

FLINTSHIRE COUNTY COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014 PART 4, SECTION 59

PUBLIC SPACES PROTECTION ORDER [BUCKLEY PRECINCT CAR PARK 2017]

This Order may be cited as the Public Spaces Protection Order [Buckley Precinct car park 2017]

Flintshire County Council ("the Council") makes this Order being satisfied on reasonable grounds that the activities set out at paragraph 1 in the public place location described in paragraph 2 of this Order have had or are likely to have a detrimental effect on the quality of life of those in the locality, or it is likely that activities will be carried out within that 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 the circumstances expedient to make this Order for the purpose of reducing anti-social behaviour in a public place.

This Order comes into force at midnight on **24th November 2017** for a period of 3 years thereafter, unless extended by further orders under the Council's statutory powers.

The Council hereby requires by way of this Order that:

1. Anyone being the driver of a mechanically propelled motor vehicle within the location described in paragraph 2 is hereby prohibited, as from the date of this Order coming into force, to perform any of the following activities:
 - (a) Revving of engine(s) (as to cause a nuisance)
 - (b) Repeated sudden and rapid acceleration (as to cause a nuisance)
 - (c) Racing
 - (d) Playing music in a motor vehicle (as to cause a public nuisance)
 - (e) Sounding horns (as to cause a public nuisance)

2. The land in relation to which this Order applies, which the Anti-Social Behaviour, Crime and Policing Act 2014 ("the Act") applies, is that land in the area of Flintshire namely which –
 - (a) is delineated and shown in red on the map forming part of this Order, and
 - (b) is briefly described in the Schedule to this Order.

3. It is an offence under section 67 of the Act for a person without reasonable excuse to engage in an activity that is prohibited by this Order. 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 up to £75.00.

Executed as a Deed by affixing)
THE COMMON SEAL of)
FLINTSHIRE COUNTY COUNCIL)
In the presence of:-)
This day of 2017)

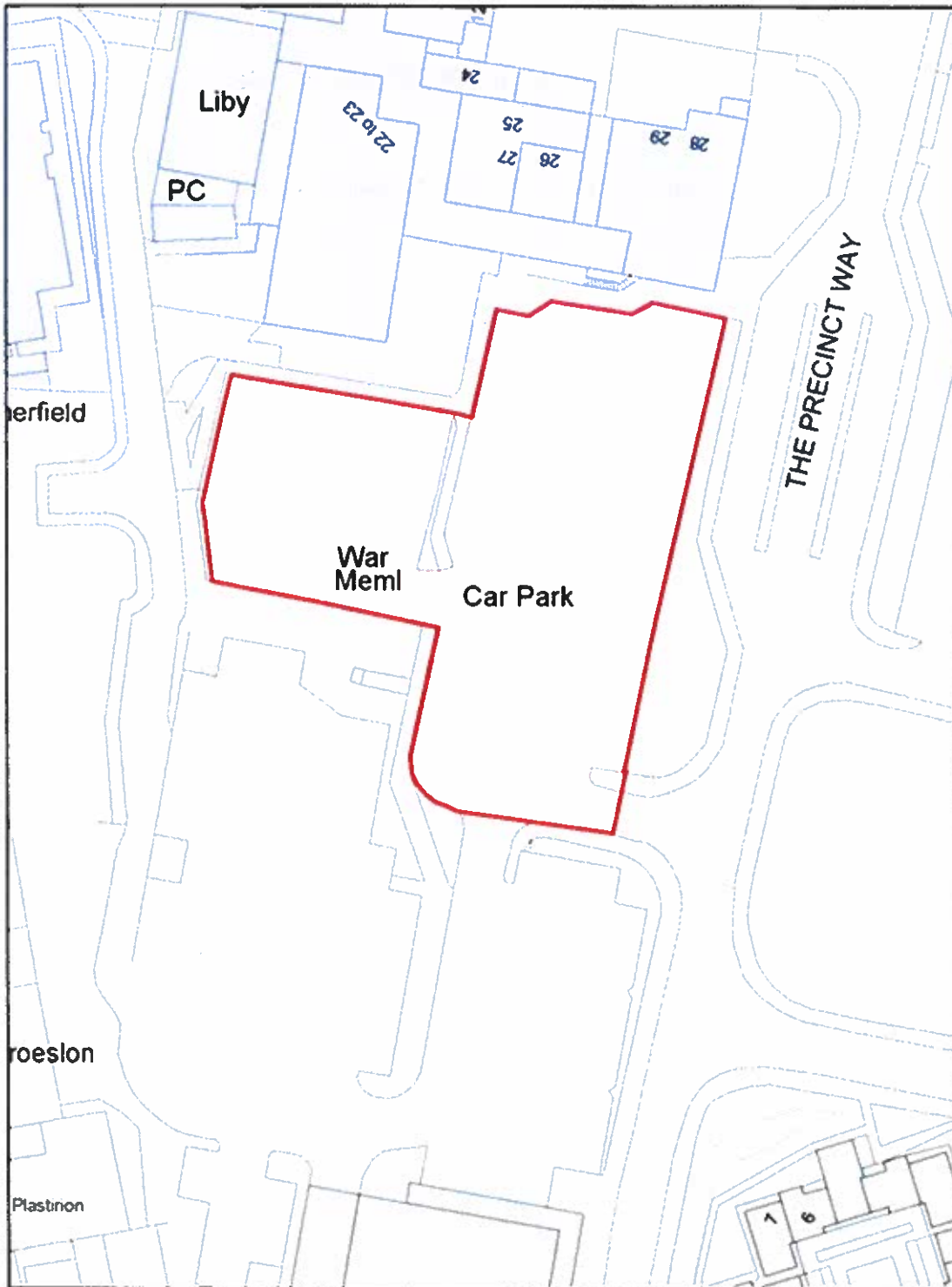


CHAIR *[Handwritten Signature]*

[Handwritten Signature]
LEGAL SERVICES MANAGER/
CHIEF OFFICER (GOVERNANCE)

SCHEDULE

Public place formed by the car parking and pedestrian area within Buckley Precinct, Buckley in the County of Flintshire.



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Planning & Environment,
 Flintshire County Council,
 County Hall, Mold,
 Flintshire, CH7 6NF
 Chief Officer: Mr Andrew Farrow

Scale 1:750 @ A4
 OS Map SJ 2763
 Produced 13/02/2017



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CHALLENGING THE VALIDITY OF ORDERS

An interested person may apply to the High Court to question the validity of –

- a) This Order, or
- b) A future variation of this Order.

“Interested Person” means an individual who lives in the restricted area or who regularly works in or visits that area.

An interested person may apply to the High Court within six weeks from the date in which the Order is made, on the grounds that:

- a) The Council did not have the power to make the order or variation, or to include particular prohibitions or requirements imposed by the order (or by the order as varied);
- b) A requirement under Chapter 2 of the Anti-Social Behaviour, Crime and Policing Act 2014 was not complied with in relation to the order or variation.