

# MERTHYR TYDFIL COUNTY BOROUGH COUNCIL

## ANTI-SOCIAL BEHAVIOUR CRIME & POLICING ACT 2014

### PUBLIC SPACES PROTECTION ORDER 2025 (THE ORDER)

The Merthyr Tydfil County Borough Council (in this Order called “the Council”) in exercise of its powers under s59 of the Anti-Social Behaviour, Crime and Policing Act 2014 (“the Act”) **HEREBY** make the following Order, being satisfied on reasonable grounds that activities specifically dog fouling in a public space, namely the County Borough of Merthyr Tydfil, have had or are likely to have a detrimental effect on the quality of life of those in the locality.

Further, the Council believes that the effect, or likely effect, of the said activities is, or is likely to be, persistent or continuing in nature, such as to make the activities unreasonable and justifies the restriction imposed by this Order: -

1. This Order shall come into operation on the 1<sup>st</sup> September 2025 and shall have effect for a period of 3 years thereafter, unless extended, varied or discharged by further Orders under the Council’s statutory powers.
2. This Order relates to all public spaces in the Merthyr Tydfil County Borough area – shown in red on the Plan annexed to this Order (“the Restricted Area”).

#### Restriction

3. Any person in charge of a dog that defecates at any time on land to which this Order applies must remove the faeces from the land forthwith, unless:
  - (a) they have a 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 the person failing to do so.
4. Any person who fails to comply with the requirements of the Order commits an offence and shall be liable, on summary conviction, to a fine not exceeding level 3 on the standard scale (currently £1000) or a fixed penalty notice of £100.00.
5. For the purpose of the Order:
  - (a) “dog fouling” means failing to immediately remove the faeces of a dog by a person who is in charge of that dog.
  - (b) “a person in charge of a dog” means a person who habitually has a dog in his/her possession at any time unless at that time some other person is in charge of the dog.
  - (c) “public place(s)” means any place to which the public or any section of the public has access, on payment or otherwise, as of right by virtue of express or implied permission.

