

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

**Public Spaces Protection Order**

**ASHLEY ROAD**

**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;
- 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;
- 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 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 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 Constable or Authorised person.

3d. No person shall leave any unattended personal belongings, such as bedding, bags, etc. within the confines of the park. Such items may be removed by a Poole Council Officer, their representative or contractor.

3e. 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 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 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.

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

3g. No person without a reasonable excuse shall behave in a way that causes or is likely to cause nuisance, harassment, alarm or distress to any other person.

#### **4. Requirement placed on you**

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

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

For the sake of clarification the area marked red on the attached map includes the pavement and shop doorways.

#### **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 restriction 3b-f or requirement 4a?**

If without reasonable excuse you fail to comply with any of the restrictions from 3b to 3g 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 for this offence if you pay the FPN during the said period of 14 days.

**Dated the 23<sup>rd</sup> day of December 2017**

This Order ends at Midnight on the 23rd day of December 2020

The Officer appointed for this purpose – Ian Cooke

Signed:

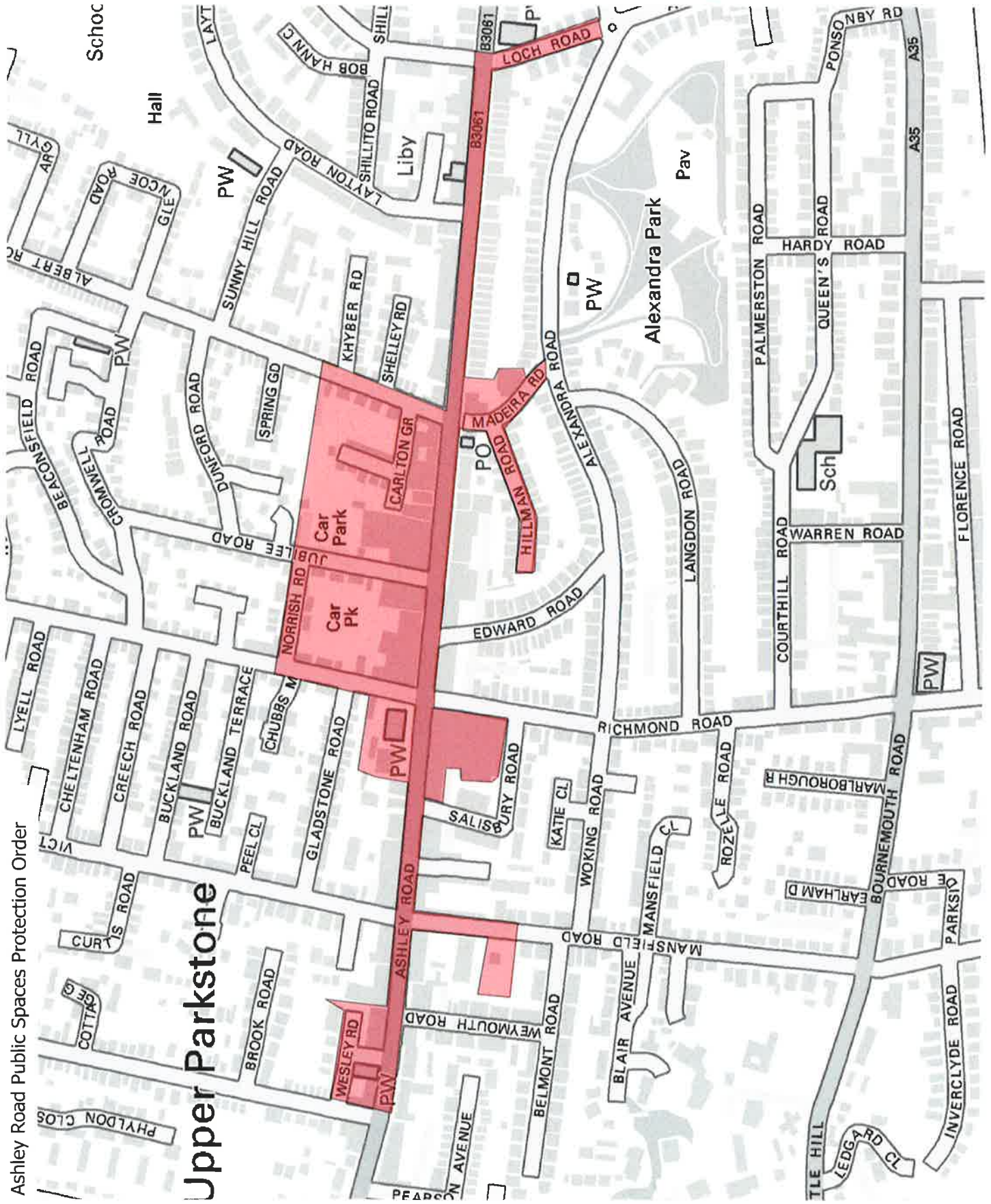


Borough of Poole

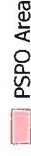
**Note:** Any further information regarding this Notice may be obtained upon application to the Housing and Community Services, Borough of Poole, Civic Centre, Poole, Dorset, BH15 2RU (01202 633438)

Ashley Road Public Spaces Protection Order

Upper Parkstone



Legend



PSPO Area



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