

Environmental Protection Service

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ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014

PUBLIC SPACES PROTECTION ORDER

Oxford City Council is satisfied that the activities in the restricted area described in paragraph 2 of this Order have had or are likely to have a detrimental effect on those living in the locality. Furthermore, Oxford City Council believes that the activities described in paragraph 1 of this Order are (or are likely to be) persistent in nature, causing an unreasonable effect on those living in the locality. Oxford City Council hereby requires by way of this Order that:

- 1 The activities described below shall cease with immediate effect:
 1. ***Unauthorised mooring of boats in restricted areas***
 2. ***Mooring of boats for a period exceeding 72 hours in temporary visitor areas (No return within 28 days)***
- 2 The land in relation to which this Order applies is that land within the administrative district of Oxford City Council namely which:
 - a) Is described in Schedules 1, 2 and 3 which form part of this Order
 - b) is annotated on the maps accompanying the Schedules
- 3 It is a Criminal Offence should you fail, without reasonable excuse, to comply with the requirement(s) in paragraph 1 and:
 - a) you may be issued with a £100 fixed penalty notice;
 - b) You may be prosecuted. If you are prosecuted and convicted the maximum penalty is a fine not exceeding level 3 on the standard scale (currently £1,000);
- 4 This Order shall remain in place until (DATE)

Dated «Date»

Signed

Head of Environmental Development

SCHEDULE 1: Restricted areas where no mooring is permitted

SCHEDULE 2: Areas where temporary visitor mooring is permitted for up to 72 hours

SCHEDULE 3: Areas where mooring is restricted to residents only

CHALLENGING THE VALIDITY OF ORDERS

An interested person may apply to the High Court to question the validity of:

- a) a Public Spaces Protection Order, or
- b) a variation of a Public Spaces Protection Order.

“Interested person” means an individual who lives in the restricted area or who regularly works in or visits that area.

An appeal against this Order may be made to the High Court within 6 Weeks from the date on which the Order or variation is made, on the grounds that:

- a) the local authority did not have power to make the order or variation, or to include particular prohibitions or requirements imposed by the Order (or by the Order as varied);
- b) a requirement under Chapter 2 of the Anti-Social Behaviour, Crime and Policing Act 2014 was not complied with in relation to the Order or variation.