

THE LONDON BOROUGH OF CAMDEN
REQUEST FOR DOCUMENT TO BE SEALED/SIGNED

PUBLIC SPACE PROTECTION ORDER No. 1 of 2023

The attached document is the Public Space Protection Order made in accordance with section 59 of the Antisocial Behaviour, Crime and Policing Act 2014

CLIENT STATEMENT

1. I, Gillian Marston, as Executive Director for Supporting Communities have noted the document and understand its implications including its primary purpose which is the policing of antisocial behaviour primarily in relation to address issues around antisocial behaviour associated with irresponsible dog ownership across the London Borough of Camden.
2. I authorise the Council to execute the document in its current form.

Signed:



Gillian Marston

Dated: 7 March 2023

LEGAL STATEMENT

I Certify that I have compared the above statement with the contract documents and confirm that it accurately describes the nature and effect of the document

Signed.....



Ruwani Roberts

Dated.....

8th March 2023

SEAL REGISTRATION NUMBER: 34508

Public Space Protection Order:

Anti-social Behaviour Crime and Policing Act 2014

Section 59

The London Borough of Camden ("the Council") in exercise of their powers under section 59 of the Anti-Social Behaviour Crime and Policing Act 2014 ("the Act") hereby makes the following Order:-

CITATION, COMMENCEMENT AND DURATION

1. This Order may be cited as the London Borough of Camden Public Spaces Protection Order No. 1 of 2023 ("the Order")
2. The Order is made on ~~08/03~~ 2023 and shall have effect for a period of 3 years thereafter, unless extended, varied, or discharged by further order(s) under the Council's statutory powers.

STATUTORY CONDITIONS

3. The Council is satisfied that on reasonable grounds that the activity(s) outlined below when carried on in public place;
 - a. Have had a detrimental effect on the quality of life of those living in the locality; and
 - b. The effect, or likely effect of the activity;
 - i. Are, or are likely to be, persistent or continuing in nature
 - ii. Are, or are likely to be, unreasonable; and
 - iii. Justify the restrictions imposed
4. The Council is satisfied that it is reasonable to impose the restriction outlined below to reduce the detrimental effect and to reduce the risk of its continuance, occurrence or recurrence.

AREA TO WHICH THE ORDER APPLIES

5. The Order relates to the whole of the London Borough of Camden excluding Hampstead Heath, Primrose Hill and Regents Park as per the map attached, subject to the qualifications in 7.(3), 7.(4) and 7.(5).

ACTIVITY

6. Anti-social behaviour associated with irresponsible dog ownership

RESTRICTIONS

- 7.(1) Failing to clear up dog faeces by the person in charge of the dog on any land to which the Order applies.
- 7.(2) Failing to comply with a request to leash a dog, by an authorised officer on any land to which the Order applies.
- 7.(3) Failing to keep a dog on a lead by the person in charge of a dog on any public and Council housing land in the London Borough of Camden other than Camden's parks and open spaces.
- 7.(4) Failing to keep a dog on a lead by the person in charge of a dog in any part of Hampstead Cemetery.
- 7.(5) The person in charge allowing their dog to enter land in parks or open spaces, whether leashed or not, to which the exclusion element applies. These **exclusion areas** include the following within the Borough:
 - (a) Children's play areas;
 - (b) Fenced sports areas;
 - (c) Multi Use Games Areas (MUGAs);
 - (d) Nature conservation areas;
 - (e) Flower beds and planted beds;
 - (f) Camden Square Gardens (North);
 - (g) Chalcot Square Gardens (all);
 - (h) Primrose Gardens (North);
 - (i) Fortune Green picnic area;
 - (j) Outdoor Gyms;
 - (k) Water features (which includes the person in charge failing to prevent their dog urinating or defecating into a water feature);
 - (l) Picnic and community food growing areas.

EXCEPTIONS

8. (a) that person has a reasonable excuse to do so; or
- (b) is subjected to restrictions listed in **Schedule 1**.

PENALTY

9. (a) Any person who, without reasonable excuse, fails to comply with this Order shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale (currently £1,000)
- 9 (b) The Council may serve that person a notice offering him the opportunity of discharging any liability to conviction for an offence under Article 8(a) above by payment of a fixed penalty in the amount of £100.

FIXED PENALTY

10. A Police Officer or other authorised person may issue a fixed penalty notice to anyone he or she believes has committed an offence. A person committing an offence will have 28 days to pay the fixed penalty notice of £100, failing to do so could mean that they are prosecuted. If the fixed penalty notice is paid within 14 days there will be an alternative discounted amount of £60.

APPEALS

11. Any challenge to this Order must be made at the High Court by an 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 right to challenge. The right to challenge also exists where an order is varied by the Council.

Interested persons can challenge the validity of the 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 whole. The High Court can uphold, quash or vary the Order

This ORDER is herein made by the London Borough of Camden Executive.

THE COMMON SEAL of the
Council of the London Borough
Of Camden was affixed to
this ORDER in the presence of:

Signature
Authorised Signatory

Name of Authorised Signatory

Date: *J. Reeves*.....2023

Joanne Reeves



SCHEDULE 1

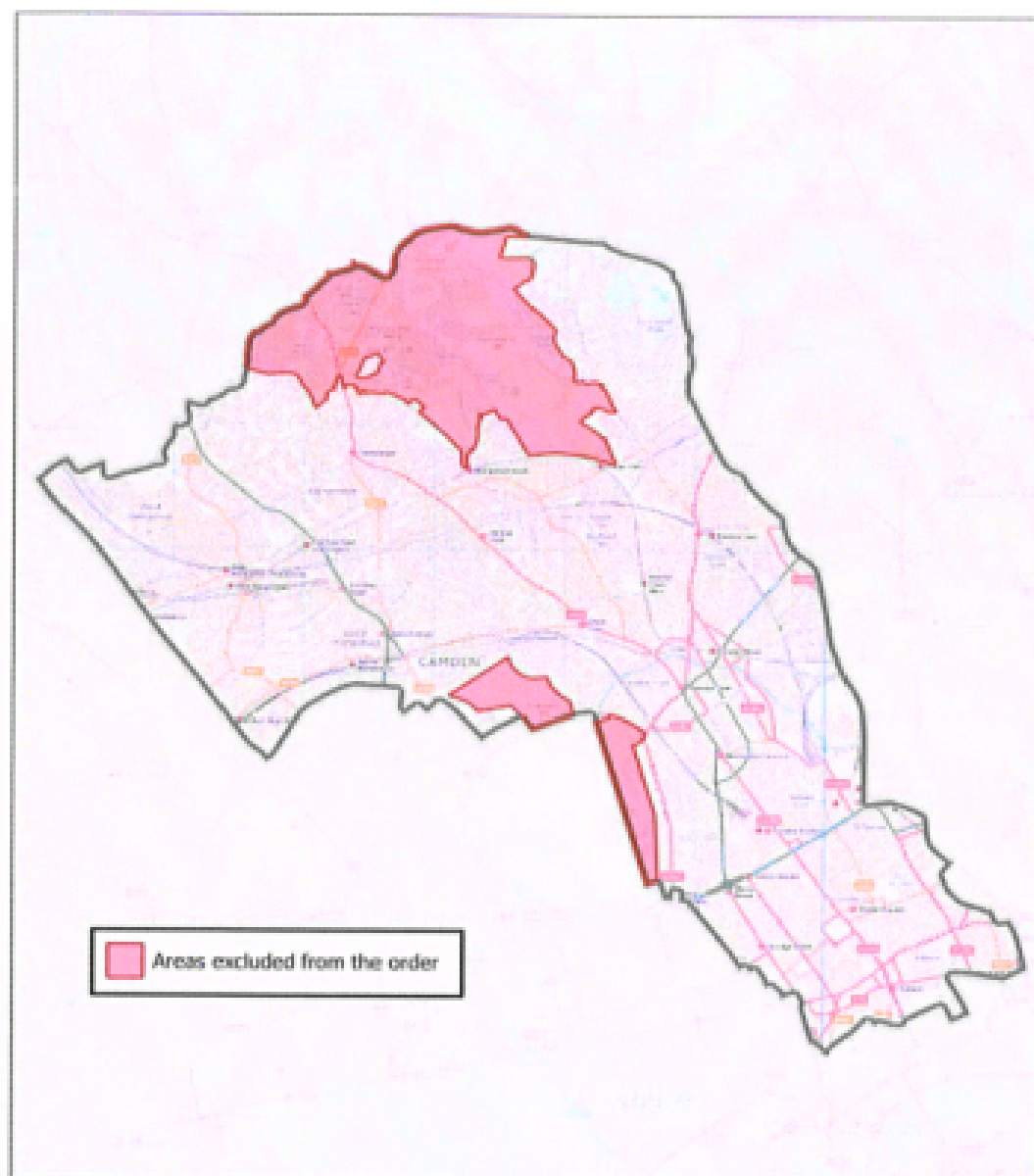
1. Exemptions

Nothing in this Schedule applies to a person who –

- (a) Is registered as a blind person in a register compiled under Section 29 of the National Assistance Act 1948; or
- (b) Is deaf in respect of a dog trained by Hearing Dogs for Deaf People (registered charity number 293358) and upon which he relies for assistance;
- (c) Has a disability which effects his mobility, manual dexterity, physical coordination or ability to lift, carry or otherwise move everyday objects, in respect of a dog trained by a prescribed charity and upon which he relies for assistance

2. Each of the following is a “prescribed charity” –

- i. Dogs for the disabled (registered charity number 700454)
- ii. Support Dogs (registered charity number 1088281)
- iii. Canine Partners for Independence (registered charity number 803680)



Camden Public Space Protection Order

09/12/2020



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