

Public Spaces Protection Order No.1 of 2016

Notice is hereby given that South Derbyshire District Council ("the Council") has made the following Public Spaces Protection Order ("PSPO") under section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 ("the Act").

The Order relates to the land shown etched in red on the map below.

The Order may be cited as the Swadlincote Town Centre Public Spaces Protection Order and came into force on 15th September 2016 for a duration of 3 years.

The effect of the Order is to impose the following prohibitions on the use of the land:-

- (a) No person shall consume alcohol;
- (b) No person shall have unsealed vessels containing alcohol in their possession;
- (c) No person shall urinate or defecate other than in a public toilet;
- (d) No person shall dispose of litter other than in the bins provided;
- (e) No person shall loiter as an individual or in a group if they are causing or likely to cause anti-social behaviour. If asked to disperse on instruction of a Police Officer, Police Community Support Officer or authorised officer (from South Derbyshire District Council) individuals must not return to the area for a period of 24 hours.

In respect of prohibition (e) a Police Officer, Police Community Support Officer or authorised officer from the Council may not give direction to a person under the age of 10 years old or that prevents the person;

- 1) Having access to the place where they live;
- 2) Attending a place for purposes of employment or a contract of services; or
- 3) Attending a place by obligation imposed or under enactment or by the order of a court tribunal or expected to attend for the purposes of education/training or receiving medical treatment.

In the area covered by the Order any person who continues drinking intoxicating liquor when asked to desist by a Police Officer, Police Community Support Officer or authorised officer from the Council or fails to surrender any intoxicating liquor when asked to do so by a Police Officer, Police Community Support Officer or authorised officer from the Council commits an offence under section 63 of the Act as follows:-

Any person who fails without reasonable excuse to comply with this requirement is liable on summary conviction to a fine not exceeding level 2 on the standard scale or fixed penalty notice of a maximum £100.

Any person who does not comply with the prohibitions (c - e) in a public open space covered by the PSPO shall be guilty of an offence under section 67 of the Act and shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale or a fixed penalty notice of a maximum £100.

A PSPO will not restrict the consumption of alcohol where the premises or its curtilage is licensed for the supply of alcohol.

The PSPO area as shown etched in red on the map has been chosen due to the following highlighted issue:

Anti-Social behaviour involving street drinkers and groups of youths congregating at identified 'hot spot' locations throughout Swadlincote town centre.

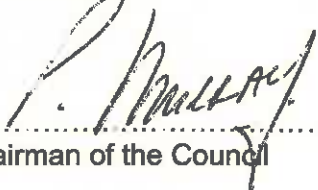
The hotspot locations include the following areas: John Street, the area outside the Library and Dance Studio, the Odeon Cinema at the Pipeworks, McDonalds restaurant, Belmont Street, Rink passage, Halls factory on Alexander Road, Morrison's Supermarket, Sainsbury's Supermarket, Civic Way, The Delph, - outside the Town Hall, The Market Hall car park, Midland Road and Lower Midland Road.

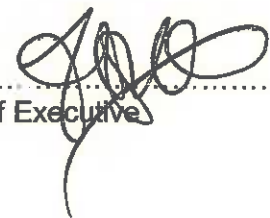
Map of the PSPO area:



Dated this 15th day of September 2016

The Common Seal of South Derbyshire District Council was hereunto fixed in the presence of


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Chairman of the Council


.....
Chief Executive



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