

STAFFORD BOROUGH COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014

THE BOROUGH OF STAFFORD

PUBLIC SPACES PROTECTION ORDER 2020

The Stafford Borough Council (“the Council”), in exercise of its powers under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 (“the Act”), hereby makes the following Order:-

1. This Order shall come into operation on the 7th day of December 2020 and shall have effect for a period of three years from the date thereof (unless it is extended pursuant to Section 60 of the Act).
2. This Order applies to the areas within the Borough of Stafford as specified in the Schedule to this Order and shown marked on the attached plans at Appendices 1 and 2, being public spaces in the Council’s area to which the Act applies (“the Restricted Areas”).

BY THIS ORDER

3. The effect of this Order is to impose the following prohibitions and/or requirements in the Restricted Areas at all times:-

(a) Alcohol

- Any person is prohibited from having an open alcohol container in his/her possession;
- Any person is required to surrender any open alcohol container in his/her possession when required to do so by an Authorised Officer of the Council.

(b) Dog Fouling

- Any person is required to remove the faeces of a dog he/she is in control of, immediately after the dog has defecated;

(c) Dogs on Leads

- Any person who is in control of a dog in a “no dogs off lead” restricted area is required to keep the dog on a lead at all times, and such lead must not exceed a length of two metres.

(d) Dogs on Leads by Direction

- Any person who is in control of a dog is required to put and keep the dog on a lead, if given a direction to do so by an Authorised Officer of the Council.

(e) Dog Exclusion Areas

- Any person is prohibited from allowing a dog he/she is in control of to enter the designated play areas as specified in the Schedule to this Order and indicated in the attached plans at Appendix 2.

(f) Dog Walking

- Any person is prohibited from walking more than 4 dogs at any one time.

(g) Motor Vehicles

- All motor vehicles are prohibited from travelling or parking along the pedestrianised areas of Stafford and Stone town centres (as indicated in the attached plans at Appendix 1), save for those vehicles that are exempt by virtue of paragraph 4(iv) of this Order.

(h) Bicycles, Scooters, Skateboards and Roller Skates

- Any person is prohibited from riding on a bicycle, scooter, skateboard or roller skates (including roller blades) along the pedestrianised areas of Stafford and Stone town centres (as indicated on the attached plans at Appendix 1).

(i) Loitering

- Any person is prohibited from loitering or otherwise gathering in groups of five or more within the pedestrianised areas of Stafford and Stone town centres (as indicated on the attached plans at Appendix 1).

(j) Tents

- Any person is prohibited from erecting, sleeping in, or otherwise being in a tent (or like structure) within the pedestrianised areas of Stafford and Stone town centres (as indicated on the attached plans at Appendix 1).

(k) Canvassing

- Any person is prohibited from canvassing for the sale of services by means of direct debit, or for the purpose of obtaining an individual's bank account details, or for the purpose of face-to-face fund raising, within the pedestrianised areas of Stafford and Stone town centres (as indicated on the attached plans at Appendix 1).

(For the purposes of 3 (b), (c), (d), (e) and (f) above, a person who habitually has a dog in his/her possession shall be taken to be in control of the dog at any particular time, unless at that time some other person is in control of the dog).

4. Exemptions

- (i) Nothing in Paragraph 3(a) of this Order shall apply to a person who is in possession of an open alcohol container within the curtilage of any licensed premises located within a restricted area, or any premises licensed under s.11 of the Licensing Act 2003 for the supply of alcohol or premises permitting the sale of alcohol by s.100 of said Act (Temporary Event Notice), or by s.115E of the Highways Act 1980.
 - (ii) Nothing in Paragraph 3(b) to 3(f) of this Order shall apply to a person with a disability who is accompanied by an assistance dog. A person with a disability is defined under s.6(1) Equality Act 2010 (as amended) as a person with -

 - (a) A physical or mental impairment, and
 - (b) The impairment has a substantial and long-term adverse effect on his/her ability to carry out normal day-to-day activities.
 - (iii) An assistance dog is defined under s.173(1) of the Equality Act 2010 (as amended) as –

 - (a) A dog which has been trained to guide a blind person;
 - (b) A dog which has been trained to assist a deaf person;
 - (c) A dog which has been trained by a prescribed charity to assist a disabled person who has a disability that consists of epilepsy or otherwise affects his/her mobility, manual dexterity, physical co-ordination or ability to lift, carry or otherwise move everyday objects; or
 - (d) A dog of a prescribed category which has been trained to assist a disabled person who has a disability (other than one falling within paragraph (c) of a prescribed kind).
 - (iv) Nothing in Paragraph 3(g) of this Order shall apply to emergency, cash-in-transit or Royal Mail vehicles, or to vehicles of any kind being used solely for the purposes of loading and unloading on any day between the hours of 4:00pm and 10:00am only.
- 5.** An “Authorised Officer of the Council” means an employee of Stafford Borough Council, a Police Officer or Police Community Support Officer, or any other person who is authorised in writing by the Council for the purposes of giving directions under this Order.
- 6.** The Council is satisfied that the conditions set out in Sections 59, 64 and 72 of the Act have been satisfied, and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the restricted areas. The Council makes the Order because anti-social behaviour in the restricted areas has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is of a persistent or continuing nature such as to make it unreasonable, and justifies the restrictions imposed in this Order.

