PUBLIC SPACES PROTECTION ORDER

Arun District Council

Anti-social Behaviour, Crime and Policing Act 2014, Section 59

The Arun District Public Spaces Protection Order 2017

This Order is made by the Arun District Council (the 'Council') under the Anti-Social Behaviour, Crime and Policing Act 2014 (the 'Act'), Section 59

1. This Order relates to the land defined by the areas shown edged blue on the attached plans to this Order (the 'Restricted Area'), being public places in the Council's area to which the Act applies.
2. The Council is satisfied that the two conditions below have been met, in that:
    a. Activities carried on in the Restricted Area, have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the public place and that they will have such an effect. The said activities being the consumption of alcohol and anti-social behaviour; and
    b. That the effect, or likely effect of the activities described above, is, or is likely to be, of a persistent or continuing nature, is, or is likely to be, such as to make the activities unreasonable, and justifies the restrictions imposed by the Order.

BY THIS ORDER

3. The effect of the Order is to impose the following conditions at all times
    a. In the Restricted Area a person who, without reasonable excuse, fails to comply with a requirement, including an instruction to leave an area, by a Police Officer, Police Community Support Officer, or person authorised by the Council, and having been informed that they will be committing an offence, continues to carry out one or more of the below activities from which they are prohibited commits an offence:
        i. Behaving anti-socially, either individually or in a group of two or more, in a manner that has resulted in, or is likely to result in, any member of the public being intimidated, harassed, alarmed or distressed by that behaviour; or
        ii. Consuming alcohol or intending to consume alcohol.
    b. In the Restricted Area any person who, without reasonable excuse, fails to surrender alcohol or a container for alcohol in that person's possession following an instruction by a Police Officer, Police Community Support Officer, or person authorised by the Council, and having been informed that they will be committing an offence, continues to carry out that activity commits an offence.
4. A person guilty of an offence under condition 3(a)(i) above is liable to a fixed penalty notice of a maximum of £100 or, on summary conviction, by a fine not exceeding level 3 on the standard scale, under Section 67 of the Act.
5. A person guilty of an offence under conditions 3(a)(ii) and/or 3(b) above is liable to a fixed penalty notice of £100 or, on summary conviction, to a fine not exceeding level 2 on the standard scale, under Section 63 of the Act.

6. A Police Officer, Police Community Support Officer, or person authorised by the Council may dispose of anything surrendered to them in compliance with an instruction made under Section 63 of the Act in whatever way they deem appropriate.
7. The Order will remain in force for a period of three years from the date of this Order, unless extended by further Orders under the Council's statutory powers.

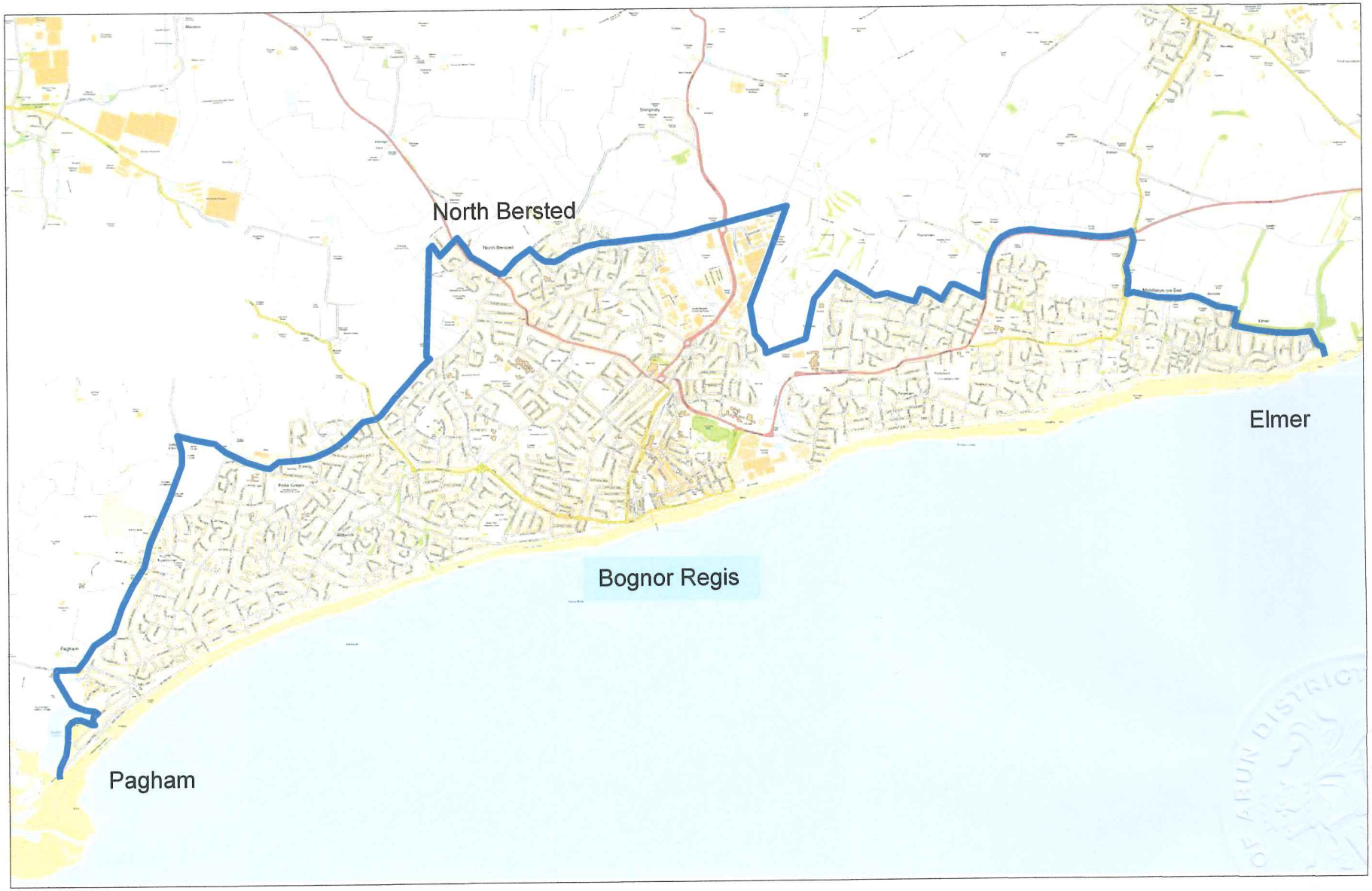
THE COMMON SEAL OF THE ARUN DISTRICT COUNCIL }
Hereunto affixed in the presence of: }

Authorised Signature SWAshenden-Baux

Seal Book No: 42/2017

Dated: 13 March 2017

Littlehampton
Rustington
Ferring


North Bersted
Elmer
Bognor Regis
Pagham