

**THE BOROUGH COUNCIL OF CALDERDALE
ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014
PUBLIC SPACES PROTECTION ORDER (the "ORDER")**

This order may be cited as The Borough Council of Calderdale, Public Spaces Protection Order (Vehicle ASB).

The Borough Council of Calderdale ("the Council") exercises its powers under Section 59 and 72 of the Anti-Social Behaviour, Crime and Policing Act 2014 ("the Act") and under all other enabling powers, hereby makes the following order:

1. The order shall come into operation on 1 July 2025 and shall have an effect for 3 years thereafter, unless extended by further order under the council's statutory powers.
2. This order relates to the whole of the The Borough Council of Calderdale as shown on the attached plan ("Vehicle ASB – PSPO Boundary Map appendix 1").
3. The Council is satisfied that the conditions set out in Section 59 (2) of the Act have been met, namely, activities involving motor vehicles* in a public place within the authority's area which have had, or are likely to have a detrimental effect on the quality of life of those in the locality.
** In the UK, a "motor vehicle" is legally defined as a mechanically propelled vehicle intended or adapted for use on roads. This definition is found in the Road Traffic Act 1988 and the Road Traffic Regulation Act 1984.*
4. The Council is also 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 is, or is likely to be, of a persistent or continuing nature and that these activities are unreasonable and justify the restrictions imposed by this order and that it is all the circumstances expedient to make this order for the purpose of reducing crime and/or antisocial behaviour in a public place.

PROHIBITIONS:

5. Any Person is prohibited from:
 - a) Engaging in, promoting, encouraging or assisting in the carrying out of any anti-social behaviour connected to the use of a motor vehicle in or on a public highway, public car park and other land to which the public has access in the The Borough Council of Calderdale (the restricted area). The activities include but are not limited to:
 - (i) Sounding horns or playing loud music
 - (ii) Revving engines
 - (iii) Driving inconsiderately, or causing danger to other road users, including pedestrians
 - (iv) Causing damage or risk of damage to property
 - (v) Exceeding the permitted speed limit or racing

- (vi) Performing stunts (including but not limited to performing doughnuts, skidding, handbrake turns, wheel spinning)
 - (vii) Being verbally abusive, swearing or intimidating members of the public
 - (viii) Shouting or swearing at, or abusing, threatening or otherwise intimidating (including the use of sexual language or making sexual suggestions) towards another person
 - (ix) Any public nuisance to another person
 - (x) Causing obstruction of a public highway or publicly accessible place (whether by moving or stationary vehicles or otherwise)
 - (xi) Car Cruising*
- b) Allowing or permitting, either knowingly or unknowingly, a vehicle owned by them, or registered in their name, to be used in any of the aforesaid activities.
- c) Engaging in, promoting, encouraging, or assisting in the use of a motor vehicle which causes or is likely to cause danger to the public in or on a public highway, public car park or other land to which the public has access in the The Borough Council of Calderdale area (the restricted area).
- d) (i) Promoting, organising, or publicising the occurrence of Car Cruising* to take place in or on a public highway, public car park or other land to which the public has access in The Borough Council of Calderdale area (the restricted area) (including but not limited to the use of email, the internet, social media, or any publication or broadcast medium); or
(ii) attending any meeting in or on a public highway, public car park or other land to which the public has access in The Borough Council of Calderdale area (the restricted area) either as a motor vehicle owner, driver, passenger or spectator where a reasonable person would consider that Car Cruising was taking place or was likely to take place.

Definition of Car Cruising

** Although most people attend these meetings in their cars, the definition of car cruising relates to any 'mechanically propelled vehicle, whether intended or adapted for use on a road'. Therefore, meetings using off road motorbikes or quadbikes are also included. It is two or more mechanically propelled vehicles collecting on the public highway or a publicly accessible place **and those people associated with the collecting vehicles acting in an anti-social way.** It can be either planned or unplanned.*

FIXED PENALTY NOTICES AND OFFENCES:

6. It is an offence for a person without reasonable excuse to engage in any activity that **is** prohibited by this order.
7. In accordance with section 67 of the Act, a person found to be in breach of this order is liable to be issued with a Fixed Penalty Notice in the sum of £100 or conviction of a criminal offence punishable on summary conviction to a maximum penalty of a level 3 fine.

APPEALS

8. In accordance with section 66 of the Act, any interested person who wishes to challenge the validity of this order may apply to the High Court within six weeks from the date upon which the order is made. Any such challenge must be on the grounds that (1) the council did not have the power to make the order or to include particular prohibitions or requirements; or (2) that in making the order the council failed to comply with a requirement under the Act.

APPENDIX

A map of The Borough Council of Calderdale, the boundaries of which are edged black.

THE COMMON SEAL of the **COUNCIL** 23 JULY 2025

Was hereunto affixed

A. M.

In the presence of:

Aneeka Sarwar Muneer

.....Authorised Officer

PRINCIPAL SOLICITOR

..... Designation



Vehicle ASB – PSPO Boundary Map Appendix 1



www.calderdale.gov.uk

Vehicle ASB - Public Space Protection Order (PSPO) boundary map

Public Services

Community Protection Team

Drawn By:

© Crown copyright and
database rights 2025
Ordnance Survey
0100023069

Date: 05 June 2025

Scale: 1:160000

Map Centre: 402716, 424957

