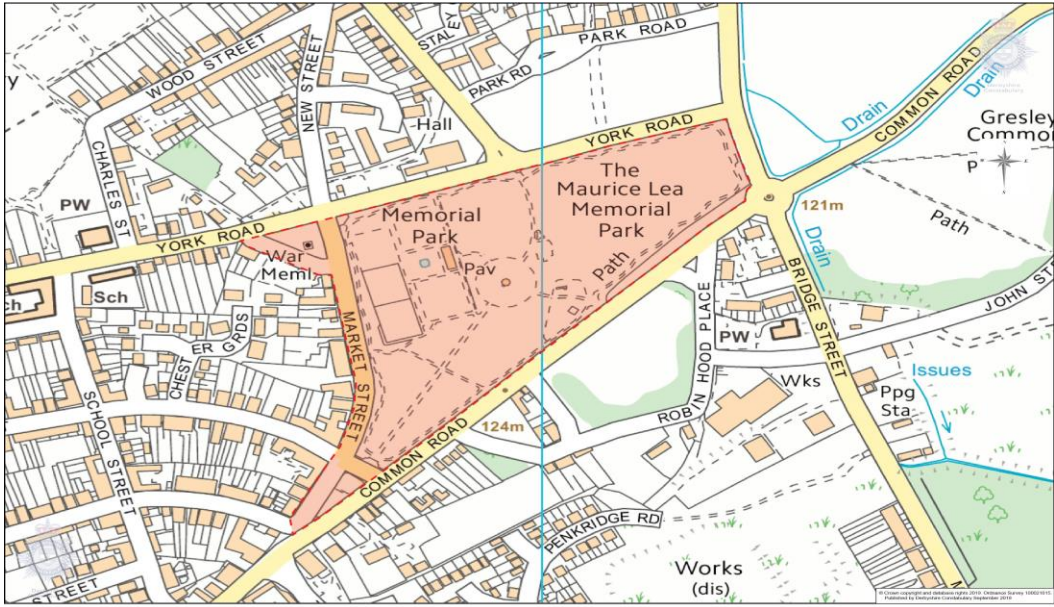


Proposed Public Spaces Protection Order

Evidence of need Document



<p>Details of the Order</p>	<p>South Derbyshire District Council is considering issuing a Public Spaces Protection Order for Maurice Lea Memorial Park and Market Street, Church Gresley, under section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 ("the Act").</p> <p>Public spaces protection orders (PSPOs) are intended to deal with a particular nuisance or problem in a particular area that is detrimental to the local community's quality of life, by Imposing conditions on the use of that area which apply to everyone. They are designed to ensure the law-abiding majority can use and enjoy public spaces, safe from anti-social behaviour.</p> <p>Any breach of the prohibitions/ requirements listed below could be subject to enforcement by Fixed Penalty Notice. The Order will run for a period of 3 years.</p> <p>A PSPO can include multiple restrictions and enforcement can be undertaken by Council Officers (Community Safety Enforcement Officers), Police Officers and Police Community Support Officer's.</p>
<p>Highlighted Issue/s</p>	<p>Anti-social behaviour involving large groups of youths congregating at Maurice Lea Park and Market Street.</p> <p>Additionally in September 2019 a number of traveller's came onto the Park and set up an encampment. This encampment required a large amount of resources from both the Police and the District Council in order for procedures to be put in place for their eviction from the park.</p>
<p>Area affected as edged in red</p>	
<p>Background to the issue</p>	<p>Maurice Lea Memorial Park is suffering from ongoing incidents of anti-social behaviour (ASB) from predominantly large groups of young people. The behaviour of the individuals includes being abusive and intimidating to members of the public legitimately using the Park facilities, items being thrown at Park users and passing traffic, underage drinking, graffiti, several incidents of large amounts of glass being smashed and littering. Park staff have also reported finding evidence of drug use and observed young people under the influence of alcohol or drugs.</p>

