



NORTHAMPTON BOROUGH COUNCIL (DUNSTER STREET ALLEYWAY) PUBLIC SPACES PROTECTION ORDER 2021

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014

Northampton Borough Council in exercise of its powers under Section 59, 64 and 72 of the Anti-Social Behaviour, Crime & Policing Act 2014 ('the Act') hereby makes the following Order:-

1. This Order shall come into operation on 26th March 2021 and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Council's statutory powers.
2. This Order relates to the pedestrian only alleyway between Dunster Street and St Michael's Road as shown on the attached plan ('the Restricted Area').
3. The effect of this Order is to restrict the public right of way over the Restricted Area for 24 hours a day and 7 days per week. Breach of this Order is a criminal offence for which an offender is liable on summary conviction to a fine not exceeding level 3 on the standard scale (£1000) under section 67 of the Act.
4. A Constable or Authorised Person may issue a Fixed Penalty Notice ("FPN") of not more than £100 to a person they reasonably believe has breached this Order, in accordance with section 68 of the Act, as an alternative to prosecution for an offence under section 67 of the Act if paid within 14 days of being issued.
5. The alternative route for pedestrians will be along Alcombe Road.
6. Responsibility for the maintenance of the gates will lie with Northampton Borough Council of The Guildhall, St Giles Square, Northampton, NN1 1DE.
7. Police, Fire and Ambulance emergency services, statutory undertakers with equipment situated under, over, along or in the highway, council officers and other persons authorised by the Council, including the business premises adjacent to the highway, shall be exempt from the provisions of this Order.
8. The Council is satisfied that the conditions set out in Sections 59, 64 and 72 of the Act have been satisfied and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour, specifically street drinking, drug

taking, public urination and fly tipping in the restricted area. The Council makes the Order because the anti-social behaviour 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 the Order.

9. If any interested person desires 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 in relation to this Order, he or she may apply to the High Court within six weeks from the date on this Order is made.

10. In consulting regarding this Order before it was made the Council has had particular regard to the rights of freedom of expression and freedom of assembly set out in Articles 10 and 11 of the European Convention on Human Rights.

A handwritten signature in black ink, consisting of several overlapping loops and a horizontal line at the bottom.

Signed:

Borough Secretary

Northampton Borough Council

Dated: 25th March 2021



