

**Report of the Chief Executive**

**EASTWOOD TOWN CENTRE PUBLIC SPACES PROTECTION ORDER**

1. Purpose of report

To update Members on the results of consultation and to seek approval to amend the existing Designated Public Place Orders (DPPO) in Eastwood to create a Public Spaces Protection Order (PSPO), in order to continue helping to control issues around public consumption of alcohol.

2. Background

At its meeting on 19 January 2017, the Community Safety Committee resolved that in accordance with the Anti-Social Behaviour, Crime and Policing Act 2014 appropriate consultation should be carried out in respect of the making of a PSPO in Eastwood to control alcohol consumption in public places (Minute No.40 refers). This was in order to extend the area covered by the existing DPPO.

Consultation has been undertaken and the results are attached at appendix 1. In terms of these, it is not considered appropriate to change the proposed PSPO since to apply it to the whole of Eastwood would be disproportionate, and there have been no cases of alcohol related anti-social behaviour reported to the police in the specific area suggested.

A copy of the PSPO is included at appendix 2.

3. Financial implications

It is anticipated that the costs of consultation and signage can be contained within existing budgets.

**Recommendation**

**Committee is asked to RESOLVE that in accordance with the Anti-Social Behaviour, Crime and Policing Act 2014 the Designated Public Space Orders in Eastwood Town Centre be converted to a Public Spaces Protection Order with an extended area as detailed in appendix 2.**

Background papers

Nil

**PSPO Consultation Results****Eastwood****Website Responses**

Total Responses - 1

Supported - 1

Opposed - 0

**Email Responses**

Total Responses - 0

Supported - 0

Opposed - 0

**Consultation Form Responses**

Total Responses - 1

Supported - 0

Opposed – 1 (but with comment that it should be across all areas not just a specified area of Eastwood)

**Agency Responses**

Police – Support

**Comments;**

- Should be across all areas, not just a specified section of Eastwood
- I would have included Three Tuns Road and the playing fields near the pavilion down Mansfield Road

<b>Eastwood</b>		
	<b>Support</b>	<b>Oppose</b>
Website	1	0
Email	0	0
Consultation Form	1	1 as area not considered large enough
Agency	1	
<b>TOTAL</b>	<b>3</b>	<b>1</b>

## BROXTOWE BOROUGH COUNCIL

## ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014

## EASTWOOD TOWN CENTRE PUBLIC SPACES PROTECTION ORDER 2017

Broxtowe Borough Council ("the Council"), in accordance with its powers under the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act") makes the following Order, Eastwood Town Centre Public Spaces Protection Order 2017, ("the Order") which comes into effect on the 1<sup>st</sup> May 2017 identifying places detailed in the schedule below as a Restricted Area pursuant to the Act.

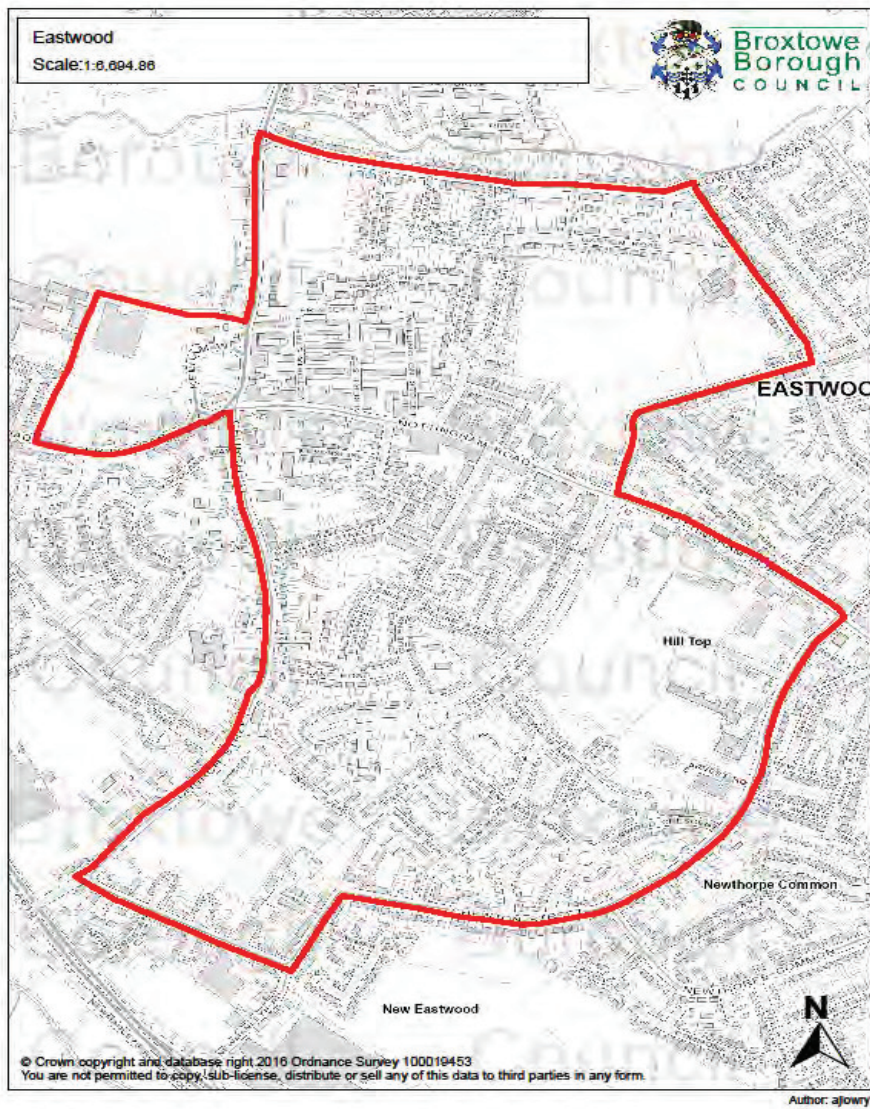
2. The Order seeks to prohibit alcohol fuelled anti-social behaviour and applies to all persons, at all times of the day and night within the Restricted Area.

3. The Order allows a police officer and other authorised persons under powers contained within section 63 of the Act to require a person, in the Restricted Area not to drink alcohol in that place if the officer reasonably believes that a person has consumed or intends to do so, and to surrender the alcohol and any opened or sealed containers in the person's possession. Any person who fails without reasonable excuse to comply with a police officer or other authorised persons request under this provision commits an offence and may be liable to prosecution. A person guilty of such an offence is liable on summary conviction to a fine not exceeding Level 2 on the Standard Scale.

4. The Order does not apply to premises or beer gardens that is licensed for the supply of alcohol

5. Any premises temporarily licensed under a Temporary Event Notice, such as a special event, or where the premises licence is held by the Council, or is occupied by or managed on its behalf and covered by a premises licence held by a third party, are only excluded from this Order during the hours stipulated in their licence for a period of 30 minutes thereafter.

## SCHEDULE



This order shall take effect on 1<sup>st</sup> May 2017 for a period of three years.

**THE COMMON SEAL of**  
**BROXTOWE BOROUGH COUNCIL**

was hereunto affixed in

the presence of :-

Mayor

Duly Authorised Officer