

**WELWYN HATFIELD BOROUGH COUNCIL**

**ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014**

**PART 4, SECTION 59**

**PUBLIC SPACE PROTECTION ORDER**

Welwyn Hatfield Borough Council (the Council) in exercise of the power under section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 (the Act) being satisfied that the conditions set out in section 59 of the Act have been met makes the following order:

1. The Order applies of the public areas shown delineated by the red shading of the plan annexed to this Order (the Restricted Area):

Person(s) within this area will not:

- a) Consume alcohol in a public place
- b) Be in possession of an open vessel(s) of alcohol in a public place
- c) Seek or accept monies from any member of the public in any public place, street, highway or passage(unless a registered charity)
- d) Loiter at or within ten metres of any pay machine (including banks, supermarkets and car parks) unless waiting legitimately to use the machine for the purpose it is designed for
- e) Sit on the ground in a public place, street, highway or passage in a manner that may be perceived that you are inviting people to give you money
- f) Urinate or defecate in a public place
- g) Sleep in any public place which is or includes:
  - Open to the air
  - Within a vehicle
  - Within a car park
  - A non-fixed structure including a caravan or tent without the prior permission of the owner or occupier of the land.

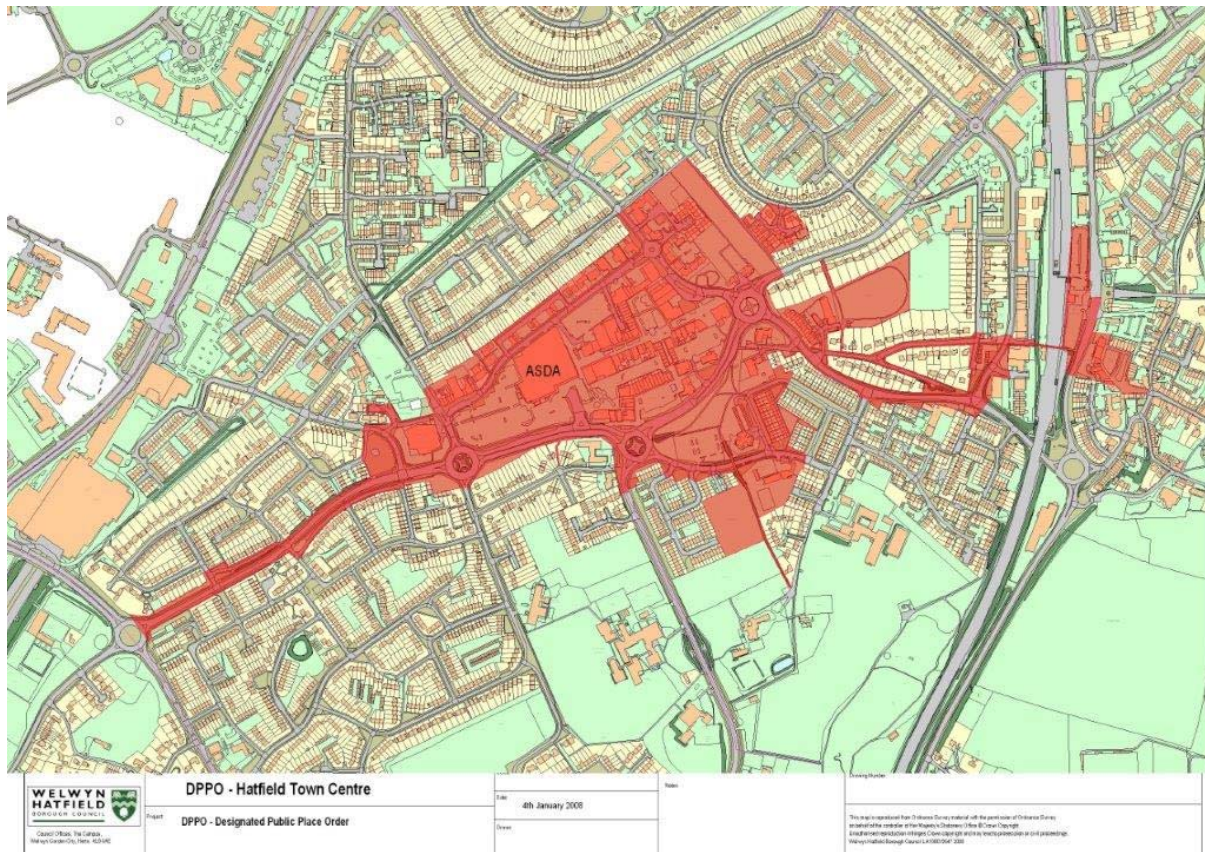
2. Any person who without reasonable excuse fails to comply with the requirements of the Order commits an offence and shall be liable, on summary conviction to a fine not exceeding level 3 on the standard scale.

3. This Order shall come into force on.....and remain in place for a period of .....years.

Dated:

Signed:

## SCHEDULE



## CHALLENGING THE VALIDITY OF ORDERS

An interested person may apply to the High court to question the validity of:

- a) This Order, or
- b) A future variation of this Order.

“Interested person” means an individual who lives in the restricted area or who regularly works in or visits that area.

An appeal against the Order or a future variation of this Order may be made to the High Court within six weeks from the date on which the order or variation is made, on the grounds that:

- a) Welwyn Hatfield Borough Council did not have the power to make the order or variation, or to include particular prohibitions or requirements imposed by the order (or by the order as varied);
- b) A requirement under Chapter 2 of the Anti-Social Behaviour, Crime and Policing Act 2014 was not complied with in relation to the order or variation.