

PROPOSAL FOR PUBLIC SPACE PROTECTION ORDERS – NEWARK TOWN CENTRE, BALDERTON LAKES, CORONATION PARK, AND LAKESIDE SHOPPING CENTRE, BALDERTON

Antisocial Behaviour, Crime and Policing Act 2014

Section 59

- (1) A local authority may make a public spaces protection order if satisfied on reasonable grounds that two conditions are met.
- (2) The first condition is that:
 - (a) Activities carried out in a public place within the authority's area have had a detrimental effect on the quality of life of those in the locality, or
 - (b) It is likely that activities will be carried on in a public place within that area and that they will have such an effect.
- (3) The second condition is that the effect, or likely effect, of the activities:
 - (a) is, or is likely to be, of a persistent or continuing nature,
 - (b) is, or is likely to be, such as to make the activities unreasonable, and
 - (c) Justifies the restrictions imposed by the notice.
- (4) A public spaces protection order is an order that identifies the public place referred to in subsection (2) ("the restricted area") and:
 - (a) Prohibits specified things being done in the restricted area,
 - (b) Requires specified things to be done by persons carrying on specified activities in that area, or
 - (c) Does both of those things.
- (5) The only prohibitions or requirements that may be imposed are ones that are reasonable to impose in order—
 - (a) To prevent the detrimental effect referred to in subsection (2) from continuing, occurring or recurring, or
 - (b) To reduce that detrimental effect or to reduce the risk of its continuance, occurrence or recurrence.
- (6) A prohibition or requirement may be framed—
 - (a) So as to apply to all persons, or only to persons in specified categories, or to all persons except those in specified categories;
 - (b) So as to apply at all times, or only at specified times, or at all times except those specified;
 - (c) So as to apply in all circumstances, or only in specified circumstances, or in all circumstances except those specified.

(7) A public spaces protection order must—

- (a) Identify the activities referred to in subsection (2);
- (b) Explain the effect of section 63 (where it applies) and section 67;
- (c) Specify the period for which the order has effect.

(8) A public spaces protection order must be published in accordance with regulations made by the Secretary of State.