

THE COUNCIL OF THE CITY OF WAKEFIELD

PUBLIC SPACES PROTECTION ORDER NO 1 of 2016

PONTEFRACT PARK & PARK ROAD RETAIL AREA, PONTEFRACT

1. The Council of the City Wakefield ("the Council") hereby makes this Public Spaces Protection Order, pursuant to Section 59 of the Anti-social Behaviour, Crime & Policing Act 2014 (the 'Act'). The Council has complied with the statutory requirements of Section 72 of the Act and undertaken the necessary consultation.

2. This Order takes effect on the 31st August 2016 and will remain in force for 3 years thereafter, unless extended by further order under Section 60 of the Act.

3. This Order relates to part of Pontefract Park and part of the Park Road Retail Park, Pontefract as outlined in red on the attached plan (referred to as the 'Restricted Area').

4. The effect of this Order is to restrict persons from racing motor vehicles and/or carrying out vehicle stunts/ displays in the Restricted Area and to prevent people from gathering to watch the same (referred to as 'Prohibited Activities'). This Order therefore prohibits:-

4.1. Entry to the Restricted Area by persons in motor vehicles [or on motorcycles] for the purpose of engaging in vehicle displaying and racing.

4.2 Gathering in the Restricted Area with others for the purpose of preparing for motor vehicle/cycle displaying or racing.

4.3 Attending or gathering in the Restricted Area for the purpose of watching motor vehicles/cycles being displayed or raced.

4.4 Congregating and loitering in groups in the Restricted Area and engaging in behaviour which is likely to cause harassment, alarm or distress.

The Order imposes the following requirement:

4.5 Persons must leave the Restricted Area when requested to do so by an Authorised Officer of the Council or the Police

5. The Council is satisfied that the conditions set out in Section 59 of the Act are met, namely that the Prohibited Activities carried on within the Restricted Area have had a detrimental effect on the quality of life of those in the locality and that the effect, or likely effect, of the Prohibited Activities is, or is likely to be, of a persistent or continuing nature, such as to make the Prohibited Activities unreasonable and therefore justifies the restrictions/ requirements imposed by this Order

6. Criminal Offence

6.1 Failure without reasonable excuse to comply with the prohibitions or requirements imposed by this Order is a summary offence under Section 67 of the Act. A person guilty of an offence is liable on summary conviction to a fine not exceeding Level 3 on the Standard Scale (currently £1000)

6.2 A Police Constable, Police Community Support Officer, or an Authorised Council Officer may, under s68 of the Act, issue a Fixed Penalty Notice (£100) to any person he or she has reason to believe has committed an offence.

7. This Order and plan are available for inspection on the Council's website www.wakefield.gov.uk

8. 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 6 weeks from the date on which this Order is made.

Dated *31st August 2016*

The Common Seal of the Council of the City of Wakefield was hereunto affixed in the presence of:-

M. Reed



82322

NR. A4 Version

31st August 2016

Roaring Lake

Car Park

PCs

New College
Pontefract

Park Hill

Resr
(cov)

43m

PARK ROAD

86130

PARK VILLAS DE
P.M.

PARK LANE

BEECHNUT
LINE

Retail Park

Myhewer