7. Offences

- i. It is an offence for any person, without reasonable excuse, to engage in any activity which is prohibited by this Order.
- ii. A person commits an offence if he fails to give his name and address when required to do so by an Authorised Officer of the Council, or gives a false or inaccurate name or address when an Authorised Officer proposes to give a person a Fixed Penalty Notice for engaging in any activity which is prohibited by this Order.
- iii. Any person who is found to be in breach of any provisions of this Order shall be liable on summary conviction to a maximum penalty of Level 3 on the Standard Scale, or if in receipt of a Fixed Penalty Notice, to a financial penalty of up to £100.00.

8. Revocation

This Order hereby revokes the Borough of Stafford Public Spaces Protection Order 2017 made on 30th November 2017.

DATED this 25th day of November 2020

The Common Seal of **STAFFORD BOROUGH COUNCIL**
was hereunto affixed in the presence of:-

S Turner

SIMON WILLIAM TURNER
Authorised Officer

SCHEDULE OF THE RESTRICTED AREAS

Location	Nature of Prohibition/Requirement	Map Number/Ref
The whole of the Borough of Stafford (any place to which the public have access)	<ol style="list-style-type: none"> 1. The removal of dog faeces immediately after the dog has defecated. 2. Dogs on leads by direction. 3. Dog walking – maximum of 4 dogs at any one time. (see 3(b), 3(c), 3(d), 3(e) & 3(f) of this Order).	N/A
Stone Town Centre & Stafford Town Centre (pedestrianised areas)	Restrictions in relation to the use of motor vehicles, bicycles, scooters, skateboards and roller skates (see 3(g) and 3(h) of this Order).	Appendix 1 Maps 40a & 43a
Stone Town Centre, Greyfriars, Stafford, Stafford Town Centre, Stafford Train Station, St. Georges Mansions,	Restrictions in relation to alcohol, loitering, tents and canvassing (see 3(a), 3(i), 3(j), & 3(k) of this Order).	Maps 40a, 41a, 43a, 44a & 45a
		Appendix 2
Victoria Park North & Play Area	Dog exclusion & no dogs off lead	Map 1a
Victoria Park & Bowling Green	Dog exclusion & no dogs off lead	Map 1b
Rowley Park, Stafford	Dog exclusion & no dogs off lead	Map 2a
Stonefield Park, Stone	Dog exclusion & no dogs off lead	Map 3a
Littleworth Park	Dog Exclusion	Map 4a
Lancing Avenue, Stafford	Dog Exclusion	Map 5a
Meadow View, Adbaston	Dog Exclusion	Map 6a
All Ways Close, Milwich	Dog Exclusion	Map 7a
Bell Close, Stafford	Dog Exclusion	Map 8a

Location	Nature of Prohibition/Requirement	Map Number/Ref
Beton Way, Stafford	Dog Exclusion	Map 9a
Danta Way, Stafford	Dog Exclusion	Map 10a
Ferndown Drive South	Dog Exclusion	Map 11a
Fernwood, Stafford	Dog Exclusion	Map 12a
Heathfield Avenue, Walton, Stone	Dog Exclusion	Map 13a
Holmcroft Road, Stafford	Dog Exclusion	Map 14a
Lawnsfield Walk, Stafford	Dog Exclusion	Map 15a
Melbourne Crescent, Stafford	Dog Exclusion	Map 16a
New Street, Norton Bridge	Dog Exclusion	Map 17a
St. Georges Road, Stafford	Dog Exclusion	Map 18a
The Lindens, Stone	Dog Exclusion	Map 19a
Wayfield Drive, Stafford	Dog Exclusion	Map 20a
Whitemill Lane, Walton, Stone	Dog Exclusion	Map 21a
Wootton Drive, Stafford	Dog Exclusion	Map 22a
The Green, Yarnfield	Dog Exclusion	Map 23a
Christ Church, Stone	No dogs off lead	Map 24a
Stafford Crematorium, Eccleshall Road	No dogs off lead	Map 25a
Stafford Crematorium, Tixall Road	No dogs off lead	Map 26a
St. Chads Church, Stafford	No dogs off lead	Map 27a

St. Lawrence's Church, Gnosall	No dogs off lead	Map 28a
Location	Nature of Prohibition/Requirement	Map Number/Ref
St. Mary's Church, Stafford	No dogs off lead	Map 29a
St. Michael and All Angels' Church, Colwich	No dogs off lead	Map 30a
St. Michael's Church, Stone	No dogs off lead	Map 31a
Stone Cemetery	No dogs off lead	Map 32a
Two Waters Way, Stafford	No dogs off lead	Map 33a
Riverway Bowling Green, Stafford	Dog Exclusion	Map 34a
Wildwood Park	Dog exclusion & no dogs off lead	Map 35a
Castle Church (St. Mary's), Stafford	No dogs off lead	Map 36a
Stowe-by-Chartley Playing Field	Dog Exclusion	Map 37a
Charnley Road Play Area	Dog Exclusion & no dogs off lead	Map 42a