

**Borough of Poole**  
**The Anti-Social Behaviour, Crime and Policing Act 2014**

**Public Spaces Protection Order**

**POOLE TOWN CENTRE AND HOLES BAY**

1. **THIS IS A FORMAL ORDER** issued by the Borough of Poole in exercise of its powers under section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 because it is satisfied on reasonable grounds that;
- a) Activities carried out in a public space 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 out in any public place within that area and that they will have such an effect.

In addition, the effect, or likely effect, of the activities;

- a) Is, or is likely to be, of a persistent or continuing nature;
- b) is, or likely to be, such as to make the activities unreasonable and;
- c) justifies the restrictions imposed by the Order.

**2. Identified activities**

- Drinking alcohol and being verbally abusive.
- Approaching persons with the view to beg for food, money and/or drink.
- Having a receptacle which is being used to contain monies for the purpose of begging.
- Belongings, baggage and bags being left unattended on the street.
- Causing an obstruction in car parks, doorways, public and communal areas.
- Possession, supply or use of intoxicating substances.
- Behaviour which causes or is likely to cause nuisance, harassment, alarm or distress to another person.

**3. Restrictions placed on you**

3a No person, without a reasonable excuse, shall refuse to stop drinking alcohol or surrender any containers (sealed or unsealed) which are believed to contain alcohol, when required to do so by a Police Constable or Authorised Person.

3b All persons are prohibited from approaching another person either in person, with a sign or gesture or verbally in order to beg for money, food or drink. You must immediately stop when requested to do so by a Police Constable or Authorised Person.

3c All persons are prohibited from sitting or loitering in a public place with any receptacle used to contain monies from the public for the purpose of personal gain. You must immediately stop when requested to do so by a Police Constable or Authorised person.

3d No person shall leave any unattended personal belongings, such as bedding, bags, etc. in the designated area. Such items must be removed when instructed by a Police Constable or Authorised Person or they may be removed by the Borough of Poole, their representative or contractor.

3e Without reasonable excuse no person shall cause an obstruction in any doorway belonging to any retail, licenced or commercial premises or public building, or any car park or public area including hallways, stairwells, landings, etc. or refuse to leave when requested to do so by the landowner, business owner, landlord, their representative, Police Constable or Authorised person.

3f Within the designated area, all person(s) are prohibited from possessing, supplying, eating, drinking, inhaling, injecting, smoking or otherwise using intoxicating or illegal substances, and from the preparation of any such substance or activities. Intoxicating substances are defined as substances with the capacity to stimulate or suppress the central nervous system. Examples include alcohol, cannabis, LSD, Heroin, Cocaine, Amphetamines, Crack and Ecstasy and so called illegal and legal highs. A person shall be required to surrender any intoxicating substances in their possession when asked to do so by a Constable or Authorised Person.

3g No person shall refuse to leave any retail, commercial or licensed premises or public building when requested to do so by management, staff or security, a Police Constable or an Authorised Person.

3h No person without a reasonable excuse shall act in an anti-social or disorderly manner that causes or is likely to cause nuisance, harassment, alarm or distress to any other person.

**4. Requirement placed on you**

4a If a Police Constable or Authorised Person reasonably believes that you have acted, or likely to act, contrary to the restrictions placed upon you by this Order, you must leave the designated area or specified location forthwith and not return within a specified period up to a maximum of 48 hours when instructed to do so by a Police Constable or Authorised Person.

**The Council requires that you terminate the activities described in section 3 and comply with requirement 4 if requested to do so within the restricted area detailed red on the attached map.**

**5. What happens if you fail to comply with restriction 3a?**

If without reasonable excuse you fail to comply with restriction 3a you will be liable on summary conviction to a fine not exceeding level 2 (£500).

**6. What happens if you fail to comply with restrictions 3b to 3i or requirement 4a?**

If without reasonable excuse you fail to comply with any of the restrictions from 3b to 3i or requirement 4a you will be liable on summary conviction to a fine not exceeding level 3 (£1000).

**7. Fixed Penalty Notices**

Alternatively, a Constable or Authorised Person may issue a Fixed Penalty Notice (FPN) to anyone he or she believes has committed an offence. You will have 14 days to pay the initial FPN of £100. No further proceedings will be taken against you for this offence before the expiration of 14 days following the date of the FPN. You will not be liable for prosecution if you pay the FPN during the said period of 14 days.

**Order dated the 16<sup>th</sup> April 2018**

This Order ends on the 16th April 2021

The Officer appointed for this purpose is Phil Hornsby.

Signed:  .....

On behalf of the Borough of Poole

Date: 13 April 2018 .....

**Note:** Any further information regarding this Notice may be obtained upon application to the Housing and Community Services, Borough of Poole, Civic Centre, Poole, Dorset, BH15 2RU (01202 633438)



