

DRAFT Public Spaces Protection Order – Gating of Larch Grove

Peterborough City Council ("the Council") in exercise of the power under section 61 of the Anti-Social Behaviour, Crime and Policing Act 2014, being satisfied that the conditions set out in section 59 of the Act have been met make the following order:

1. The land described by the map attached and shown in red being land in the area of the Council is land to which the Anti-Social Behaviour, Crime and Policing Act 2014 applies and will be protected by the making of this Order listed in the First Schedule.
2. The Order may be cited as the Larch Grove Public Spaces Protection Order and shall come into force on XX October 2020 for duration of three years.
3. This Order supersedes the previous Larch Grove Gating Order which converted to a Public Spaces Protection Order on 20th October 2017.
4. The effect of the Order is to impose the following conditions on the use of the land:
 - (a) To restrict (prohibit) the public right of way at all times at either end of the highway which runs between 39 and 45 Larch Grove in a north east direction and all the interconnecting highway that runs there in a south east direction from the aforementioned locations terminating at the rear of 21 Larch Grove and to the side of 17 Larch Grove (hereinafter referred to as the 'restricted area' and indicated on the map) by all persons except for occupiers of premises adjoining or adjacent thereto and owners of such premises, council officers and those authorised by the council, the emergency services and other service providers listed in the Second Schedule.
 - (b) To authorise the erection and maintenance of gates at both ends of the restricted area in order to enforce the restriction.
 - (c) The alternative route available for vehicular and pedestrian access is via other highway footpaths along Rowan Avenue, Newark Avenue, Sycamore avenue and Eastern Avenue.
 - (d) In this area any person who fails to comply with any of these conditions commits an offence.
5. A person guilty of an offence under conditions (a) or (d) above, under section 67 of the Act is liable on summary conviction to a fine not exceeding level 3 on the standard scale or fixed penalty notice of a maximum £100.

FIRST SCHEDULE

Lengths of Highway: All that highway that runs between 39 and 45 Larch Grove, Dogsthorpe, Peterborough in a North East direction and all interconnecting highway that runs there in a South East direction from the aforementioned locations terminating at the rear of number 21 Larch Grove, Dogsthorpe, Peterborough and to the side of 17 Larch Grove, Dogsthorpe, Peterborough.

SECOND SCHEDULE

Persons

1. All owners and all occupiers of premises adjoining the highway
2. Police, Fire and Rescue Service and NHS Trust/Foundation Trust staff when in exercise of their duties
3. Persons using the Highway in connection with the laying, erection, inspection, maintenance, alteration, repair, renewal or removal in or near the said length of highway of any sewer, main, pipe, conduit, wire, cable or other apparatus for the supply of gas, water, electricity or of any electronic communications apparatus as defined in Schedule 3A to the Communications Act 2003.
4. Council staff and its authorised contractors when in exercise of their duties
5. Persons using the Highway with the permission or at the direction of a duly authorised council officer in this regard

GIVEN under the Common Seal of the Council of the City of Peterborough on the XX day of October 2020

The Common Seal of
Peterborough City Council was
affixed in the presence of: