

WILTSHIRE COUNCIL

SALISBURY AREA BOARD 5th January 2017

Salisbury Public Spaces Protection Order

1. Purpose of the Report

- 1.1. To raise awareness of the expiring Designated Public Place Order within Salisbury in 2017 and the need to consider a replacement with the new Public Spaces Protection Order.

2. Background

- 2.1. On 20th October 2017 all current Designated Public Place Orders (DPPOs) will expire unless by that date the order is renewed and converted into the new provision of a Public Space Protection Order (PSPO). The new PSPO can include several elements such as alcohol control, dog control and right of way restriction. There are currently eight DPPOs in Trowbridge, Salisbury, Chippenham, Devizes, Warminster, Durrington, Calne and Malmesbury. Therefore all the current DPPOs have to be considered for conversion.

The start of the process requires gathering evidence to satisfy several tests:

- Is the proposed area within the Wiltshire Council Authority area?
- Is there any anti-social behaviour or crime occurring in the proposed area which is having, or is likely to have, a detrimental effect on the quality of life of those within the locality?
- Is this anti-social behaviour or crime likely to be of an unreasonable, persistent or continuing nature?
- Do any of these issues justify the restrictions imposed by the notice?

Once the evidence has been gathered and a PSPO has been identified as the preferred option, a mandate is sought from the area board to establish a working group who will undertake the consultation and subsequent drafting of the order. The working group will be made up of a range of partners relevant to each area and led by Wiltshire Council, Public Protection.

3. Main Considerations

3.1. On 18th November 2016 a meeting was held with Salisbury City Council, Salisbury BID, Wiltshire Police, Wiltshire Council teams; public protection and licensing. The purpose was to consider a list of desired PSPO conditions that should be considered and evidence sought for. These included:

- Stopping street drinking
- Motor vehicle nuisance

At this stage the above behaviours are very much a 'wish list' and are not evidenced.

4. Implications

4.1. Environmental Impact of the Proposals

There are no negative impacts on the environment foreseen. To be reviewed regularly.

4.2. Financial Implications

There are minimal financial commitments in applying for a PSPO. The costs include advertising draft orders and the design and installation of signs within the PSPO area. It is anticipated that these costs will be shared with partners.

4.3. Legal Implications

The creation of a public space protection order will last for 3 years. The breaching of a PSPO is a criminal offence enforceable by the Police. A convicted breach is punishable with a level 3 fine (£1,000) although most breaches will be dealt with by way of a fixed penalty notice.

4.4. HR Implications

There are no HR implications.

4.5. Equality and Diversity Implications

None foreseen, to be reviewed regularly.

5. Recommendation

It is recommended that:

- The Area Board mandate a PSPO working group lead on evidencing and consulting on possible conditions to be contained within the order.

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Appendices:

Background papers: