Chief Executive Officer



4. (i) For the purpose of these byelaws the keeper of the dog shall be deemed in charge thereof, unless the Court is satisfied that at the time when the dog fouled the footway or grass verge it had been placed in or taken into the charge of some other person.
- (ii) In paragraph (i) above "The Keeper" shall include the owner of the dog or any person who habitually has it in his possession.

#### **PENALTY**

5. Any person offending against this byelaw shall be liable on summary conviction to a fine not exceeding Level 2 on the Standard Scale.

#### **REVOCATIONS**

6. The Byelaw No 22 (Dogs Fouling Footways) of the Byelaws for the Good Rule and Government of the Borough of Solihull and for the Prevention of Nuisances made by the Solihull Borough Council on 21 May 1955 and confirmed by the Secretary of State on 17 July 1955 in so far as it relates to the administrative area of the Council is revoked from the date on which these Byelaws shall come into operation.

The COMMON SEAL of THE  
METROPOLITAN BOROUGH OF  
SOLIHULL was hereunto affixed this  
30th day of September 1988 in the  
presence of  
BRENDAN HURLEY  
Deputy Town Clerk and Chief Executive

(L.S.)

The foregoing byelaw is hereby confirmed  
by the Secretary of State and shall come  
into operation on the 28th day of  
December 1988.

Signed by authority of the Secretary of  
State  
C.L.SCOBLE  
An Assistant Under-Secretary of State

(L.S.)

Home Office  
LONDON S.W.1

# SOLIHULL METROPOLITAN BOROUGH COUNCIL

## BYELAWS

### DOGS FOULING FOOTWAYS AND GRASS VERGES

#### BYELAWS

Made by the Council of the Metropolitan Borough of Solihull under Section 235 of the Local Government Act 1972 for the good rule and Government of the Metropolitan Borough of Solihull and for the prevention and suppression of nuisances.

#### EXTENT

1. (i) These byelaws apply throughout the Metropolitan Borough of Solihull to:
  - (a) the footway of any highway; and
  - (b) A grass verge which is not more than 4 metres wide and is
    - (i) Adjacent to the carriageway or footway of a highway; and
    - (ii) Managed by a Local Authority and maintained in good order.
1. (ii) Notice of the effect of these byelaws shall be given by signs placed in such positions as the Council may consider adequate to inform persons using the footways and grass verges specified in paragraph (i) above.

#### INTERPRETATION

2. In these byelaws:

“The Council” means the Council of the Metropolitan Borough of Solihull.

“Carriageway”, “Footway” and “Highway” have the same meaning as in the Highways Act 1980.

### DOGS FOULING FOOTWAYS AND GRASS VERGES

3. Every person in charge of a dog, (other than a registered blind person in charge of a dog) who permits the dog to foul a footway or grass verge (being a footway or grass verge to which these byelaws apply) by depositing its faeces thereon shall be guilty of an offence.

Provided that in proceedings for an offence against this byelaw it shall be a reasonable defence for the person charged to prove that he took all reasonable precautions and exercised all due diligence to avoid the commission of the offence.