



LEICESTER CITY COUNCIL
ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014
PUBLIC SPACES PROTECTION ORDER
LEICESTER CITY CENTRE ZONE 2 (LEICS-Z2)

Notice is hereby given that Leicester City Council ('the Council') has made the following Order under section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 ('the Act') as follows.

This Order may be cited as the Public Spaces Protection Order (Leicester City Centre Zone 2) and comes into force on **XXXX**. This Order will have effect for a period of 3 years, until **XXXX**.

The order relates to all public places within Leicester City Centre, the boundaries of which are edged **blue** on the plan attached to this order at Schedule 1 ("the Restricted Area").

The Council is satisfied that the two conditions below have been met, in that:-

- a. activities carried on in the restricted area as described 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 a public place and they will have such an effect;
- b. the effect, or likely effect, of the activities is, or is likely to be, of a persistent or continuing nature, is, or is likely to be, such as to make the activities unreasonable, and justifies the restrictions imposed by the Order.

These activities include:

- individuals or groups causing anti-social behaviour
- being under the influence of psychoactive substances and/or alcohol whilst being in a public place
- disposal of drug paraphernalia

- spitting substances onto public land
- loitering
- inappropriate use of fireworks in public places

The effect of the Order is to impose the following prohibitions and/or requirements in the Restricted Area at all times, unless specifically stated:-

DEFINITIONS

“**Council**” – is Leicester City Council

“**Authorised Officer**” – means a Police Officer, Police Community Support Officer, or an officer duly authorised by the Council.

“**Restricted Area**” – is the area edged in blue which is attached to this order

“**Psychoactive Substances**” has the same meaning as defined in s59 Psychoactive Substances Act 2016 (FH to check) [Psychoactive Substances Act 2016](#)

“**Paan or Pan**”, is used to describe the use of the Betel plant leaves for chewing.

Prohibitions

1) **Drugs and Psychoactive Substances:**

- a) A person is prohibited from possessing, using or consuming in any manner an illegal drug or psychoactive substance
- b) A person is prohibited from disposing of hypodermic needles within the restricted area anywhere other than in a medical sharps container
- c) A person is prohibited from disposing of all other drug paraphernalia within the restricted area, anywhere other than a bin

2) Alcohol:

- a) If an authorised person reasonably suspects that a person who is or has been drinking alcohol in the open air within the restricted area is causing or likely to cause a nuisance or disorder, they may request the person to:
 - I. Stop drinking within the restricted area; and/or
 - II. Hand to the authorised person any container of alcohol in their possession, whether or not it has been opened, and even if it is empty
- b) A person who has been requested to do either or both things referred to in paragraph 4(a) above is required to comply with such a request immediately

Exemptions:

The Restricted Area does not include frontages covered by a current authority to sell or supply alcohol under the Licensing Act 2003, or an area covered by a pavement licence.

Or where there is an authorised and licensed event, and a clear, defined area has been given as part of the permission.

3) Spitting Substances:

A person is prohibited from spitting any substance, including but not limited to:

- i. Chewing gum
- ii. Chewed betel leaf or Paan
- iii. Chewing tobacco

4) Fireworks:

A person shall not discharge, let off or throw any firework in any public place within the Restricted Area to which the public has access

Exemption

Any event organised, licensed or permitted by Leicester City Council

5) Loitering:

You shall not, within the designated area, remain in a location and behave in a manner that persistently causes harassment, alarm, or distress to others, which includes but is not limited to,

- a) on any structure, such as benches, steps, or street furniture including in any publicly accessible building ie: Bus stations, shopping centres, car parks or stairwells
- b) in, near or adjacent to doorways/fire exits where you are not the tenant or owner of the premises
- c) near cash machines, pay stations or bank entrances

RIGHT OF APPEAL

There is a right of appeal against the making of this order to the High Court by an interested person within 6 weeks beginning with the date on which the order was made. An interested person is someone who lives in, regularly works in or visits the Restricted area. This means only those who are directly affected by the restrictions can appeal. The grounds for appeal are set out in section 66(2) of the Anti-social behaviour, Crime and Policing Act 2014

FIXED PENALTY NOTICES AND OFFENCES

1. It is an offence for a person without a reasonable excuse to engage in any activity that is prohibited by this Order.
2. In accordance with Section 63 of the Act, a person found to be in breach of this Order by consuming alcohol or by refusing to surrender alcohol to an Authorised



Person is liable on summary conviction to a fine not exceeding level 2 on the standard scale (currently £500) or to a Fixed Penalty Notice up to £100.

3. In accordance with Section 67 of the Act, a person found to be in breach of this Order, other than by consuming alcohol or by refusing to surrender alcohol to an authorised person, is liable on summary conviction to a fine not exceeding level 3 on the standard scale (currently £1000) or to a Fixed Penalty Notice up to £100.

THE COMMON SEAL OF THE

LEICESTER CITY COUNCIL

WAS HEREUNTO AFFIXED

IN THE PRESENCE OF

AUTHORISED SIGNATORY

DATED