

CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL

PUBLIC SPACE PROTECTION ORDER (FORMERLY THE DRINKING IN PUBLIC PLACES DESIGNATION ORDER No3 AREAS WITHIN SHIPLEY TOWN CENTRE (made on 12th September 2003)

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014 (the 2014 Act)

I hereby certify that the above order (copy attached) having become a Public Space Protection order under the saving provisions of section 75 of the 2014 Act was extended for three years by resolution of the Councils Regulatory and Appeals Committee on the 12th September 2019 (minutes and resolution attached).

It should be noted that a person who commits an offence under section 63(6) of the 2014 Act is liable on summary conviction to a fine not exceeding level 2 on the standard scale and may be issued with a fixed penalty notice of £100.00 under section 68 of the 2014 Act.

Signed Jason Field



Solicitor and Team Leader
Property Commercial and Development Law Team
City of Bradford Metropolitan District Council

Dated *29th October* 2019

Minutes of a meeting of the Regulatory and Appeals Committee held on Thursday, 12 September 2019 at 10.00 am in the Banqueting Hall - City Hall, Bradford

Commenced 10.00 am
Concluded 11.40 am

Present – Councillors

LABOUR	CONSERVATIVE	LIBERAL DEMOCRAT
Warburton Wainwright Amran Watson	Ali Brown	Reid

Councillor Warburton in the Chair

33. DISCLOSURES OF INTEREST

No disclosures of interest in matters under consideration were received.

34. MINUTES

Resolved –

That the minutes of the meetings held on 18 July and 18 July 2019 (Trustees) be signed as a correct record.

35. INSPECTION OF REPORTS AND BACKGROUND PAPERS

There were no appeals submitted by the public to review decisions to restrict documents.

36. MEMBERSHIP OF SUB-COMMITTEES

Resolved –

That the appointment of Sue Lowndes as an Education Non-Voting Co-opted Member to the Corporate Parenting Panel for the remainder of the 2019/20 municipal year be confirmed.

ACTION: City Solicitor

37. THE 2016 CITY CENTRE PUBLIC SPACE PROTECTION ORDER (AND OTHERS) (VARIATIONS AND EXTENSIONS AND DISCHARGES)

Previous reference: Minute 18 (2019-20)

The Assistant Director, Neighbourhoods and Customer Services presented **Document “M”** which provided a summary of the responses from the statutory consultation on the proposed extension, variation or discharge of the Public Space Protection Orders (PSPOs) for Bradford City Centre, Keighley Town Centre, Shipley Town Centre, Bingley Town Centre and West Bowling and submission of proposals arising from the responses to the consultations.

He reminded Members that at its meeting on 18 July 2019, the Committee authorised the undertaking of a public consultation. 71 responses had been received in response to an online survey as well as written support for the continuation of the PSPO from the Police and Crime Commissioner for West Yorkshire, Bradford District Chamber of Trade and Bradford Business Improvement District (BID).

He stated that since the introduction of the City Centre PSPO (relating to legal highs and alcohol misuse) in October 2016 the number of alcohol related incidents recorded by the Police had fallen by 43% district-wide and 54% in the city centre. He recommended that, with the exception of the PSPO for West Bowling where there was no evidence base to continue, the current PSPOs be extended for a further three years.

In response to a question from the Chair, it was reported that there was lack of evidence of continuing levels of antisocial behaviour to justify the continuation of the PSPO in West Bowling and that it was introduced due to issues arising from a particular premises, which had since closed and incidents had significantly reduced as a consequence.

The City Solicitor provided assurances to Members that he considered there was sufficient evidence on which to make their decision and, if they were minded to approve the continuation of the PSPOs, suggested they be listed in the resolution.

Resolved –

(1) That the Assistant Director, Neighbourhoods be authorised to:

- (i) extend the current Public Space Protection Orders listed in (i) to (vi) below for three years in Bradford City Centre, Shipley Town Centre, Bingley Town Centre and Keighley Town Centre and replace the words ‘exclusions zone’ with restricted area in the 2016 City Centre order:**
 - (i) Public Space Protection Order 1 of 2016**
 - (ii) Drinking in Public Places Designated Order No 2 Areas within Bingley Town Centre 2003 PSPO**
 - (iii) Drinking in Public Places Designated Order No 3 Areas within Shipley Town Centre 2003 PSPO**

- (iv) **Drinking in Public Places Designation Order No 4 Areas within Keighley Town Centre 2003 PSPO**
 - (v) **Drinking in Public Places Designation Order No 1 Areas within Bradford City Centre 2002 PSPO**
 - (vi) **Drinking in Public Places Designation Order No 1 Extension of Areas within Bradford City Centre 2003 PSPO**
- (ii) **and remove the restrictions relating to ‘legal highs’ in the 2016 order due to lack of evidence to justify the continuation of that restriction in the order and create a new order dated 2019.**
- (2) **That the Public Space Protection Order for West Bowling be discharged due to lack of response from the consultation and lack of evidence of continuing levels of antisocial behaviour to justify the continuation of the order, as detailed in Appendix F to Document “M”.**

ACTION: Strategic Director, Place

38. BUILDING CONTROL CHARGES

39. LAND AT GRID REF 411346 431859, HOLTS LANE, CLAYTON, BRADFORD

40. 27 KINGS ROAD, ILKLEY

NOTE The minutes and resolutions of items 38-40 above have been removed as not been relevant to the report relating to the Councils Public Space Protection Orders.

Richard Winter solicitor CBMDC 24th October 2019

Chair

Note: These minutes are subject to approval as a correct record at the next meeting of the Regulatory and Appeals Committee.

**THE CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL
CRIMINAL JUSTICE AND POLICE ACT 2001
THE LOCAL AUTHORITIES (ALCOHOL CONSUMPTION IN DESIGNATED
PUBLIC PLACES) REGULATIONS 2001**

**DRINKING IN PUBLIC PLACES DESIGNATION ORDER N03 AREAS
WITHIN SHIPLEY TOWN CENTRE**

The City of Bradford Metropolitan District Council (in this Order called "the Council") makes the following Order:-

1. The land described in the Schedule below and shown outlined in blue on the plan attached to this Order, being a public place in the area of the Council to which the provisions of Sections 12 to 16 of the Criminal Justice and Police Act 2001 apply, is hereby designated for the purposes of that Act.
2. The effect of this Order is to make it an offence if any person fails, without reasonable excuse, to comply with a constable's requirements:-
 - (a) not to consume in that place anything which is, or which the constable reasonably believes to be, alcohol;
 - (b) to surrender anything in the possession of that person which is or which the constable reasonably believes to be, alcohol or a container for alcohol.

A constable who imposes a requirement on a person shall inform the person concerned that failing without reasonable excuse to comply with the requirement is an offence.

The maximum penalty upon conviction for any offence is £500.00 (level 2 on the standard scale).

3. This order may be cited as the City of Bradford Metropolitan District Council Drinking in Designated Public Places Order No. 3 Areas Within Shipley Town Centre and came into effect on 12th September 2003.

SCHEDULE
Land Designated by Description

An area of land in Shipley bounded by (and including): Park Street, Saltaire Road (from Park Street), into Commercial Street, into Briggate (until cobbled road leading to station before Briggate becomes Leeds Road), Cobbled road up past Shipley station platform and Shipley station forecourt, Station Road, Otley Road, Bradford Road (from Otley Road), and into Bingley Road (until Park Street), and which also includes Park Avenue, Park Terrace, Melbourne Street, Elliott Street, Wycliffe Gardens, Moorview Avenue, Well Croft, St Pauls Road, Kirkgate, Wycliffe Road, Taunton Street, Rossendale Place, Thompson Street, Belmont Crescent, Iver Way, Croft Street, Belmont Terrace, Back Kirkgate, Crowgill Road, Windsor Road, Manor Lane, Alexandra Road, Rosse Street, Westgate, Atkinson Street, Market Square, Dale Street, Central Avenue, Cross Banks, Westcliffe Road, Castle Road, Back St Pauls Road, Charles Street, Stead Street, Hall Royd, Birklands Terrace, Birklands Road, Wellington Crescent, Windsor Court, West End Terrace, Sunny Bank, Selbourne Terrace, Market Street, Bank Street, Castle Mews, Westcliffe Mews, Aireview Avenue, Dockfield Road, Mill View, Cross Rosse Street, Mount Place, New Kirkgate, Wainman Street, and the Arndale Shopping Centre. The Designation Order does not include licensed premises situated in the area described and shown on the plan which are either licensed at the date this Order takes effect or are licensed after that date.

Dated the 12th day of September 2003

THE COMMON SEAL of
THE CITY OF BRADFORD
METROPOLITAN DISTRICT COUNCIL
Is here unto affixed in the
presence of:-



Authorised by the Legal and Democratic Services Director

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