

# **HYNDBURN BOROUGH COUNCIL**

## **Anti- Social Behaviour, Crime and Policing Act 2014 Part 4 Chapter 2**

### **GREAT HARWOOD (ALLEY GATING) PUBLIC SPACES PROTECTION ORDER (No 1 of 2018)**

**HYNDBURN BOROUGH COUNCIL** ("The Council") in exercise of its powers under Part 4 Chapter 2 of the Anti –Social Behaviour, Crime and Policing Act 2014 ("the Act") and of all enabling powers makes the following Public Spaces Protection Order.

**Whereas** In accordance with section 59 (1) of the Act, the Council being satisfied on reasonable grounds that anti-social behaviour that has had a detrimental effect on the quality of life in the locality of the properties known as 8-18 Segar Street, Great Harwood, 2-6 Lomax Street, Great Harwood, 72 St Hubert's Road Great Harwood and 52 - 76 Glebe Street, Great Harwood in the Borough of Hyndburn, has occurred in a public place, namely the public highway comprised in the back alleys situated adjacent to, and to the rear of the aforementioned properties ("the Highway"), and;

That such anti- social behaviour is likely to be of persistent or continuing nature which makes it unreasonable and justifies the measures contained in this Order to prevent its continuance or recurrence by limiting access to the Highway to those persons named in paragraph 1 of the Order.

#### **Makes the following Order;**

1. No persons, other than the owners and occupiers of the properties known as 8-18 Segar Street Great Harwood, 2-6 Lomax Street Great Harwood, 72 St Hubert's Road Great Harwood and 52 - 76 Glebe Street Great Harwood, the police, statutory undertakers, local authorities or the emergency services shall have access to the Highway, which is shown on the plan attached as Appendix 1 to this Order. The public right of way along the Highway is therefore restricted at all times.
2. This Order authorises the installation of barriers at the approximate location marked red on the attached plan to enforce the restriction on the Highway. The installation maintenance and operation of the said barriers shall be the responsibility of Hyndburn Borough Council.

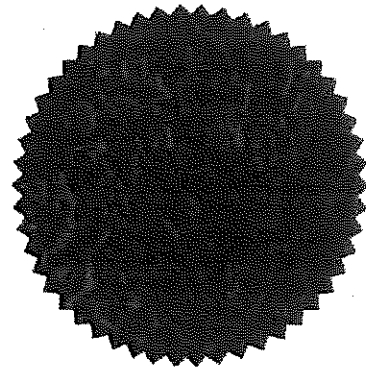
3. This Order shall have effect for the period of three years from the date on which it is made.
4. It is an offence under section 67 of the Act for any person without reasonable excuse to:
  - a) Do anything that the person is prohibited from doing by this Order, or
  - b) To fail to comply with a requirement to which the person is subject under the provisions of this Order.Any person guilty of an offence under the aforementioned section is liable on summary conviction to a fine not exceeding level 3 on the standard scale.
5. The Council is satisfied in accordance with section 72 (2) of the Act that the provisions of this Order do not contravene articles 10 and 11 of the European Convention for the Protection of Human Rights and Fundamental Freedoms.
6. 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, they may apply to the High Court within six weeks from the date on which this Order is made

Dated this 30<sup>th</sup> day of August 2018

**The Common Seal of  
HYNDBURN BOROUGH COUNCIL**

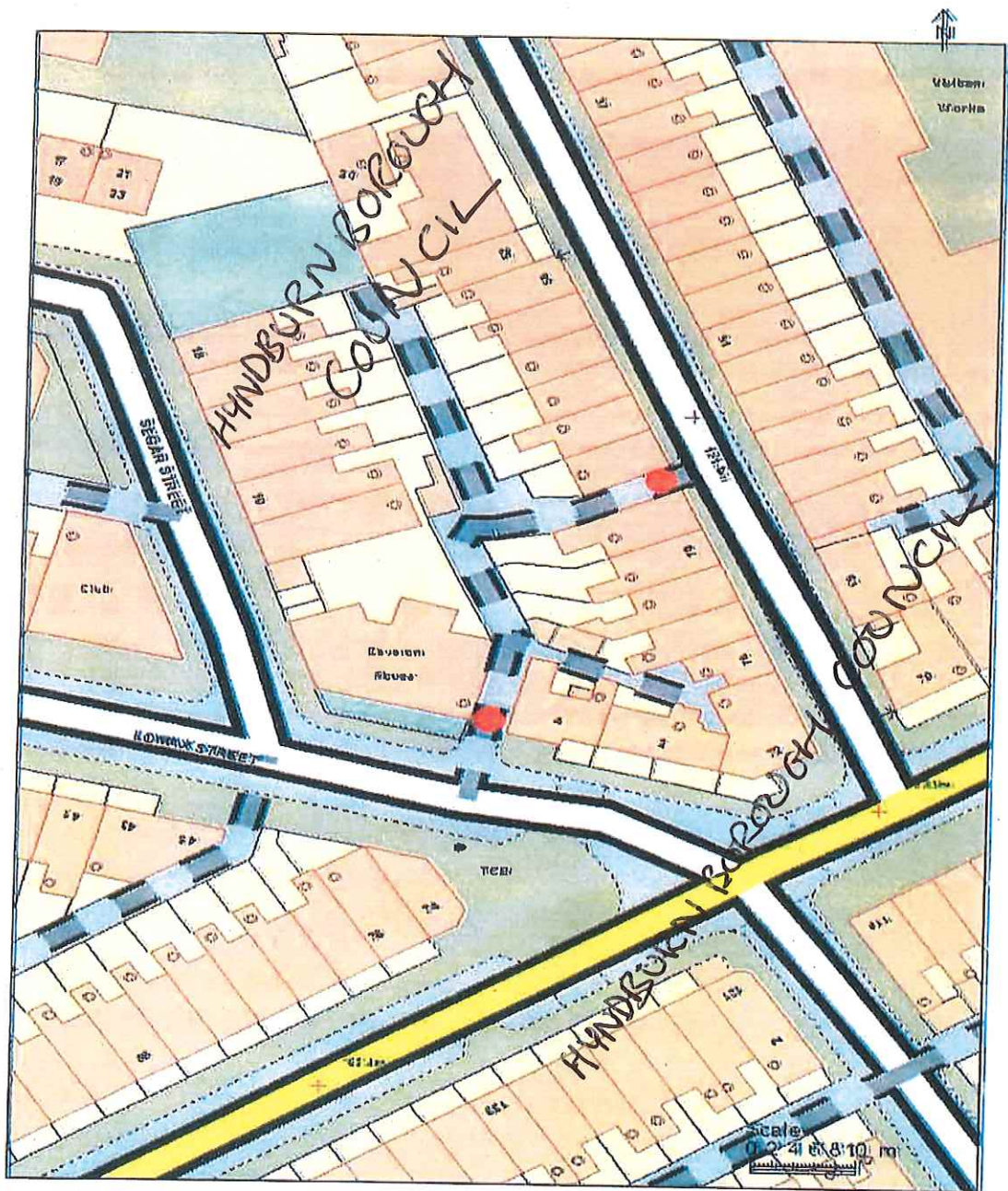
was hereunto affixed in the presence of

  
Executive Director (Legal and Democratic Services)



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Appendix 1



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