

**NOTTINGHAM CITY COUNCIL RESTRICTION OF PUBLIC RIGHT
OF WAY (DANE COURT, DANE CLOSE, ST ANNS) PUBLIC
SPACES PROTECTION ORDER 2018**

**(ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014,
CHAPTER 2 SECTION 59 – 75)**

1. Nottingham City Council in exercise of its powers under sections 59 – 75 of the 2014 Act and being satisfied that the conditions set out in section 59(2) and (3) and 64(1) and (2) of the 2014 Act have been met, namely:
- (a) that the behaviour of individuals such as riding mini motors /scooters at high speeds, youths congregating causing disturbances by shouting and swearing at each other, playing football, fighting amongst themselves and other Anti-social Behaviour has had
 - (i) a detrimental effect on the quality of life of those in the locality of the Restricted Area, and
 - (ii) is likely to continue to an unreasonable extent, rendering the prohibitions imposed by this Order justifiable, and
 - (b) having considered the likely effect of making this Order on the occupiers of premises adjoining or adjacent to the Restricted Area and where the Restricted Area constitutes a through route having considered the availability of a reasonably convenient alternative route

HEREBY MAKES the following Order

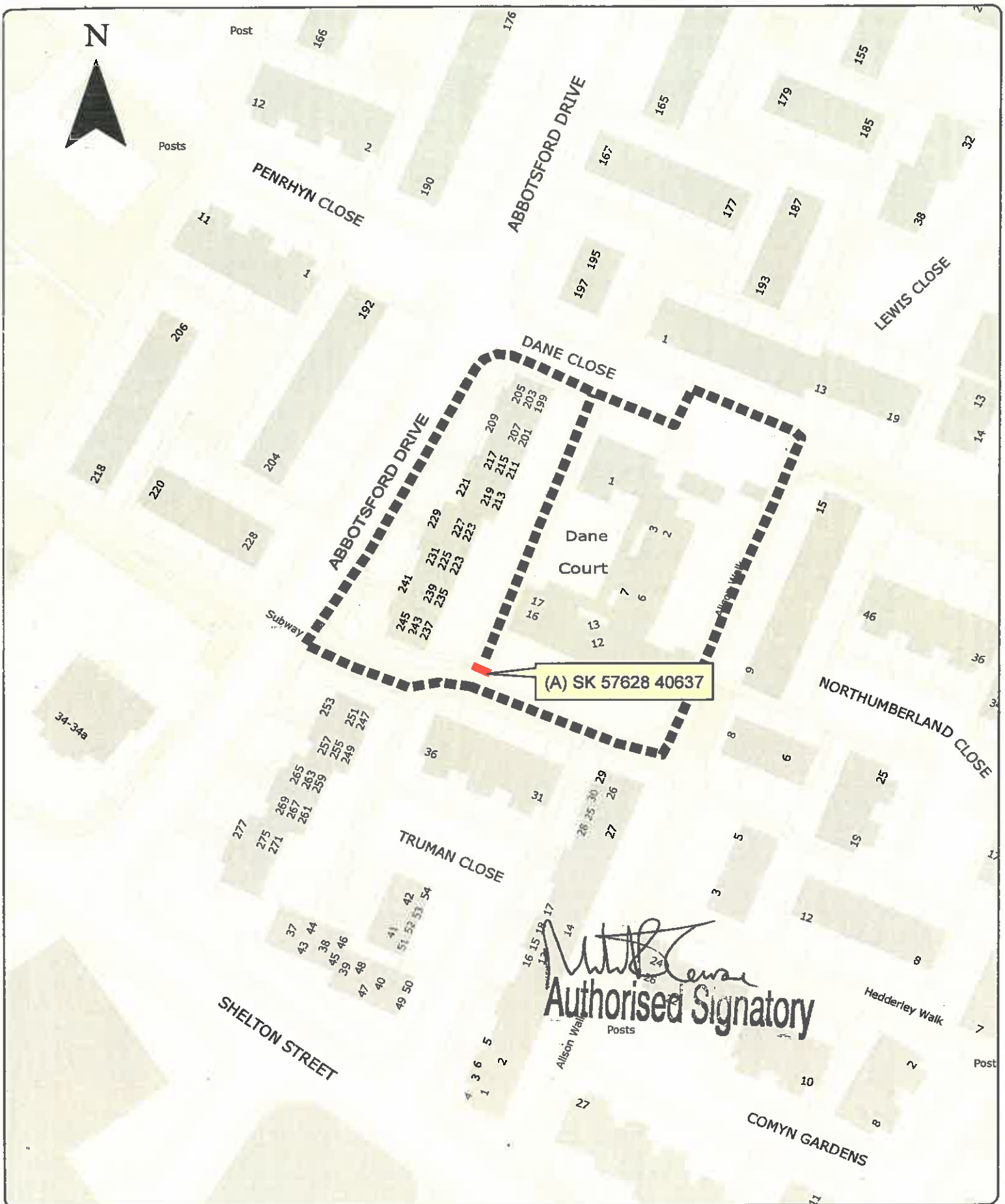
2. In this Order:-

Anti-social Behaviour	as defined in section 2(1)(a) and (b) of the Act 2014
the Authority	Nottingham City Council
Authorised Officer of the Authority	means an employee of the Authority who is authorised in writing by the Authority for the purposes of Article 6 of this Order
Authorised Officer of Nottingham City Homes	means an employee of Nottingham City Homes who is authorised in writing by Nottingham City Homes for the purposes of Article 6 of this Order
Electronic Communications Works	as defined in Schedule 3 of the Communications Act 2003
Highway	has the meaning given by section 328 of the Highways Act 1980

