

CONWY COUNTY BOROUGH COUNCIL PUBLIC SPACE PROTECTION ORDER

Anti-social Behaviour, Crime and Policing Act 2014 Section 59
(Chapter 2)

Glanrafon Estate - Llanrwst, Conwy

This Order may be cited as the Conwy County Borough Council – Glanrafon Public Space Protection Order 2016.

Conwy County Borough Council (“the Council”), being satisfied on reasonable grounds that the conditions set out in Section 59 64 & 72 of the Anti-Social Behaviour, Crime and Policing Act 2014 (“the Act”) have been met in relation to the area designated by the attached map and known as Glanrafon, Llanrwst, Conwy, namely that the activities carried out in a public place within the authority’s area have had a detrimental effect on the quality of life of those in the locality, or it is likely that activities will be carried out in a public place within that area and that they will have such an effect and secondly the Council is satisfied that the effect, or likely effect, of the activities is, or is likely to be of a persistent or continuing nature, and is or likely to be such as to make the activities unreasonable and justifies the restrictions imposed by the notice and that it is in all the circumstances expedient to make this Order for the purpose of reducing crime and/or anti-social behaviour in a public place.

The Council in exercise of its powers under Sections 59 of the Act and under all other enabling powers, hereby makes the following order:

1. The Order relates to the area described in the schedule below (“the Restricted Areas”) and as shown on the attached plan
2. The Order may be cited as the Conwy County Borough Council – Glanrafon Public Space Protection Order 2016 and is in force on 11th August 2016 for a duration of 3 years, unless extended by further Orders under the Council’s statutory powers
3. The effect of the Order is to impose the following conditions within the Restricted Areas:
 - (i) **That behaving in a way which causes or is likely to cause harassment, alarm or distress to another person is prohibited in the Restricted Area**
 - (ii) **That causing excessive or unreasonable noise is prohibited in the Restricted Area**

It is an offence (under Section 67 of the Act) for a person without reasonable excuse to engage in activity that is prohibited under paragraphs (i) & (ii) of this Order. A person found to be in breach of paragraphs (i) or (ii) of this Order is liable on summary conviction to a fine not exceeding level 3 on the standard scale or to a Fixed Penalty Notice up to £100.

- (iii) **That consuming alcohol or being in possession of open containers of alcohol is prohibited in the Restricted Area**

It is an offence (under Section 63 of the Act) for a person who fails to comply, without reasonable excuse, with a requirement imposed on him by a constable or authorised person (a) not to consume, in breach of paragraph (iii) of this Order, alcohol or anything which the constable or authorised person reasonably believes to be alcohol or (b) surrender anything in his possession which is, or which the constable or authorised person reasonably believes to be, alcohol or a container for alcohol. A person who fails to comply with a requirement imposed on him, without reasonable excuse commits an offence and is liable on summary conviction to a fine not exceeding level 2 on the standard scale or to a Fixed Penalty Notice up to £100.

An Authorised Officer means a Local Authority Employee, a person designated by the Local Authority, a Police Officer or Police Community Support Officer.

If any interested person requests to question the validity of this Order on the grounds that the Council did not have the power to make the Order or to include any particular prohibitions or requirements imposed by this Order or that a requirement of the Act has not been complied with, then he or she may apply to the High Court within six weeks from the date on which the Order is made.

Schedule of the Restricted Areas

The area on the attached map being:

The area including all public space areas within the housing estate known as Glanrafon, Llanrwst in its entirety and also includes any balcony or communal areas to which the public have access.

Dated this 11th day of August 2016

A handwritten signature in black ink, appearing to read 'Iwan Davies', is enclosed within a light blue rectangular border.

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Iwan Davies (Chief Executive Officer - Conwy County Borough Council)