

CHERWELL DISTRICT COUNCIL
ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014
PUBLIC SPACES PROTECTION ORDER No1 of 2022 (the “ORDER”)

This Order may be cited the as Bicester Town Public Spaces Protection Order No 1 of 2022.

Cherwell District Council in the exercise of their powers under Section 59 of the Anti-Social Behaviour Crime and Policing Act (“the Act”) and under all the enabling powers hereby make the Order as follows:

1. Order shall come into force on XXXXXX and shall have effect for 3 years from that date unless extended by any further order made pursuant to the Council’s statutory powers.
2. The Order relates to area shown edged red and attached to the plan (restricted area)
3. The Council are satisfied that the condition set out in Section 59(2) of the Act has been met namely, that activities have been carried out in the restricted area which have had a detrimental effect on the quality of life of those in the locality.
4. The Council are satisfied that the condition set out in Section 59(3) of the Act has been met namely that the activities is, or is likely to be, of a persistent or continuing nature and that these activities are unreasonable and justify the prohibitions imposed in this Order.
5. The effect of the Order is to impose the prohibitions specified below on the use of restricted area

PROHIBITIONS

- a) No person shall loiter in the restricted area either as an individual or in a group if they are causing or likely to cause anti-social behaviour. If asked to disperse by a Police Constable, PCSO, or an authorised officer of the Council that person must not return to the restricted area for a period of 24 hours.
- b) No person shall beg (using either active or passive methods of obtaining alms) or ask members of the public for money in the restricted area.
- c) No person shall consume alcohol in the restricted area (other than premises specified in Section 62(1) of the Act) in a manner which causes nuisance or annoyance to other persons in the locality.
- d) No person shall continue to consume alcohol when directed by an officer to stop in the restricted area.

- e) No person shall fail to surrender alcohol or a container for alcohol when requested to do so by an officer in the restricted area.

Save as to;

The prohibition obtained in paragraph d of this Order does not apply to any place specified in Section 62 of the Act as a place where a prohibition in a Public Spaces Protection Order on consuming alcohol does not apply.

OFFENCES

- 1. In accordance with Section 63 of the Act a person who fails without reasonable excuse to comply with a requirement imposed on him/her under Section 63(2) of the Act, namely;
 - a) Consuming alcohol in breach of the Order; or
 - b) Failing to surrender alcohol or a container of alcohol when required to do so by a Police Constable or a person authorised for the purposes of Section 63 of the Act commits an offence and is liable on summary conviction to a fine not exceeding Level 2 on the standard scale.
- 2. In accordance with Section 67 of the Act a person who breaches the Order (other than consuming alcohol in breach of the Order or failing to surrender alcohol to Constable or authorised person) commits an offence and is liable on summary conviction to a fine not exceeding Level 3 on the standard scale.
- 3. In accordance with Section 68 of the Act a Police Constable or authorised officer may issue a Fixed Penalty Notice.

THE COMMON SEAL OF
CHERWELL DISTRICT COUNCIL

Was hereunto affixed

In the presence of:

Authorised Officer:

Authorised Officer:

Date: