

ASB, Crime and Policing Act 2014
BRICK LANE PUBLIC SPACES PROTECTION ORDER 2017

The LONDON BOROUGH OF TOWER HAMLETS ("the Council") in exercise of its powers under section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 ("the Act"): and being satisfied that the conditions set out in section 59 of the Act have been met, makes the following Order:

This Order may be cited as the LONDON BOROUGH OF TOWER HAMLETS Brick Lane Public Spaces Protection Order 2017 and shall come into force on 1ST XXXXX 2017 and remain in place for 3 years, unless extended by further orders under the Council's statutory powers.

The Order applies to:

Osborn Street

Brick Lane from Old Montague Street to Bethnal Green Road and extending approximately 100m into the adjacent side streets, which will include:

Old Montague Street

Wentworth Street

Hopetown Street

Frostic Walk

Chicksand Street

Fashion Street

Henage Street

Fournier Street

Princelet Street

Wilkes Street

Hanbury Street

Buxton Street

Code Street

Blackmans Yard / Grimsby Street

Sclater Street

Bacon Street

Cygnets Street

Chilton Street

Cheshire Street, up to and including Wood Close

Code Street and the public park, Allen Gardens.

The Flower and Dean Estate, including: Flower and Dean Walk, Thrawl Street and Nathaniel Close

The Granby Estate including: Granby Street, Goldman Close, Fuller Close, Kerbala Street, Bentworth Court

St Matthews Row and St Matthews Churchyard

This area is shown delineated by a blue line on the plan annexed to this Order and marked Schedule 1. (hereafter referred to as the "Restricted Area")

The following prohibitions are imposed on the use of the Restricted Area:-

1. SHOUTING, SWEARING AND BEHAVIOUR CAUSING ANNOYANCE HARASSMENT ALARM OR DISTRESS

No person shall shout, swear, or act in a manner as to cause annoyance harassment, alarm or distress to any person.

2. TOUTING AND SOLICITING BUSINESS

No person shall advertise or solicit custom for any service or goods; or seek to gather information for use in the supply of goods or services.

3. URINATING OR DEFECATING

No person shall urinate or defecate in any public place within the Restricted Area.

4. BEGGING AND SEEKING ALMS

No person shall beg, or seek money or alms within the Restricted Area

5. BUSKING AND AMPLIFIED SOUND

No person shall busk, perform for the purpose of entertainment or play music on the public highway between 21:00 and 08:00 within the Restricted Area.

No person shall busk, perform for the purpose of entertainment or play music on the public highway for a period exceeding 30 minutes. After this time they must move to another location more than 100m away and not return to a location within 2 hours.

No person shall use a loudspeaker or amplification by electronic means on the public highway, within the Restricted Area”

6. LOITERING & CAUSING OBSTRUCTION

No person shall loiter, sleep or occupy public areas, doorways, or access route to properties, or within residential communal areas, or on the public highway within the Restricted Area.

No temporary accommodation including tents to be placed within the Restricted Area.

7. ALCOHOL CONSUMPTION

No person shall refuse to stop drinking or hand over any containers (sealed or unsealed) which are believed to contain alcohol, when required, to do so by an authorised officer in order to prevent public nuisance or disorder.

If alcohol is confiscated, it may be disposed of by the person who confiscates it.

8. OFFENCE & PENALTY

Any person who, without reasonable excuse, fails to comply with the prohibitions in 1- 6 above commits an offence

Any person who is guilty of an offence under parts 1-6 of the Order shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Any person who fails to comply with a request by an authorised officer to cease drinking or surrender alcohol, in breach of clause 7.) commits an offence and on summary conviction shall be liable to a fine not exceeding level 2 on the standard scale.

10. ENFORCEMENT

The Order shall be enforced by officers from the Metropolitan Police and officers from the London Borough of Tower Hamlets

11. APPEALS

Any challenge to this order must be made in the High Court by an interested person within six 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 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.

**THE COMMON SEAL OF THE
LONDON BOROUGH OF TOWER HAMLETS**
Was hereunto affixed in the presence of

Director of Law, Probity & Governance.

SCHEDULE 1
map

Proposal for PSPO