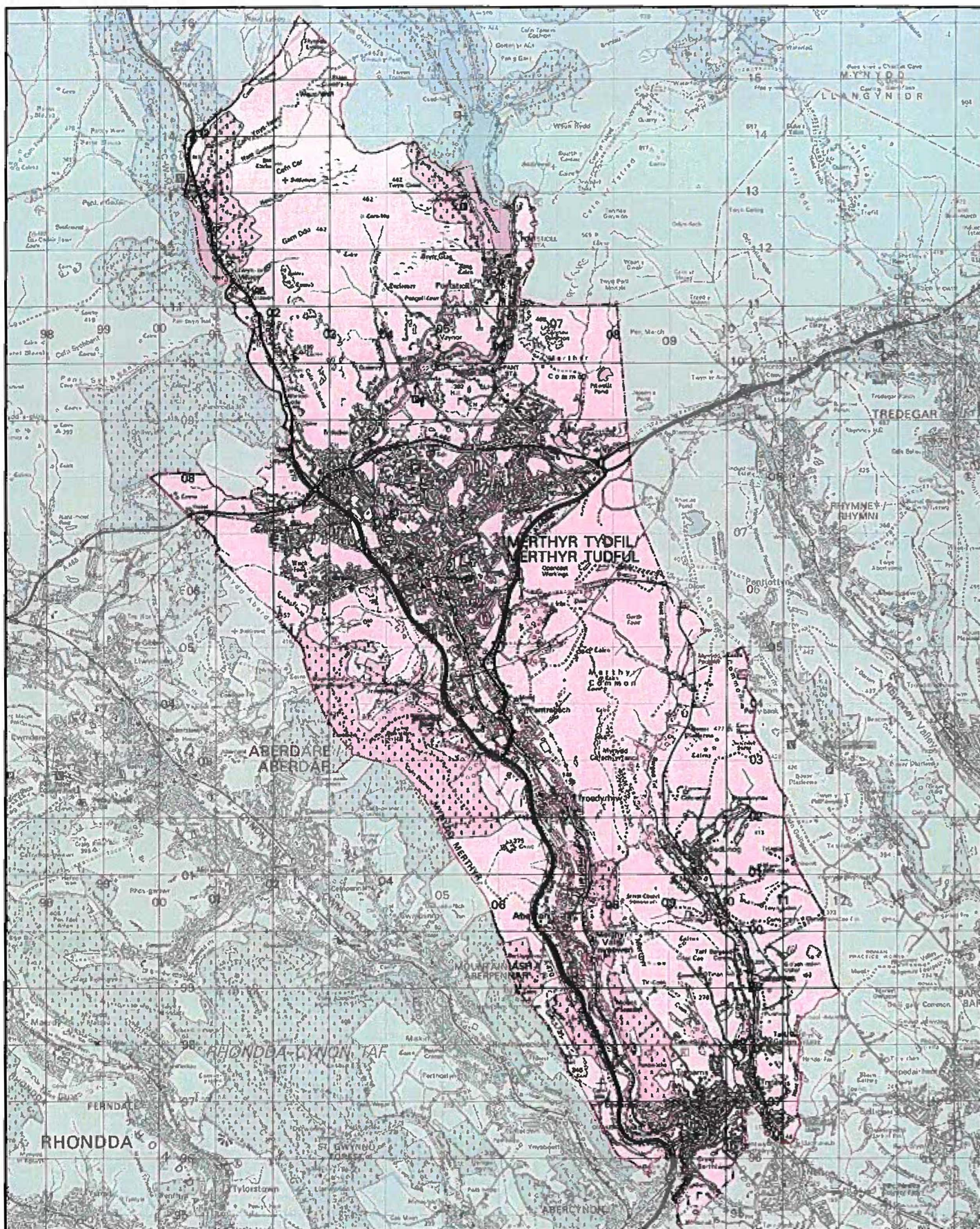



Mae'r ddogfen hon hefyd ar gael yn Gymraeg.

This document is also available in Welsh.

<https://www.merthyr.gov.uk/media/10940/gdmac-2025.pdf>





	<b>SCALE:</b> 1:87,000	<b>DATE:</b> 27/02/2017	<b>DEPT:</b> Planning	© Crown copyright and database rights 2017 Ordnance Survey 100025302 "You are not permitted to copy, sub-licence, distribute or sell any of this data to third parties in any form."
	<b>TITLE:</b> <b>GDMC Ardal Gan Gyfyngladau</b> <b>PSPO Restricted Area</b>			© Hawlfraint y Goron a hawliau cronfa ddata 2017 Arolwg Ordans 100025302 "Ni chaniateir i chwli gopio, tan-dryddedu, dosbarthu neu werthu y data yma i unrhyw drydded barti mewn unrhyw ffur"



Cyngor Bwrdeistref Sirol  
**MERTHYR TYDFIL**  
 County Borough Council



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

### Exemptions

6. The provisions of this Order do not apply to the following:
  - (a) a person who is registered as partially sighted or blind, in a register compiled under Section 29 of the National Assistance Act 1948; or
  - (b) a person who is registered as "sight-impaired", "severely sight-impaired" or as "having sight and hearing impairments which in combination, have a significant effect on their day to day lives", in a register compiled under Section 18 of the Social Services and Wellbeing (Wales) Act 2014; or
  - (c) a person who has a disability which affects their mobility, manual dexterity, physical co-ordination, or ability to lift, carry, or otherwise move everyday objects, such that they cannot reasonably be expected to remove the faeces; or
  - (d) a person who has some other disability, such that they cannot reasonably be expected to remove the faeces; or
  - (e) dog faeces that is loose and impracticable to pick up.
7. Where a person in charge of a dog wishes to rely upon any of the exemptions set out in this Order the burden shall be on that person to prove they satisfy the requirements of the exemption being relied upon.
8. If any interested person desires to question the validity of this Order on the grounds that the Council had no power to make it or that any requirement of the Act has not been complied with in relation to this Order, he or she may apply to the High Court within 6 weeks from the date on which this Order is made.

Dated 10<sup>th</sup> July 2025

THE COMMON SEAL of  
MERTHYR TYDFIL COUNTY  
BOROUGH COUNCIL was  
hereunto affixed in the presence of:-

  
Authorised Signatory

