

**HAMBLETON DISTRICT COUNCIL**

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

**PUBLIC SPACE PROTECTION ORDER NUMBER 1 of 2019 (the "ORDER")**

**LEEMING BAR INDUSTRIAL ESTATE AND SURROUNDING AREAS**

This Order may be cited as Hambleton District Council Public Spaces Protection Order Number 1 of 2019.

Hambleton District Council exercises its powers under Section 59, 64 and 72 of the Anti-Social Behaviour, Crime and Policing Act 2014 ("the Act") and under all other enabling powers, hereby makes the following Order:

1. This Order shall come into operation on 15 May 2019 and shall have an effect for 3 years thereafter, unless extended by further order under the Council's statutory powers
2. This Order relates to the Leeming Bar Industrial Estate and surrounding area of Hambleton District Council's area as shown edged and shaded red on the attached plan ("the Exclusion Zone").
3. The Council is satisfied that the conditions set out in Section 59 (2) of the Act have been met. Namely, that anti-social behaviour has been carried out within the Exclusion Zone by those persons using the area to camp overnight in a vehicle or other temporary structure. These activities have had a detrimental effect on the quality of life of those in the locality, and it is likely that the activities will be carried out within that area and have such an effect.
4. The Council is also satisfied that the conditions set out in Section 59(3) of the Act have been met. Namely, that the effect or likely effect of the activities is, or is likely to be, of a persistent or continuing nature and that these activities are unreasonable and justify the restrictions imposed by this Order and that it is in all the circumstances expedient to make this Order for the purpose of reducing crime and/or anti-social behaviour in a public place.

**PROHIBITIONS:**

1. All persons shall not be permitted to remain overnight in any vehicles including a HGV or campervan or a temporary structure that is designed or intended to provide shelter or accommodation.
2. If instructed to do so by an authorised officer a person shall clear away any vehicles, temporary structure and/or associated paraphernalia without delay

**OFFENCES AND FIXED PENALTY NOTICES:**

1. It is an offence for a person without reasonable excuse to engage in any activity that is prohibited by this Order.
2. In accordance with section 67 of the Act, a person found to be in breach of this Order is liable on summary conviction to a maximum penalty of a level 3 fine.
3. An authorised officer may issue a Fixed Penalty Notice of a maximum of £100 to anyone he or she believes has committed an offence as an alternative to prosecution.

**GENERAL:**

1. The Council is satisfied that the conditions set out in sections 59,64 and 72 of the Act have been met and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the exclusion zones.
2. An authorised officer means an employee of the Council, a person designated by the Council, a Police Officer or Police Community Support Officer.
3. An "interested person" (as defined in section 66(1) of the Act) may apply to the High Court to question the validity of this Order or any variation thereof on the grounds specified in section 66(2) of the Act within 6 weeks of the date of the Order or any subsequent variation.

**APPENDIX:**

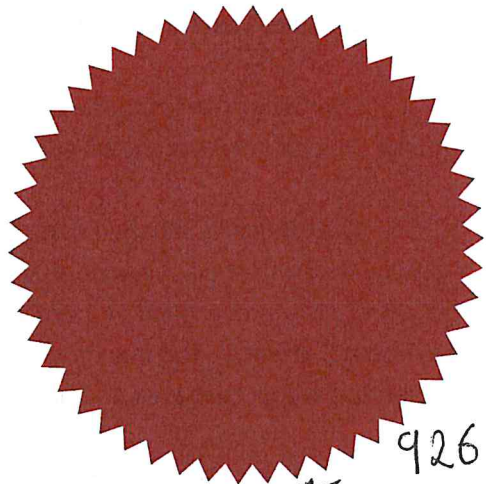
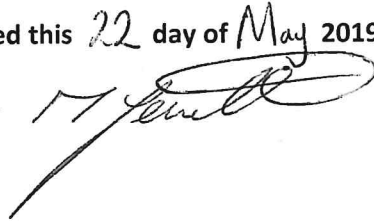
A plan of the Leeming Bar Industrial Estate and surrounding area showing the Exclusion Zone edged and shaded in red.

The Common Seal of

HAMBLETON DISTRICT COUNCIL

was hereunto affixed this 22 day of May 2019

In the presence of;-



9269

HM



APPENDIX:

