



BUCKINGHAMSHIRE COUNCIL

Anti-Social Behaviour, Crime and Policing Act 2014, Section 60(2)

Public Spaces Protection Order Extension

A Public Spaces Protection Order was made by Buckinghamshire Council (The Council) on 2nd May 2018 and may be cited as the Buckinghamshire Council – Specified Car Parks Public Spaces Protection Order (the Order).

This Order was made by Buckinghamshire Council under the Anti-Social Behaviour, Crime and Policing Act 2014 Section 59 ('the Act') and was for a duration of three years.

A copy of the Order is annexed hereto.

By a decision made by the Leader of the Council dated 8th April 2021 and in accordance with the previously published schedule and reports, the Order is extended for a further two years commencing 8th April 2021 unless further extended under the provisions of section 60 of the Act.

In making this decision and in accordance with section 60(2) of the Act, the Leader was satisfied on reasonable grounds that the extension was necessary to prevent

- a) Occurrence or re-occurrence after that time of the activities identified in the Order, or
- b) An increase in the frequency or seriousness of those activities after that time.

Signed:

Dated: 13th April 2021

CHILTERN DISTRICT COUNCIL
ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014

THE CHILTERN DISTRICT COUNCIL (SPECIFIED CAR PARKS) PUBLIC SPACES PROTECTION ORDER
2018

- 1 THIS ORDER is made by Chiltern District Council ("the Council") in exercise of its power under section 59 in Chapter 2 of Part 4 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act") because it is satisfied on reasonable grounds, having carried out a consultation in accordance with section 72 of the Act and considered the matters set out therein, that:
- 1.1 activities carried out, or likely to be carried out, in the public places set out in paragraph 2 below (which are car parks within the Council's area) either have had a detrimental effect on the quality of life of those in the locality or will have such an effect; and
- 1.2 the effect, or likely effect, of the activities —
- a. is, or is likely to be, of a persistent or continuing nature,
 - b. is, or is likely to be, such as to make the activities unreasonable, and
 - c. justifies the restrictions imposed by this Order
- 2 The public places within which the activities set out in paragraph 3 below are prohibited ("the Restricted Area") are respectively shown edged with a red line on the plans in the Appendix to this Order and comprise:
- Multi-Storey Car Park, King George V Road, Amersham, HP6 5AP
 - Chiltern Pools Car Park, Chiltern Avenue, Amersham on the Hill, HP6 5AH
 - Chiltern Avenue Car Park, Chiltern Avenue, Amersham-on-the-Hill, HP6 5 AH
 - Civic Centre Car Park, King George V Road, Amersham-on-the-Hill, HP65AW
 - Council Offices Car Park, King George V Road, Amersham HP6 5AW
 - Sycamore Road Car Park, Rickmansworth Road, Amersham, HP6 5EQ
 - Amersham Old Town Car Park, The Broadway, Amersham Old Town, HP7 OHL
 - Watermeadow Car Park, Weylands Court, Germain Street, Chesham, HP5 1LF
 - Star Yard Car Park, Blucher Street, Chesham, HP5 1DS
 - Catlins Car Park, Blucher Street, Chesham, HP5 1DS
 - Albany Car Park, St Marys Way, Chesham, HP5 1LL
 - East Street Car Park, East Street, Chesham, HP5 1DA
 - Chesham Station Car Park, The Backs, Chesham, HP5 1DB
 - Moor Road Car Park, Moor Road, Chesham, HP5 1SE
 - Buryfield Car Park, Link Road, Great Missenden HP16 9AE
 - Link Road Car Park, Link Road, Great Missenden, HP16 9AE
 - Prestwood High Street Car Park, High Street, Prestwood, HP16 9ER
 - Blizzards Yard Car Park, High Street, Chalfont St Giles, HP8 4QA
 - Snells Wood Car Park, Cokes Lane, Little Chalfont, HP7 9QA

- Church Lane Car Park, Church Lane, Chalfont St Peter, SL9 90S
- Cheena Meadow Car Park, Denham Lane, Chalfont St Peter, SL9 0QJ

3 The activities which are to be prohibited are the use of a motor vehicle, or creation of noise from a motor vehicle, or behaviour by a person in a way likely to cause nuisance or annoyance to a member of the public, or a risk of harm, damage or injury to a person or property.

Therefore the following Restrictions apply in the Restricted Area:

3.1 No person being a driver of, or in control of a motor vehicle in any part of the Restricted Area, shall:

- Rev (i.e. accelerate, whilst the vehicle's clutch is disengaged) an engine of a motor vehicle;
- Suddenly or rapidly accelerate a motor vehicle;
- Race with any other motor vehicle;
- Leave the engine of a motor vehicle running on idle other than when queueing to park or depart;
- Perform any motor vehicle stunts;
- Sound a horn repetitively; or a Play music audible outside of the motor vehicle

3.2 No person in any part of the Restricted Area shall:

- Use behaviour towards another person reasonably perceived to be threatening, aggressive or intimidating;
- Use foul or abusive language;
- Gather or loiter with any other person(s) in a manner which is (or may reasonably be perceived as) intimidating or threatening to any other member of the public;
- Use any part of the Restricted Area for skating (whether using in-line or roller skates), skateboarding or playing ball games;
- Use any part of the Restricted Area for cycling in a manner which is (or may reasonably be perceived as) intimidating or threatening to any other member of the public;

4 Period for which this Order Has Effect

This Order will come into force on 2 May 2018 and will continue in force for three years expiring on 2 May 2021.

5 Consequences of Failure to Comply with this Order

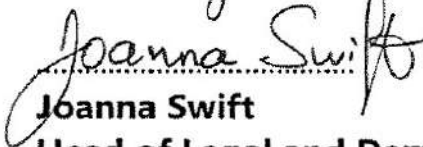
It is an offence under section 67 of the Act for a person, without reasonable excuse, to breach any of the Restrictions in paragraph 3.1 or 3.2 of this Order and a person guilty of an offence under that section is liable on summary conviction to a fine not exceeding level 3 on the standard scale (currently £1,000).

Fixed Penalty Notice — Under section 68 of the Act a constable or a person authorised by the Council may issue a Fixed Penalty Notice ("FPN") to anyone he or she has reason to believe has committed an offence under section 67 in relation to this Order requiring payment of a fixed penalty in the sum of £100.

6 Appeals

Any challenge to the validity of this Order must be made in the High Court by an interested person within six weeks of the Order being made. The right to challenge also exists where an order is varied by the Council. An interested person is an individual who lives in, or regularly works in or visits, the Restricted Area and they may only challenge the validity of the Order on two grounds; that the Council did not have power to make the order or variation, or to include particular prohibitions or requirements imposed by it, or that a requirement under Chapter 2 of Part 4 of the Act was not complied with.

Where a challenge is made the High Court can decide to suspend the operation of the Order, pending its decision, in part or in totality and the High Court has the power to uphold, quash or vary the Order.

Dated: 2nd May 2018
Signed: 
Joanna Swift

Head of Legal and Democratic Services

On behalf of Chiltern District Council

Council Offices, King George V Road, Amersham, Bucks HP6 5AW