



Record of Exercise of Delegated Authority

CASE REF¹:	2024
CASE OFFICER:	Alison Oates
Public Spaces Protection Order 2024 Conningbrook Lakes	<p>This order relates to the public areas shown by the red line on the signage to this order (the restricted area):</p> <ul style="list-style-type: none">a) All anglers must have a valid membership for fishing at the lake from an authorised agent of Mid Kent Fisheries.b) All anglers must have appropriate rod licence issued by the Environment Agency with them and produce on demand.c) Wildlife must not be disturbed by any missile.d) No lighting of fires or barbeques except in permitted areas and disposed of safely.e) The possession of catapults is strictly forbidden unless authorised or licenced by Mid Kent Fisheries for fishing purposes only.f) No erecting of tents or bivvies' except by authorised anglers / members of Mid Kent Fisheries.g) No damage shall be done to the bankside, trees or water plants by digging, cutting or otherwise.h) No person may remove, displace or otherwise interfere with any lifesaving equipment (except in an emergency).i) No person may deposit or store on the land any controlled waste, or any other items.j) No person may enter the water at any time (unless participating in an approved activity under the supervision of an accredited club or association or in an emergency situation).k) No person shall refuse to stop drinking alcohol 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.l) No person shall use foul and/or abusive language.m) No urinating or defecating.n) No amplified music, radio, or other audio is to be played through any device, electronic or otherwise, with the exception of audio devices used in conjunction personal headphones that effectively remain inaudible to other users of the public space.o) No public boating or other unauthorised Water Sports Activities. All water sports activities must be arranged through accredited clubs.p) No Camping or caravanning.

	<p>q) Dogs must be kept on leads at all times. This is for the benefit of wildlife, other visitors and livestock.</p> <p>r) No person shall without authorisation remove, displace or otherwise interfere with any boat, dinghy or similar vessel moored at the jetty or stored at the lakeside or within the boundary of the Country Park.</p> <p>s) No unauthorised vehicles- Motorised vehicles (including motor bikes) are not allowed within the Country Park, except for:</p> <ul style="list-style-type: none"> • Disabled access to the launch area • Delivery of boats and equipment • Vehicles entering the park for maintenance purposes or in case of emergencies • All vehicles must adhere to the 5mph site speed limit • Members of Kent Fisheries
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PUBLIC SPACE PROTECTION ORDER



For the full list of restrictions please visit www.ashford.gov.uk/public-spaces-protection-order

Public Spaces Protection Order - Part 4, Section 59
Anti-social Behaviour, Crime and Policing Act 2014.

IF YOU DO NOT COMPLY THEN YOU MAY RECEIVE £100 FIXED PENALTY NOTICE OR FACE PROSECUTION AND A FINE OF UP TO £1,000.



NO PUBLIC SWIMMING OR UNAUTHORISED BOATING



NO AMPLIFIED MUSIC



NO FIRES OR BARBECUES EXCEPT IN DESIGNATED AREAS



DOGS MUST BE KEPT ON LEADS AT ALL TIMES



FISHING RESTRICTED TO MEMBERS ONLY




DO NOT DISTURB OR DESTROY THE WILDLIFE OR FLORA



CATAPULTS STRICTLY FORBIDDEN UNLESS FOR AUTHORISED FISHING PURPOSES ONLY




Date of Legal Services agreement to action (if applicable):	N/A	Signed:
Date of Head of service approval to recommended action	11/06/2024	Signed: 

BACKGROUND:

The Anti-Social Behaviour, Crime and Policing Act 2014 provided local authorities with the power to make Public Spaces Protection Orders (PSPO) if they are satisfied on reasonable grounds that two conditions are met.

They are as follows:

- 1) Activities carried out of likely to be carried in a public place within the authorities area have had a detrimental effect on the quality of life of those in the locality
- 2) The effect or likely effect of the activities
 - a) Is, or is likely to be, of a persistent or continuing nature,
 - b) Is, or is likely to be, such as to make the activities unreasonable, and
 - c) Justifies the restrictions imposed by the notice.

The PSPOs are an order that identifies the public place referred to as the restricted area and

- a) prohibits specified things being done in the restricted area,
- b) requires specified things to be done by persons carrying on specified activities in that area, or
- c) does both of those things

A breach of an order is a criminal offence and offenders can be liable to receiving a fixed penalty notice to the value of £100 and if the matter is progressed to Court then they could receive a fine up to level 3 (£1000).

THIS ORDER:

This proposed PSPO is based on analytical data supplied by Kent Police and from anti-social behaviour cases which have been managed by Kent Police and Ashford Borough Council.

This PSPO was subject to a public consultation and analytical work. The consultation period has finished and responses analysed. There is nothing to indicate from the responses to indicate the order should not be implemented and the results support this PSPO proposal.

It is requested that this order be implemented for the maximum of three years until 12 June 2027 with the wording as detailed in the attached order.

JUSTIFICATION FOR RECOMMENDED ACTION:

Delegated authority to authorise Public Spaces Protection Orders has been passed to all Heads of Service within Ashford Borough Council (minute number 94/07/16).

I am therefore requesting that the order as described above is authorised and therefore will be subsequently implemented.

Report by: Alison Oates

Date: 11 June 2024