



draft

## THE LONDON BOROUGH OF TOWER HAMLETS

### **ROPEMAKERS PUBLIC SPACES PROTECTION ORDER (PSPO)**

#### **(ORDER NO 6 OF 2021)**

The Anti-Social Behaviour Crime and Policing Act 2014

1. WHEREAS the London Borough of Tower Hamlets ("the Council") is satisfied that the requirements of sections 59 and 72 of the Anti-Social Behaviour Crime and Policing Act 2014 ("the Act") have been satisfied and that it is, in all the circumstances, appropriate to make this Order.
2. WHEREAS the Council is satisfied that activities have been and will continue to be carried out in the RESTRICTED AREA referred to below which have had and will continue to have a detrimental effect on the quality of life of those in the locality.
3. WHEREAS the Council is satisfied that the effect of the activities is, or is likely to be, of a persistent or continuing nature, and is, or is likely to be such as to make the activities unreasonable and the effect justifies the restrictions imposed by this Order.
4. WHEREAS the Council is satisfied that the prohibitions imposed by this Order are ones that it is reasonable to impose in order to prevent the detrimental effect from continuing, occurring, or recurring or to reduce that detrimental effect or to reduce the risk of its continuance, occurrence or recurrence.
5. WHEREAS the Council has had particular regard to the rights of freedom of expression and freedom of assembly set out in articles 10 and 11 of the European Convention on Human Rights and Equality Act 2010.
6. THE COUNCIL MAKES the following Order in exercise of its powers under section 59, 60 & 61 of the Act.
7. This Order No.6 of 2021 takes effect on the **7th April 2021** and continues to have effect for a period until 1<sup>st</sup> March 2024. This order is a variation of a previous order which was referred to as the London Borough of Tower Hamlets Ropemaker Public Spaces Protection Order No.5 of 2021 ("the Order").
8. This Order applies to the land described in the Schedule below ("RESTRICTED AREA") and which is shown edged blue on the attached plan ("the Order plan").
9. This Order applies to all persons in public places within the RESTRICTED AREA at all times of the day and night, save on where otherwise stated within the prohibitions.
10. This Order shall not apply where prior written notice that it does not apply is given by the Council or the Police to facilitate Temporary Event Notices or other public events.

11. This Order applies to the areas shown delineated by a blue line on the plan annexed to this Order and marked Schedule 2 (referred to as the “RESTRICTED AREA”. This includes Ropemakers Fields Park and adjacent highway and estate roads including Ropemakers Fields Park and adjacent highways and estate roads including Northey Street (E14 8BT), Brightlingsea Place (E14 8DA and E14 8DA), Shoulder of Mutton Alley (E14 8BY), Ropemakers Fields (Local Authority Park and E14 8BX), Narrow Street (from 1 Blythe Wharf E14 8BF to 154 Narrow Street, E14 8BP including E14 8BP including E14 8BB and E14 8BD), Barleycorn Way (E14 8DE), Three Colt Street south of Narrow Street (E14 8AZ and E14 8AY), The Thames Pathway adjacent to Dundee Wharf (E14 8BB and E14 8BD), The Thames Pathway and green area to the south of the Limehouse Link emergency access point and maintenance yard, up to Belgrave Court (E14 8RL and E14 8RJ) and Milligan Street (E14) and **the pathway between 40 & 42 Milligan Street leading to the Limehouse Link (E14)**

## 12. PROHIBITIONS:

1. **UNAUTHORISED VEHICLES WITHIN THE PARK OR ON THE THAMES PATHWAY**  
No unauthorised motor vehicles (including motor car, motorcycles, mopeds and scooters but excluding disability buggies or motorised wheelchairs) shall enter Ropemakers Fields Park or be used on the Thames Pathway.
2. **RACING VEHICLES & CYCLES**  
No person in control of a motor vehicle, motorcycle or bicycle shall drive or ride recklessly, speeding, driving in convoy, racing, performing stunts, sounding horns causing nuisance, obstruction or danger.
3. **PERSONS BEHAVING OR LIKELY TO BEHAVE IN AN ANTISOCIAL MANNER WHILST IN AN INTOXICATED CONDITION**  
No person shall be in an intoxicated or drunk condition and behaving in a manner, likely to result in any member of the public being intimidated, harassed, alarmed or distressed  
*A Constable or authorised person who imposes this requirement must first tell the person/s affected of the prohibition. It is only an offence if they fail to comply forthwith.*
4. **PERSONS BEHAVING OR LIKELY TO BEHAVE IN AN ANTISOCIAL MANNER WHILST IN GROUPS OF TWO OR MORE**  
No person shall congregate or be in a group of two or more persons in such a manner causing or likely to cause nuisance, alarm or distress between the hours of 5pm and 6am.  
*A Constable or authorised person who imposes this requirement must first tell the person/s affected of the prohibition. It is only an offence if they fail to comply forthwith.*
5. **DRUGS PARAPHERNALIA**  
No person shall be in possession of any illegal drug or drugs paraphernalia. This include, but is not limited to, cannabis grinders, hypodermic needles, crack pipes, and items that have been adapted to be used for the consumption of drugs unless with an accompanying note provided by a doctor, registered social worker or drugs rehabilitation centre.

### **13. OFFENCE AND PENALTY**

1. Any person who, without reasonable excuse, fails to comply with the prohibitions in 1-5 above commits an offence.
2. Any person who is guilty of an offence under prohibitions 1-5 of the Order shall be liable to summary conviction to a fine not exceeding level 3 on the standard scale.

### **14. ENFORCEMENT**

1. The Order shall be enforced by officers from the Metropolitan Police and officers from the London Borough of Tower Hamlets.
2. A constable or authorised person may issue a fixed penalty notice (FPN) to anyone s/he believes has committed an offence.
3. A person committing an offence will have 14 days to pay the fixed penalty of £100.00, failing which you may be prosecuted. No further proceedings will be taken against you before the expiration of 14 days following the date of the FPN.
4. A constable or authorised person may take necessary and proportionate enforcement action in reference to the Borough's Enforcement Policy & Procedure. This may include referral to support services, low level enforcement or referral to court action.

### **15. APPEALS**

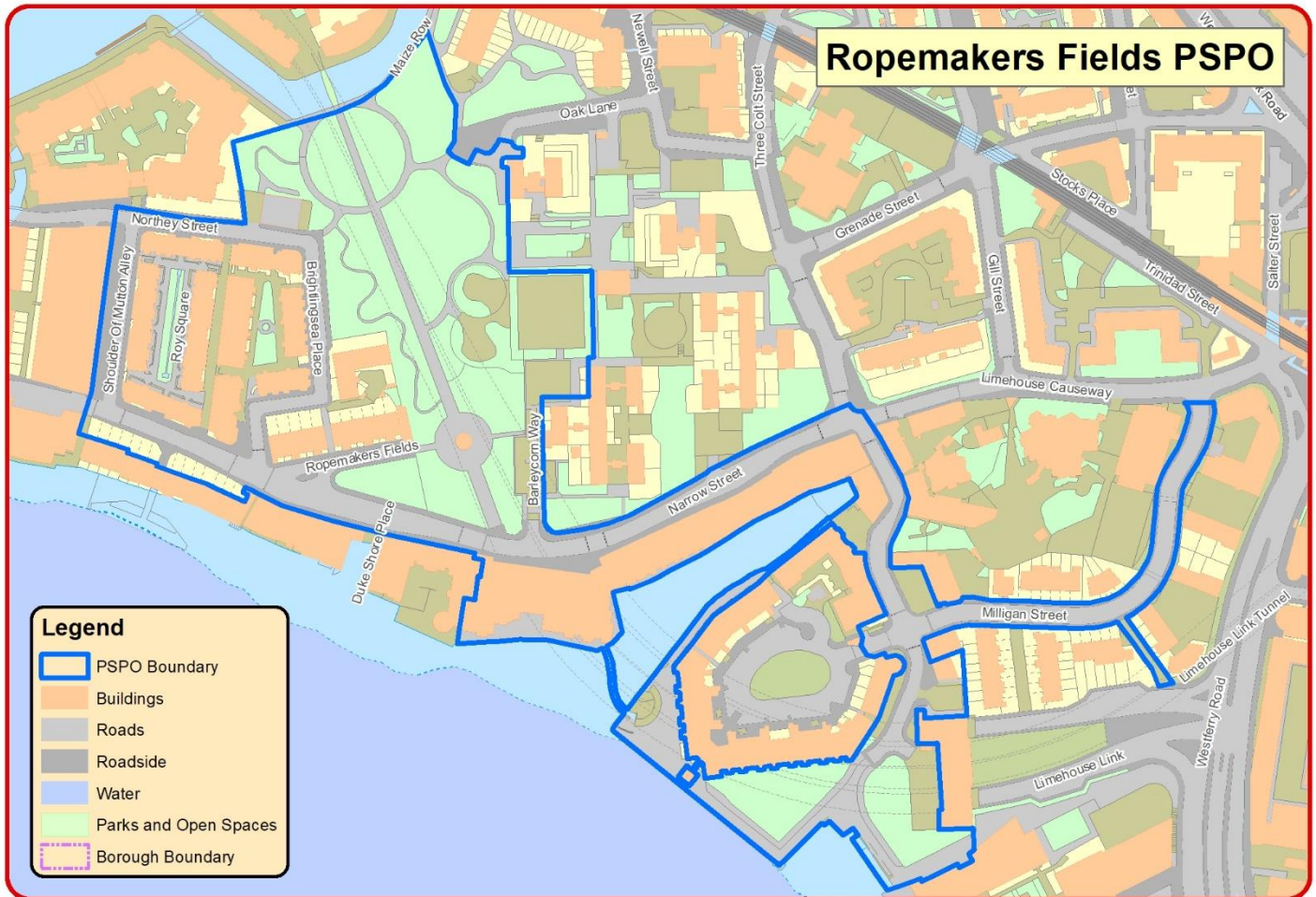
In accordance with Section 66 of the Act, any challenge to this order must be made in the High Court by any interested person within 6 weeks of it being made. An interested person is someone who lives in, regularly works in, or visits the restricted area. This means that only those who are directly affected by the restrictions have the power to challenge. The right to challenge also exists where an order is varied by the council. Interested persons can challenge the validity of this order on two grounds: That the council did not have the power to make the order, or to include particular prohibitions or requirements; or that one of the requirements of the legislation, for instance, consultation has not been complied with when an application is made, the High Court can decide to suspend the operation of the order pending the court's decision, in part or in totality. The High Court has the ability to uphold the order, quash it, or vary it.

**16.** For the purposes of this Order, 'public place' means any place to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission.

IN WITNESS WHEREOF THE COMMON SEAL OF

THE MAYOR AND BURGESSES OF TOWER HAMLETS

**Schedule 1**  
**RESTRICTED AREA Marked in Blue**



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## LONDON BOROUGH OF TOWER HAMLETS

Public Spaces Protection Orders. Anti-Social Behaviour Crime and Policing Act 2014.

### OFFICER AUTHORITY

To: Divisional Director (Legal Services)

Date: X

Subject matter: LBTH – Ropemakers PSPO (Variation)

Authority: Section 60 of the scheme of delegation. Please see attached signed delegated authority

Signed:

Name: Ann Corbett

Designation: Divisional Director – Community Safety