

## **BREACH OF COMMUNITY PROTECTION NOTICE: PERSISTENTLY STRAYING DOG OUTCOME OF MAGISTRATES' COURT PROCEEDINGS**

**Submitted by:** David Beardmore, Environmental Health Team Manager  
Dog & Pest Control

**Portfolio:** Operational

**Ward(s) affected:** All

### **Purpose of the Report**

To update Committee on the outcome of enforcement proceedings for a breach of a Community Protection Notice in relation to persistent dog straying.

### **Recommendations**

That the report is received

## **1. Background**

- 1.1 Committee were requested to authorise enforcement action on November 1<sup>st</sup> 2016 in respect of a persistently straying dog, where a Community Protection Notice (CPN) under the provisions of the Antisocial Behaviour, Crime and Policing Act 2014 and been issued and repeatedly breached.
- 1.2 The dog had been reported straying by members of the community on more than a dozen occasions over a 12 month period and had been involved in an attack on children in a council children's play area and caused problems in and around a local primary school

## **2. Issues**

- 2.1 Four breaches of a CPN were considered by Newcastle Magistrates' on 9th January 2017
- 2.2 Ms Sara Salt, of 3 Boxwood Place, Chesterton, sent in a guilty plea form and requested that the Court deal with the matter in her absence. The Court heard the facts surrounding the 4 breaches of the Community Protection Notice and ordered that Miss Salt be fined £440, £44 victim surcharge and pay the Council's costs of £130 (making a total of £614).
- 2.3 Ms Salt chose not to reclaim her Staffordshire Bull Terrier 'Snoop' after it was seized by a Dog Warden on 11<sup>th</sup> November 2016.

## **3. Outcomes Linked to Sustainable Community Strategy and Corporate Priorities**

- 3.1. Dealing with irresponsible dog ownership aligns with the council priority to ensure the safety of its residents

## **4 Legal and Statutory Implications**

- 4.1 The authority is obliged to intervene where its residents face antisocial behaviour and their safety is put at risk

5. **Equality Impact Assessment**

5.1 No issues have been identified

6. **Key Decision Information**

6.1 None