

WYRE BOROUGH COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014, SECTION 59

PUBLIC SPACE PROTECTION ORDER 2017

This Order is made by Wyre Borough Council (The Council) under the Anti-Social Behaviour, Crime and Policing Act 2014, Section 59 ("The Act").

1. This Order relates to the public spaces within the area edged in red on the maps which appears at Appendix 1, being public spaces in the Council's area to which the Act applies ("the restricted area")
2. The Council is satisfied that the two conditions below have been met, in that:-
 - a) activities carried on in the restricted area as described below have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the restricted area and they will have such an effect;
 - b) the effect, or likely effect, of the activities is, or is likely to be, of a persistent or continuing nature, is, or is likely to be, such as to make the activities unreasonable, and justifies the restrictions imposed by the Order.

BY THIS ORDER

3. The effect of the Order is to impose the following prohibitions and/or requirements:
 - No person shall refuse to stop drinking alcohol, or refuse to hand over containers (sealed or unsealed) which are believed to contain alcohol, when required to do so by an authorised officer in order to prevent a public nuisance or disorder.
4. Any person who without reasonable excuse continues drinking alcohol in the restricted area when asked to desist by a police officer, Police Community Support Officer or authorised person from the Council under Section 63 of the Act or fails to surrender any intoxicating liquor in their possession when asked to do so by a Police Officer, Police Community Support Officer or authorised person from the Council under section 63 of the Act commits an offence and is liable on summary conviction to a fine not exceeding level 2 on the standard scale

(currently £500) or in the receipt of a fixed penalty notice to a penalty of a maximum of £100.

5. Nothing in Articles 3 and 4 shall apply to:

(1)(a) premises (other than council-operated licensed premises) authorised by a premises licence to be used for the supply of alcohol;

(b) premises authorised by a club premises certificate to be used by the club for the supply of alcohol;

(c) a place within the curtilage of premises within paragraph 5(1)(a) or 5(1)(b);

(d) premises which by virtue of [Part 5](#) of the [Licensing Act 2003](#) may at the relevant time be used for the supply of alcohol or which, by virtue of that Part, could have been so used within the 30 minutes before that time;

(e) a place where facilities or activities relating to the sale or consumption of alcohol are at the relevant time permitted by virtue of a permission granted under [section 115E](#) of the [Highways Act 1980](#) (highway-related uses).

(2) Council-operated licensed premises—

(a) when the premises are being used for the supply of alcohol, or

(b) within 30 minutes after the end of a period during which the premises have been used for the supply of alcohol.

(3) In this Article—

“club premises certificate” has the meaning given by [section 60](#) of the [Licensing Act 2003](#);

“premises licence” has the meaning given by [section 11](#) of that Act;

“supply of alcohol” has the meaning given by [section 14](#) of that Act.

(4) For the purposes of this Article, premises are “council-operated licensed premises” if they are authorised by a premises licence to be used for the supply of alcohol and—

(a) the licence is held by a local authority in whose area the premises (or part of the premises) are situated, or

(b) the licence is held by another person but the premises are occupied by a local authority or are managed by or on behalf of a local authority.

6. The Order shall come into force on the 20 October 2017 and remain in place for a period of 3 years

Dated 23 Nov 2017

Signed

N.S. Greenwood



PSPO Schedule

Poulton Le Fylde

The area shown red on the attached map which is bounded by a line starting on Queensway and incorporating Tithebarn Street as far as the railway bridge. The line then follows the railway line up to the railway bridge on Station Road. The line then follows Station Road until the junction with Higher Green but includes Lower Green up to the junction of Garstang Road East. The Line follows Higher Green, along Hardhorn Road, including Elizabeth Court up until the junction with Wheatsheaf Way (previously known as Hardhorn car park and referred to in Wyre Borough Council's Designated Public Places Order made on 11 August 2008). The line encloses the car parks and joins Blackpool Old Road before joining Queensway.

Cleveleys

The area shown in Red on the attached map bounded by a line along South and North promenade and the promenade (including the beach) between the junction with Kingsway up to and including the last property on the Promenade (No 56) before you reach the boundary with Rossall School. The line then returns to the Thornton Gate Junction. The line then follows Thornton Gate to Rossall Road. The line goes along Rossall Road and Crescent East and West until the junction with Kingsway to the junction with South Promenade.