	<p>This behaviour is having a significant and debilitating effect on those living, working and visiting the area including in particular the residents and businesses on Market Street.</p> <p>These incidents have attracted a number of complaints to Derbyshire Police, the Council and to elected members. A variety of interventions have already been implemented both in terms of the individuals involved and the location itself. These include additional Police patrols and Community Safety Enforcement Officer (CSEO) patrols, leaflet drops to encourage reporting, inputs within schools, Community Protection Warnings, Community Protection Notices and multi-agency referrals for problematic individuals.</p> <p>The recent traveller encampment then further affected the Park's usage and people's feelings of safety within the area. Some members of the public were intimidated and fearful to use the facility. Reports were made to both the Police and the Council of anti-social behaviour from the travellers as well as posts highlighted through local social media sites.</p> <p>The ASB at the park has meant an increase in costs to the Council. When the travellers left the site there was then a cost to the Council of cleaning up the land, repairing the damaged gates and making the park secure. Pop up bollards are ideally needed at each entrance to the park, costings of around £6,000 are expected.</p> <p>After discussing the issues with the local Police Inspector and Safer Neighbourhood Team (SNT) Sergeant, it is believed that the introduction of a PSPO, within the area identified, will provide a valuable additional tool to enable enforcement measures to be taken for those occasions where the criminal threshold has not been met.</p>																										
<p>Statistical data of Police calls to service</p>	<p>Police ASB Calls for Service from Church Gresley (Maurice Lea Park Common Road) Local Super Output Area:</p> <table border="1" data-bbox="264 1196 1500 1693"> <thead> <tr> <th>Month</th><th>Incidents</th></tr> </thead> <tbody> <tr><td>October 2018</td><td>6</td></tr> <tr><td>November</td><td>3</td></tr> <tr><td>December</td><td>3</td></tr> <tr><td>January 2019</td><td>5</td></tr> <tr><td>February</td><td>4</td></tr> <tr><td>March</td><td>1</td></tr> <tr><td>April</td><td>4</td></tr> <tr><td>May</td><td>6</td></tr> <tr><td>June</td><td>12</td></tr> <tr><td>July</td><td>5</td></tr> <tr><td>August</td><td>5</td></tr> <tr><td>September</td><td>6</td></tr> </tbody> </table> <p style="text-align: center;">Total 60</p> <p>43 Nuisance Incidents 16 Personal 1 Environmental</p> <p>The above figures do not include additional nuisance and low level ASB calls made to direct to the Council by either members of the public or the Park keeper.</p> <p>The issues are considered to be:</p> <ul style="list-style-type: none"> • Having a detrimental effect on the quality of life in the area • Persistent and Ongoing • Unreasonable 	Month	Incidents	October 2018	6	November	3	December	3	January 2019	5	February	4	March	1	April	4	May	6	June	12	July	5	August	5	September	6
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PROHIBITIONS	REQUIREMENTS	WHEN	PENALTY ON BREACH OF ORDER
a) No person shall loiter as an individual or in a group if in the opinion of an authorised officer they are causing or likely to cause anti-social behaviour. If asked to leave on instruction of a PC, Police Community Support Officer (PCSO) or authorised officer individuals must not return to the area for a period of 24 hours.	To disperse on instruction of a PC, PCSO or District Council Authorised Officer and not return for 24 hours.	Anytime	Any person who does not comply with the prohibition shall be guilty of an offence under section 67 of the Act and shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale or a fixed penalty notice of a maximum £100.
b) No person shall dispose of litter other than in the bins provided.		Anytime	Any person who does not comply with the prohibition in shall be guilty of an offence under section 67 of the Act and shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale or a fixed penalty notice of a maximum £100.
c) Controlled drinking area – In the area covered by the Order any person who continues drinking intoxicating liquor when asked to desist by a Police Officer, PCSO or authorised officer from the Council or fails to surrender any intoxicating liquor when asked to do so by a Police Officer, PCSO or authorised officer from the Council commits an offence under section 63 of the Act.	To surrender any intoxicating liquor in the PSPO area when asked to by a Police Officer, PCSO or authorised officer.	Anytime	Any person who fails without reasonable excuse to comply with this requirement is liable on summary conviction to a fine not exceeding level 2 on the standard scale or fixed penalty notice of a maximum £100.