

ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014

CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL

BRADFORD NORTH FOOTPATH 44 AND 45

PUBLIC SPACES PROTECTION ORDER EXTENSION 2020

City of Bradford Metropolitan District Council (“the Council”) in exercise of its power under Section 59 and 60 of the Anti-Social Behaviour Crime and Policing Act 2014 (“the Act”) and of all other enabling powers hereby extends the existing Public Spaces Protection Order (“the Order”), formerly cited as ‘City of Bradford Metropolitan District Council (Bradford North 44 and 45 Footpaths linking Blakehill Terrace/Blakehill Avenue and Leeds Road, Undercliffe, Bradford) (Gating) (No. 2) Order 2011’ which by operation of law converted into a Public Spaces Protection Order on 20th October 2017. The Council hereby extends that Order duration by three years on the following terms:-

1. This Order applies to the public place listed in the Schedule to this Order and is shown coloured black on the plan annexed to this Order (“the Restricted Area”) defined by Section 59(4) of the Act.
2. The Council remains satisfied that the conditions set out in Section 59(2) of the Act have been met namely that anti-social behaviour and criminal activities (“the Activities”) have previously been carried out within the Restricted Area, facilitated by the public right of way and that these Activities had a detrimental effect on the quality of life of those in the locality and it is likely that the Activities would reoccur within the Restricted Area and have such an effect if the right of way was restored.
3. The Council remains satisfied that the conditions set out in Section 59(3) of the Act have been met namely that the effect or likely effect of the Activities, without the restriction of the public right of way, would be or would likely to be of a persistent and continuing nature and that the Activities would be unreasonable and justify the restrictions imposed by this Order and that it is in all circumstances expedient to extend this Order for the purpose of the reduction of crime and/or anti-social behaviour in a public place.
4. The Council is satisfied that the conditions set out in Sections 64 and 72 of the Act have been satisfied and has considered the likely effect of extending the Order and has notified potentially affected persons of the proposed order complying with all necessary notification, consultation and publicity requirements.

5. Save for the exemptions in Article 6 below, no person shall use the public right of way over the Restricted Area at any time.
6. Nothing in Article 5 above shall apply to the following:-
 - a. The owners and occupiers of adjoining premises at:
 - i. 32, 34 and 36 Blakehill Terrace
 - ii. 22, 24 and 27 Blakehill Avenue
 - iii. 22 and 232 Leeds Road
 - b. Police, Fire, Rescue Services and NHS personnel in the exercise of their duties;
 - c. Employees, contractors or agents of statutory undertakers requiring access to apparatus (Water, Gas, Electricity & Telecommunications providers) in the exercise of their functions; and
 - d. Local authority officers and their contractors or agents in the exercise of their functions
7. The owners and occupiers of the premises adjoining to the highways are responsible for the maintenance and operation of the gates.
8. The alternative route for pedestrians will be available for Leeds Road, Alexandra Terrace, Blakehill Avenue and Blakehill Terrace via Bradford North 43 Footpath linking Blakehill Terrace and Alexandra Terrace and via Bradford North 46 Footpath linking Blakehill Avenue and Blakehill Terrace.
9. In extending the Order the Council certifies that it has had particular regard to the rights of freedom of expression and freedom of assembly set out in articles 10 and 11 of the Convention, as defined in Section 72(2) of the Act.
10. Any person who without reasonable excuse fails to comply with the requirements of this Order commits an offence and shall be liable on summary conviction to a fine not exceeding Level 3 on the standard scale.
11. This order shall come into force on 20th October 2020 and remain in force for a maximum period of 3 years unless extended by further order the Council's statutory powers.

SCHEDULE

Location	Description
-----------------	--------------------

<p>Bradford North 44 and 45 Footpaths linking Blakehill Terrace/Blakehill Avenue and Leeds Road, Undercliffe, Bradford</p>	<p>A total length of approximately 58 metres where there shall be locked gates at:</p> <ul style="list-style-type: none">i) A point 17 metres south east from Blakehill Terrace;ii) A point 16 metres north west from Blakehill Avenue; andiii) A point 27 metres south west from Leeds Road all as shown on the plan annexed to this Order.
--	--

**THE COMMON SEAL of
CITY OF BRADFORD METROPOLITAN
DISTRICT COUNCIL** was hereunto
affixed on the ** day of *****
2020 in the presence of :-

Authorised by the

City Solicitor