

DRAFT PSPO TEXT

Gosport Borough Council (the “Council”) having being satisfied the conditions set out at section 60 of The Anti-Social Behaviour, Crime and Policing Act 2014 (the “Act”) extends The Borough of Gosport Hardway Green Public Spaces Protection Order as it is deemed necessary to prevent occurrence or recurrence of the activities identified in the order and or an increase in the frequency or seriousness of those activities.

The Borough of Gosport Hardway Green Public Spaces Protection Order is extended having previously identified the following detrimental activities and Anti-Social Behaviour being carried out in the Restricted Area:

Foul and obscene language

Motorbikes/mopes riding on footpaths and the green

Littering

Trespass

Damage to property

Intimidation

Verbal abuse

Assault

Drug related issues

The Council hereby extends the existing Hardway Public Spaces Protection Order, which shall be in force between 1st April and 30th October in any year.

1. Interpretation

- 1.1. **“Authorised Person”** means a Council officer authorised by the chief executive of the Council or Police Constable or Police Community Support Officer or authorised Gosport Borough Council Officer, who must present their authority upon request.
- 1.2. **“Public Place”** means any place to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission.
- 1.3. **“Restricted Area”** means any public place in the area shown edged black on the plan at Schedule 1 to this order.

2. Restrictions

- 2.1. Two or more persons shall not congregate in the Restricted Area and engage in any conduct capable of causing or likely to cause harassment, alarm or distress to any reasonable member of the public.

2.2. No person who an Authorised Officer has reasonable grounds to suspect is in breach of **2.1** shall

- a) Refuse or fail to disperse from a defined Public Place in the Restricted Area; and
- b) Return to the defined Public Place in the Restricted Area within 12 hours of being required to disperse

If required to do so by an Authorised Person.

3. Penalty

3.1. It is an offence contrary to section 67 of the Act for a person without reasonable excuse to fail to comply with the restrictions in paragraph 2.1 or 2.2 above. A person guilty of an offence under this section is liable on summary conviction to a fine not exceeding £1000.

4. This order shall remain in force until XX:XX hours on XXXX 2027.

SCHEDULE 1 – PLAN