Nottingham City Homes	Nottingham City Homes is an "arms-length" company, who are the managing agents for the Authority
Plan	means the plan attached to this Order
Restricted Area	means the land described in Schedule 1 to this Order shown by the red line on the Plan
the 2014 Act	means the Anti-social Behaviour, Crime and Policing Act 2014

3. This Order comes into force on 23 July 2018 and remains in effect for a period of three years from that date.
4. Save as provided in Article 6 below, no person shall proceed on foot, pedal cycle, horse or in a vehicle or cause any animal to proceed in or across the Restricted Area during the times specified in Schedule 2 to this Order, and for the avoidance of doubt prohibits access from the footpath at the southern end of Dane Court, off Dane Close, St Anns, Nottingham to and from the footpath running from Abbotsford Drive to Alison Walk, St Anns, Nottingham.
5. The barrier installed by Nottingham City Homes at the point marked '(A) SK 57628 40637' on the Plan is authorised by this Order for the purpose of enforcing the restrictions provided for in this Order and the contact details of the persons who are respectively responsible for maintaining and operating the barrier are given at Schedules 3 and 4 to this Order.
6. Nothing in Article 4 shall apply to the following:
 - (a) the personnel of the Ambulance/National Health Services, Fire and Rescue Services or Police proceeding in the Restricted Area;
 - (b) occupiers of premises and the invitees and licensees of occupiers of premises adjoining or adjacent to the Restricted Area who require access to or egress from such premises;
 - (c) where the Restricted Area is the only or principal means of access to premises used for business or recreational purposes, periods when the said premises are used for such purposes;
 - (d) persons carrying out any of the following operations if the vehicle being used in relation to such operations cannot be conveniently used for such purpose in any other Highway:
 - (i) building, industrial or demolition;
 - (ii) the inspection, maintenance, improvement or repair of the Restricted Area;
 - (iii) persons carrying out any works for the laying, erection, alteration or repair of any sewer, main, pipe or apparatus in, on, under or adjacent to the Restricted Area in connection

NOTTINGHAM CITY COUNCIL (DANE COURT, DANE CLOSE ST ANN'S) PUBLIC SPACES PROTECTION ORDER 2018



Legend

- (A) Restricted Area
- Alternative Routes



1:1,000

with the supply of gas, water, electricity or Electronic Communications Works

- (d) the service for the collection of refuse or other items from premises adjacent to or adjoining the Restricted Area;
 - (e) persons entering the Restricted Area with the express permission or on the direction of an Authorised Officer of the Authority and or an Authorised Officer of Nottingham City Homes.
7. The alternative routes which are available for use by pedestrians during the hours of operation of this Order are described in Schedule 5 to this Order and shown by the bold black broken lines on the Plan.
8. A person who fails without reasonable excuse to comply with Article 4 of this Order commits an offence and is liable on summary conviction to a fine not exceeding level 3 on the standard scale.
9. A person does not commit an offence under this Order by failing to comply with a prohibition or requirement that the Authority did not have power to include in the Order.

Dated this 4th day of July 2018

Given under the **COMMON SEAL**)
Of **NOTTINGHAM CITY COUNCIL**)




Authorised Signatory

SCHEDULE 1

THE RESTRICTED AREA

This Order applies to the land at point SK 57628 40637 shown on the Plan with a red line and marked '(A) SK 57628 40637', namely the southern end of the footpath to the south of Dane Court, off Dane Close, St Ann's, Nottingham where it joins the footpath from Abbotsford Drive which runs in a south-easterly direction towards Alison Walk.

SCHEDULE 2

HOURS OF OPERATION

At all times on all days.

SCHEDULE 3

MAINTENANCE OF BARRIER(S)

The Fencing Team, Estate Management, Nottingham City Homes
Telephone: 0115 915 2222

SCHEDULE 4

OPERATION OF BARRIER(S)

Not applicable

SCHEDULE 5

ALTERNATIVE ROUTE

During the hours of operation of this Order the alternative routes available are:

Alternative Route 1: commencing on the footpath adjacent to property numbers 16/17 Dane Court and north of the Restricted Area (marked (A) on the Order Plan) continue along the footpath and then turn right onto Dane Close and at the end of Dane Close turn right onto Alison Walk and continue along Alison Walk for a distance of 70 metres to the junction of footpaths then turn right onto the footpath heading towards Abbotsford Drive to reach the south of the Restricted Area (marked (A) on the order plan). Total length of Alternative Route 1 is 220 metres.

Alternative Route 2: at the junction of the footpath and Dane Close, turn left onto Dane Close towards Abbotsford Drive then turn left and continue along

Abbotsford Drive for 70 metres to the footpath adjacent to property number 237 Abbotsford Drive then east along the footpath to reach the south of the Restricted Area (marked (A) on the Order Plan). Total length of Alternative Route 1 is 185 metres.

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SECTION 59 – 75)**