

Salisbury Area Board  
24<sup>th</sup> May 2017

---

## Salisbury Public Spaces Protection Order

### **1. Purpose of the Report**

1.1. To update the area board on work carried out on Salisbury's Public Spaces Protection Order.

### **2. Background**

2.1. The Anti-Social Behaviour, Crime and Policing Act 2014 brought in a range of new orders designed to address anti-social behaviour, which replace the current orders available.

2.2. On 20<sup>th</sup> 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).

2.3. There are currently seven DPPOs in Wiltshire: Salisbury, Chippenham, Devizes, Warminster, Durrington, Calne and Malmesbury. Trowbridge has earlier in the year converted its DPPO to a PSPO.

Initially evidence is gathered 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?

Now this evidence has been gathered and a PSPO has been identified as the preferred option, a mandate is sought from the area board to undertake the public consultation and if approved subsequent drafting of the order.

### **3. Main Considerations**

3.1. The working group has been collecting evidence from the police and performance analysts and evaluating what anti social behaviour is needed to be tackled by a PSPO in Salisbury.

3.2. Issue that the evidence proved that the following types of anti social behaviour are to be included in the Salisbury PSPO

- Alcohol consumption in public places
- Remaining in a public toilet when asked to leave
- Performance of street entertainment that causes a nuisance
- Street trading without necessary permissions

3.3. The draft wording that has been agreed is as follows

- a. Refuse to stop drinking alcohol or hand over any containers (sealed or unsealed) which are believed to contain alcohol. This shall not apply to (i) an event for which Wiltshire Council has issued a licence to serve alcohol or (ii) an unlicensed event where prior written permission to serve alcohol has been given by Wiltshire Police to the organisers.
- b. Remain in a public toilet when asked to do so in order to prevent nuisance or disorder
- c. Perform any type of street entertainment that causes a nuisance to nearby premises or members of the public. This includes obstructing the highway or shop entrances, or misusing street furniture including public seats, lamp posts and railings.
- d. Participate in street trading unless they have the necessary permissions from Wiltshire Police, Wiltshire Council and Salisbury City Council.

Now the evidence has been sourced a public consultation is requested. Update of each stage will be reported back to the area board. Final sign off the PSPO is still being decided under the scheme of delegation.

### **4. Implications**

#### **4.1. Environmental Impact of the Proposals**

- By continuing to stop anti social drinking in the town.

#### **4.2. Financial Implications**

There are minimal financial commitments in applying for a PSPO. The costs include staff time; costs of 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

There are no Equality and Diversity implications.

### 5. **Recommendation**

It is recommended that:

- The Area Board note the further work carried out to develop the proposed PSPO in Salisbury.
- The Area Board mandates that the PSPO working group carry out the necessary consultation on the agreed conditions to be contained within the order, and the area of Salisbury affected.

---

Report Author: Mark Rippon (Public Protection Officer – Community Safety)

Tel No: 01249 706402

E-Mail: [mark.rippon@wiltshire.gov.uk](mailto:mark.rippon@wiltshire.gov.uk)

---

Appendices: