

WEST LINDSEY DISTRICT COUNCIL

Anti-Social Behaviour, Crime and Policing Act 2014, section 59 Public Space Protection Order

This order may be cited as the West Lindsey District Council – Trinity Arts Centre Public Space Protection Order 2017.

West Lindsey District Council (“the Council”), being satisfied that the conditions set out in Section 59(2) of the Anti-Social Behaviour, Crime and Policing Act 2014 (“the Act”) have been met in relation to this order, namely that numerous complaints have been made regarding groups drinking, urinating and littering within the grounds of the Trinity Arts Centre, Gainsborough, and the Pocket Park on Cleveland Street, and that dogs are being exercised on the land causing problems with fouling. Accordingly, these activities have had a detrimental effect on the quality of life of those in the locality, or it is likely that those activities will be carried out in the area and have such an effect. The Council is also satisfied that the effect, or likely effect, of the activities is, or is likely to be, of a persistent or continuing nature, and these activities are unreasonable and justify the restrictions imposed by the notice, and that it is in all circumstances expedient to make this order for the purpose of reducing crime and/or anti-social behaviour in a public place.

The Council in exercise of its powers under Sections 59, 64 and 72 of the Act and under all other enabling powers, hereby makes the following order:

1. The consumption of alcohol is prohibited within the boundary of the Trinity Arts Centre, Gainsborough, and the Pocket Park, Cleveland Street, Gainsborough. Any person found with an open container of alcohol within the stated boundary will be required to leave the area or hand over the container to an authorised officer when challenged. Failure to do so will constitute a breach of the PSPO.
2. Dogs are prohibited from the land within the boundary of the Trinity Arts Centre, Gainsborough, and the Pocket Park, Cleveland Street, Gainsborough.
3. This order applies only to outdoor space
4. Exemptions are listed at Schedule 1
5. A map of the area is contained at Schedule 3

Schedule 1

1. Registered guide and medical alert dogs will be exempt from condition 2 of this Order.

Schedule 2

1. It is an offence for a person without reasonable excuse to fail to comply with this order.
2. A person found to be in breach of this order is liable on summary conviction to a maximum penalty of a level 3 fine or to a fixed penalty notice of £75.
3. An authorised officer will be an officer of the District council, or any other suitably trained person, to whom the council has delegated powers under this legislation to demand the surrender of alcohol and to issue fixed penalty notices. Warranted police officers and PCSOs in Lincolnshire are also authorised officers under this legislation.

Schedule 3 – area to be covered by the PSPO



The Order shall come in to operation on 24th July 2017 and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Councils statutory powers.

If any interested person requests to question the validity of this order on the grounds that the Council did not have the power to make the order or that a requirement under the Act has not been complied with, then he or she may apply to the High Court within six weeks from the date in which the order is made.

GIVEN under the Common Seal of West Lindsey District Council on the 24th Day of July 2017

The Common Seal of
West Lindsey District Council
was hereunto affixed
in the presence of

Authorised Officer