

## **Anti-social Behaviour Crime & Policing Act 2014**

### **Public Space Protection Order**

South Somerset District Council – Restrictions on begging by Direction Public Spaces Protection Order 2022

**THIS ORDER** is made by South Somerset District Council (“the Council) because the Council is satisfied on reasonable grounds that;

- activities carried on or likely to be carried on in a public place have had or are likely to have a detrimental effect on the quality of life of the people in the locality
- the effect or likely effect of the activities is or is likely to be, of a persistent or continuing nature,
- the effect or likely effect of the activities is or is likely to be, such as to make the activities unreasonable, and;
- justifies the restrictions imposed by the notice

**The Public Open Space** to which this order applies is all public places (areas the public or any section of the public on payment or otherwise, have access to as of right or by virtue of express or implied permission ) in the administrative area of South Somerset and is referred to as (“the restricted area”) as shown edged black on the attached plan, but does not include private Land (to which the public may have access).

**This Order** comes into force on .....

**This Order** applies to the public space outlined in black on the plan contained within Appendix 1 to this order (the Restricted Area)

#### **The Requirement**

1. All persons are prohibited from approaching another person, either in person, verbally or through action in a misleading manner in a public place in order to solicit monies from the other person.
2. All persons are prohibited from sitting or loitering in a public place between the hours of 08:00 to 20:00 hrs, being in possession of a receptacle used to obtain monies in

a misleading manner. This includes the use of signage, children or animals to solicit monies from members of the public.

### **Duration of Order**

This order shall remain in force for a period of three years unless extended under section 60 of the Act 2014

### **Appeal**

An interested person may apply to the High Court to question the validity of this order on the ground that the local authority did not have power to make the order or that it has not complied with a requirement of the Act. An Appeal must be made within 6 weeks of the date on which the order is made.

Dated .....

The Common Seal of

.....  
Solicitor to the Council

### **For Information**

Offence of failing to comply with order

It is an offence for a person without reasonable excuse—

- a. to do anything that the person is prohibited from doing by a public spaces protection order, or
- b. to fail to comply with a requirement to which the person is subject under a public spaces protection order.

A person guilty of an offence under this section is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

An authorised person may issue a Fixed Penalty Notice under Section 68 of the Act to anyone who he or she believes has committed an offence by not complying with a requirement of this Order. You will have 14 days to pay the fixed penalty of £100. If you pay the fixed penalty within the 14 days you will not be prosecuted.

## **Schedule**

The designated area is the public spaces as outlined on the map in Appendix 1



Appendix 1: Restricted Area

