

THE CITY OF STOKE-ON-TRENT

PUBLIC SPACE PROTECTION ORDER, GATING (No.1) 2020

Sections 59, 60, 61, 64 and 72 Anti-Social Behaviour, Crime and Policing Act 2014

Stoke-on-Trent City Council ("the Council") in the exercise of its powers under Sections 60 and 61 of the Anti-Social Behaviour, Crime and Policing Act 2014, on being satisfied that the conditions set out in Section 59, 64 and 72 of the Act have been met, makes the following Order:

1. This Order may be cited as The City of Stoke-on-Trent Varied Public Space Protection Order (No.1) 2020 (varied 2021) and shall come into operation on the 22nd January 2021 and shall have effect until the 20th October 2023 unless extended or discharged by further orders.
2. This Order relates to the public right of way(s) over highway(s) described and listed in Schedule 1 to this Order and shown edged red on the map attached at appendix 1 (hereinafter referred to as the "Affected Highways").
3. The Affected Highways being land in the area of the Council and is land to which the Anti-Social Behaviour, Crime and Policing Act 2014 ("the Act") applies and will be protected by this Order.
4. The effect of this Order is to restrict entry to the Affected Highways at all times, except for owners or occupiers of property adjoining or adjacent to the Affected Highways needing access to the property; or to the Police, NHS or Fire and Rescue service when exercising their statutory powers or duties; or employees or contractors of statutory undertakers in relation to gas, electricity, water or telecommunications provider requiring access to their apparatus situated on the Affected Highway; or Council staff and authorised contractors, when exercising their statutory powers or duties.

5. This Order authorises the installation, operation and maintenance of barriers on the Affected Highways. The location of the barrier is marked on the map attached at appendix 1 and described in Schedule 1.
6. Alternative route for pedestrians are identified by the thick Blue line on the map attached at appendix 1 and described in Schedule 1.
7. The Council will be responsible for the installation, maintenance and operation of the barriers. They can be contacted on 01782 234234.
8. This Order discharges the Public Space Protection Orders listed in Schedule 1 to this Order which will cease to have effect from 20th October 2020.

The Council is satisfied on reasonable grounds that the conditions set out in Sections 59, 60, 61, 64 and 72 of the Act have been met and in all the circumstances it is necessary to make this Order for the purposes of preventing and or reducing crime and anti-social behaviour in and around the Affected Highways. The Council makes this Order because criminal and anti-social behaviour in and around the Affected Highways has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is of a persistent or continuing nature such as to make this unreasonable and justifies the restrictions imposed by this Order.

A person who fails without reasonable excuse to comply with a restriction imposed by this Order will be guilty of an offence and shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale or a fixed penalty notice of a maximum of £100.

If any interested person wishes to question the validity of this Order on the grounds that the Council had no power to make it or that any requirement of the Act has not been complied with, he or she may apply to the High Court within six weeks from the date on which this Order is made.

Dated this day 22nd of January 2021

THE CORPORATE SEAL of the
COUNCIL OF THE CITY OF STOKE ON TRENT

Is hereunto affixed in the presence of:

Authorised Signatory:

