

THE BOROUGH COUNCIL OF CALDERDALE

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014, s.59

MOORLAND & OPEN SPACES

PUBLIC SPACE PROTECTION ORDER 2022

This Order is made by the Borough Council of Calderdale ("the Council") under the Anti-Social Behaviour Crime and Policing Act 2014, Section 59 ("the Act").

1. This Order relates to public places ("the Restricted Area"), hereby defined by the area edged red on the attached maps (Appendix 1, 2 and 3), and which details can be accessed on the link provided hereto:
<https://www.calderdale.gov.uk/v2/maps/pspo-boundary>
2. The Council is satisfied that the two conditions below have been met, in that: -
 - (a) Activities carried on in the restricted area as defined below, have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the public place and that they will have such an effect, the said activities being:
 - i. the lighting of fires; barbecues; Chinese lanterns, Or
 - ii. any article/object which causes a naked flame, Or
 - iii. the use of a motor vehicle without written permission of the landowner, save for those vehicles used by emergency services; vehicles used by other public bodies; or an authorised officer in the pursuance of this Order, Or
 - iv. any activity in preparedness of using a motor vehicle within the restricted area other than with written agreement of the landowner, save for being used by the emergency services; other public bodies; or an authorised officer in pursuance of this Order
 - (b) the effect, or likely effect of the activities described above
 - i. is, or is likely to be, of a persistent or continuing nature,
 - ii. is, or is likely to be, such as to make the activities unreasonable, and
 - iii. justifies the restrictions imposed by this Order.
3. The effect of this Order is to impose the following prohibitions from midnight June 17th 2022 until midnight the 16th June 2025 namely

- (a) that within the Restricted Area **(as defined by the Maps attached, and which detail can be found by accessing the link provided at paragraph 1 above)** a person or persons are prohibited from the following activities being:
- i. the lighting of fires; barbecues; Chinese lanterns; or using any article/object which causes a naked flame and which poses a risk of fire, or
 - ii. the use of a motor vehicle without written permission of the landowner, save for those vehicles used by emergency services; vehicles used by other public bodies, or authorised officer in pursuance of this Order **(exclusive of public highways up on which there are motor vehicle rights of access)**, or
 - iii. any activity in preparedness of using a motor vehicle within the restricted area other than with written agreement of the landowner, save for those vehicles being used by the emergency services; other public bodies; or an authorised officer in pursuance of this Order
- (b) The effect of this Order is to impose the following requirements from 17th June 2022 until midnight June 16th 2025, namely, that within the Restricted Area **(as defined by the Maps attached, and which detail can be found by accessing the link provided at paragraph 1 above)**:
- i. a person or persons are required to surrender anything in their possession which a constable or authorised person has reasonable suspicion to be an article that has been used OR is likely to be used in conjunction with the prohibited activities referred to in this Order;
 - ii. a person or persons using a motor vehicle must produce a written notice from the landowner specifically allowing such activity on their land;
 - iii. a person or persons using a motor vehicle must stop at the request of an authorised officer.
4. Any person who fails without reasonable excuse to comply with a requirement imposed on him by this Order or does anything that he is prohibited from doing by this Order commits an offence and is liable on summary conviction to a fine not exceeding level 3 on the standard scale or may be issued with a fixed penalty notice requiring payment of a sum not exceeding £100.
5. This Order will remain in force for a period of 3 years unless extended by further Orders under the Council's statutory powers.

GIVEN under the Corporate Common Seal of the Borough Council of Calderdale on
16 June 2022

THE CORPORATE COMMON SEAL of
THE BOROUGH COUNCIL OF CALDERDALE



Was hereunto affixed in the presence of:-

M. Kershaw
Authorised Signatory

Dated16 June 2022.....



Appendix 1 – Map of ‘Restricted Area’



www.calderdale.gov.uk



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| Drawn By: |

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Ordnance Survey
0100023069.

Date: 05 May 2022

Scale: 1:160000

Map Centre: 402246, 424840