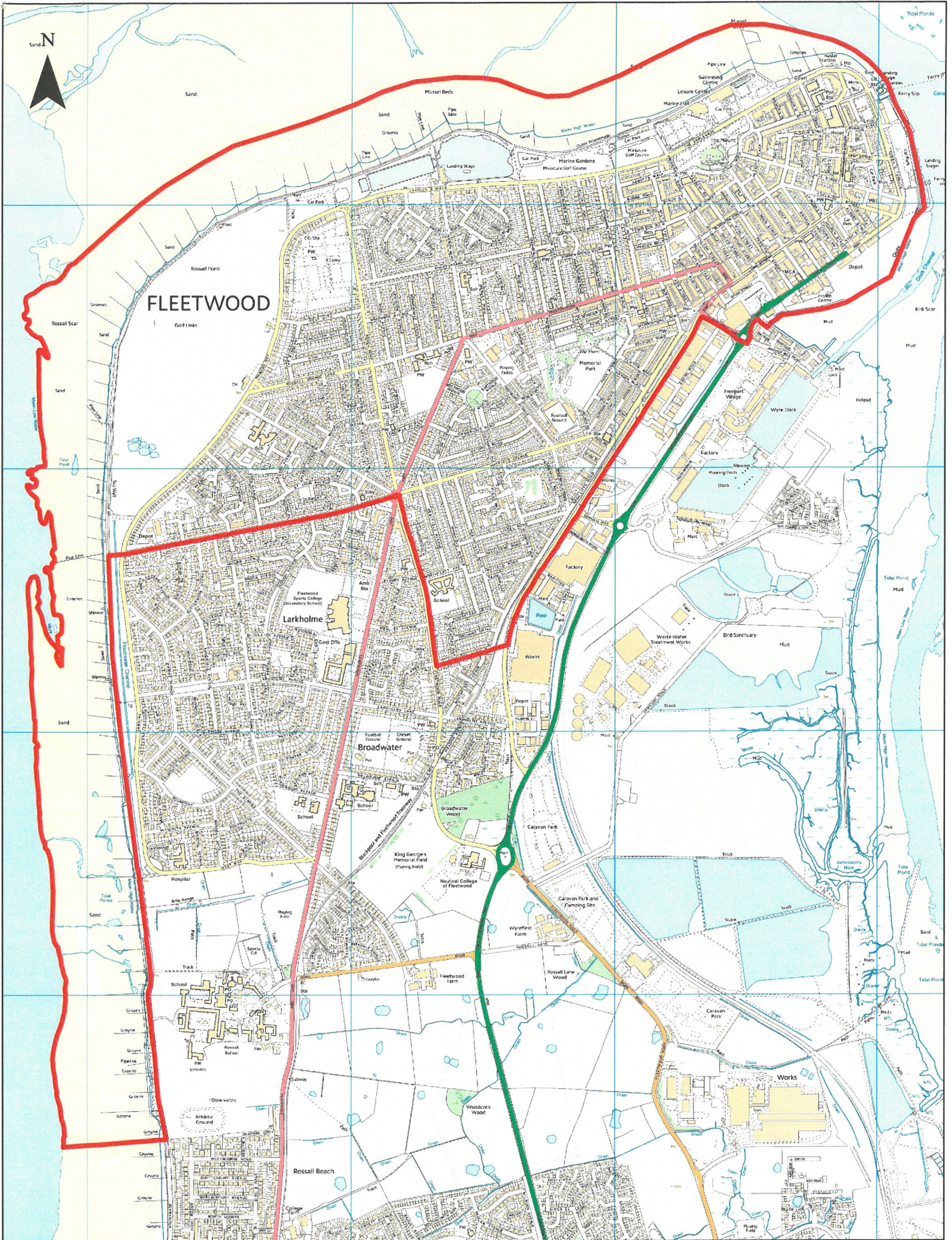
Fleetwood

An area bounded by a line running along the beach from the junction with Chatsworth Avenue towards Marine Parade to the last property on the Promenade (No 56) at Cleveleys just after the boundary with Rossall School. The line then returns to include Rossall Promenade (including Fleetwood Golf Club), Outer Promenade, The Esplanade, Queens Terrace, and Dock Street to a point opposite the junction with Station Road. From this point the line includes Station Road and then follows Copse Road until a point adjacent to Flakefleet Avenue. The line then follows Flakefleet Avenue and up to Fleetwood Road to the Westview roundabout. From this roundabout the line follows Chatsworth Avenue to the starting point.

Garstang

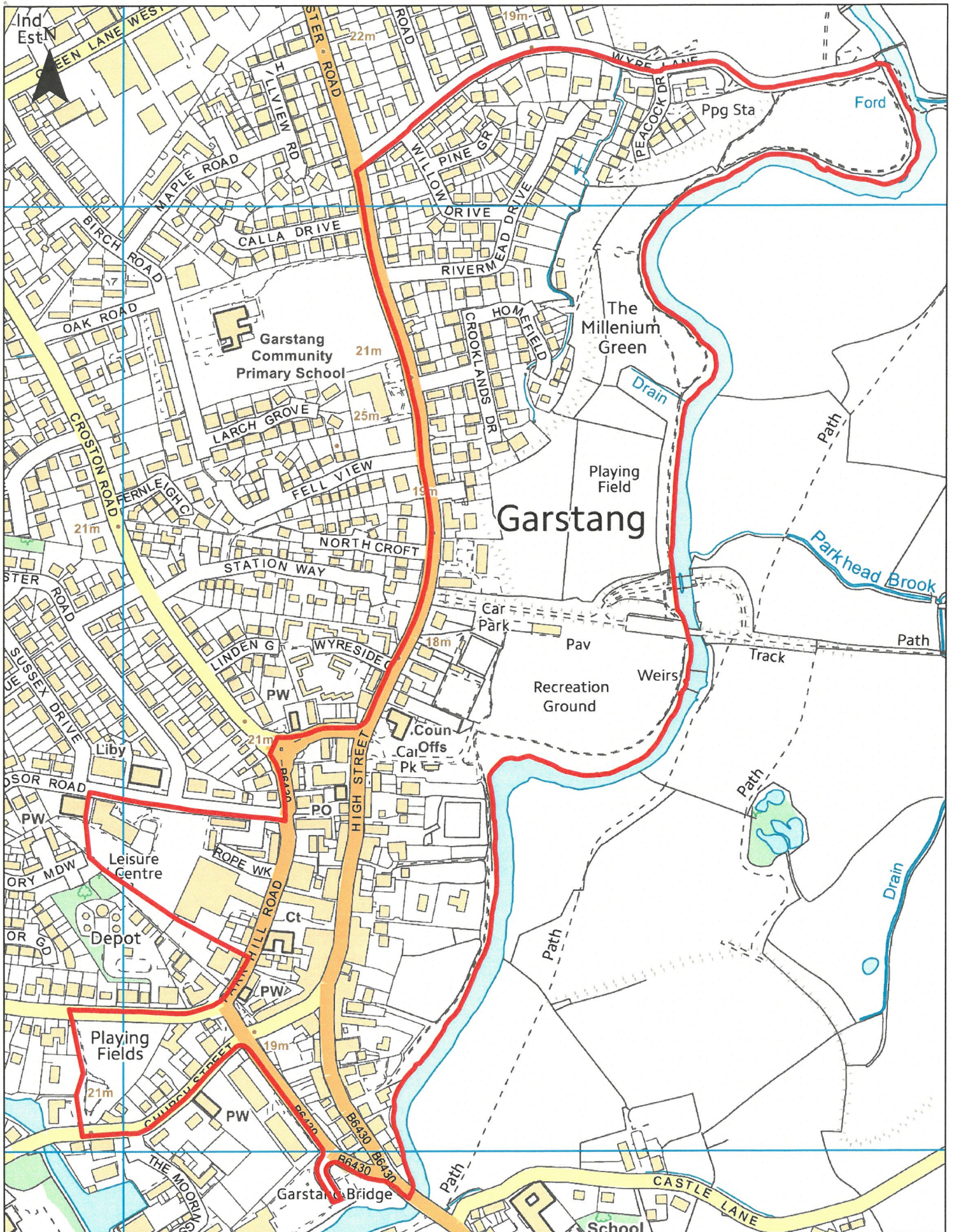
An area bounded by a line passing down High Street from the junction with Wyre Lane to Park Hill Road, enclosing the leisure centre car park and skateboard park to Moss Lane up Moss Lane enclosing the playing fields returning down Church Street to Bridge Street. The line then goes along Bridge Street to the river Wyre. The line then follows the river Wyre to a point opposite Wyre Lane and along this lane to the starting point on High Street.

PSPO 4 Fleetwood





PSPO 2 Garstang



PSPO 3 Poulton-Le-Fylde

