

Anti-Social Behaviour, Crime and Policing Act 2014
Public Space Protection Order

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL
PUBLIC SPACES PROTECTION ORDER
Ref: PSPO/1/2022

1. This Order shall come into operation on **31 January 2022** and shall have effect for a period of three years thereafter, unless extended by further orders under North West Leicestershire District Council's ("the Council") statutory powers.

2. **The Restricted Areas** - The Order relates to the areas commonly known as:
 - The highway known as Netherfield Lane, Derbyshire, DE72 2HP;
 - The bridleway 'L109', starting from Netherfield Lane and ending at Main Street, Lockington;
 - The site of the former Sawley crossroads service station, London Road, Cavendish Bridge, Leicestershire (locally known as the 'little chef island'); and
 - The service road known as #608462659 leading onto cycle path #639226649, #28854699 and #297994418

marked red on the plans in schedule 1 "the Restricted Areas".

3. **The Activity** - The Council is satisfied that there has been:
 - Unlawful disposal of controlled waste (fly tipping) using vehicles; and
 - Illegal encampments with the use of a vehicle and/or caravan within the Restricted Areas and that those activities:
 - Have had a detrimental effect on the quality of life of those in the locality;
 - Are unreasonable; and
 - Justify the restrictions being imposed.

4. **The Prohibition** - In exercise of its powers under sections 59 and 64 of the Act the effect of this Order is to prohibit the use of any form of Motor Vehicle, other than those listed in schedule 2, on the Restricted Areas at all times.

This Order authorises the installation of retractable road barriers and any necessary/further associated fencing/barriers/locks etc. which will enforce the prohibition.

Responsibility for the maintenance and operation of the retractable road barriers will lie with the Council and/or any sub-contractors/third parties by agreement of the Council.

5. **Failure to comply with this Order – Criminal Offence** - Any person failing to comply with this Order will be guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale, pursuant to

section 67 of the Act. Alternatively, a Fixed Penalty Notice may be issued by an Authorised Officer.

6.

7. **Definitions** – for the purpose of this Order:

“Motor vehicle” is any mechanically propelled vehicle.

“The Act” means the Anti-Social Behaviour, Crime and Policing Act 2014.

“Authorised Officer” means a person authorised by the Council

8. **Appeals** - If any interested person wishes to question the validity of this Order on the grounds that the Council did not have the power to make the Order or that a requirement under the Act has not been complied with, then he or she may apply to the High Court within 6 weeks of the date this Order is made.

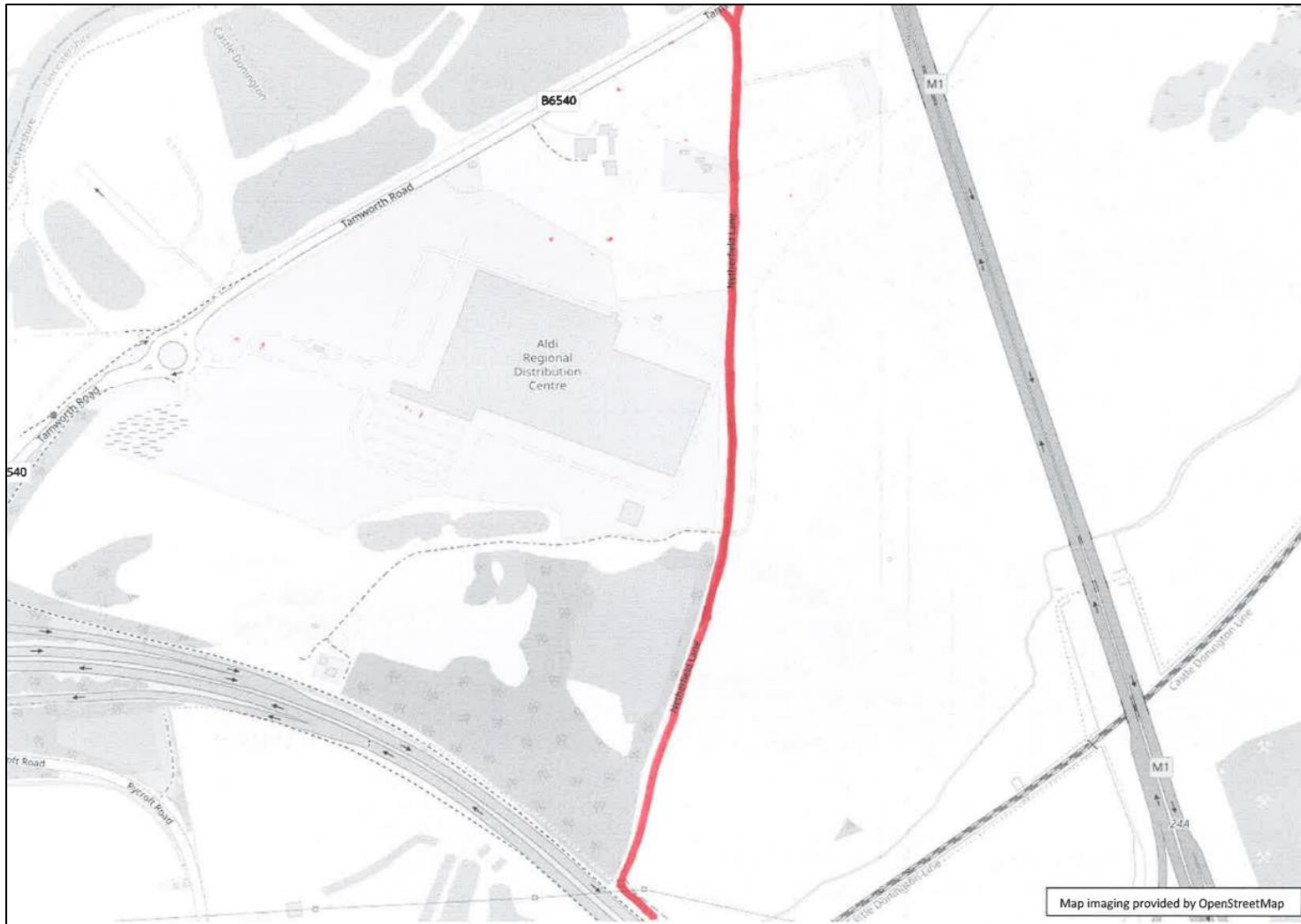
The common seal of NORTH WEST)
LEICESTERSHIRE DISTRICT COUNCIL)
was affixed in the presence of)

.....
Authorised signatory

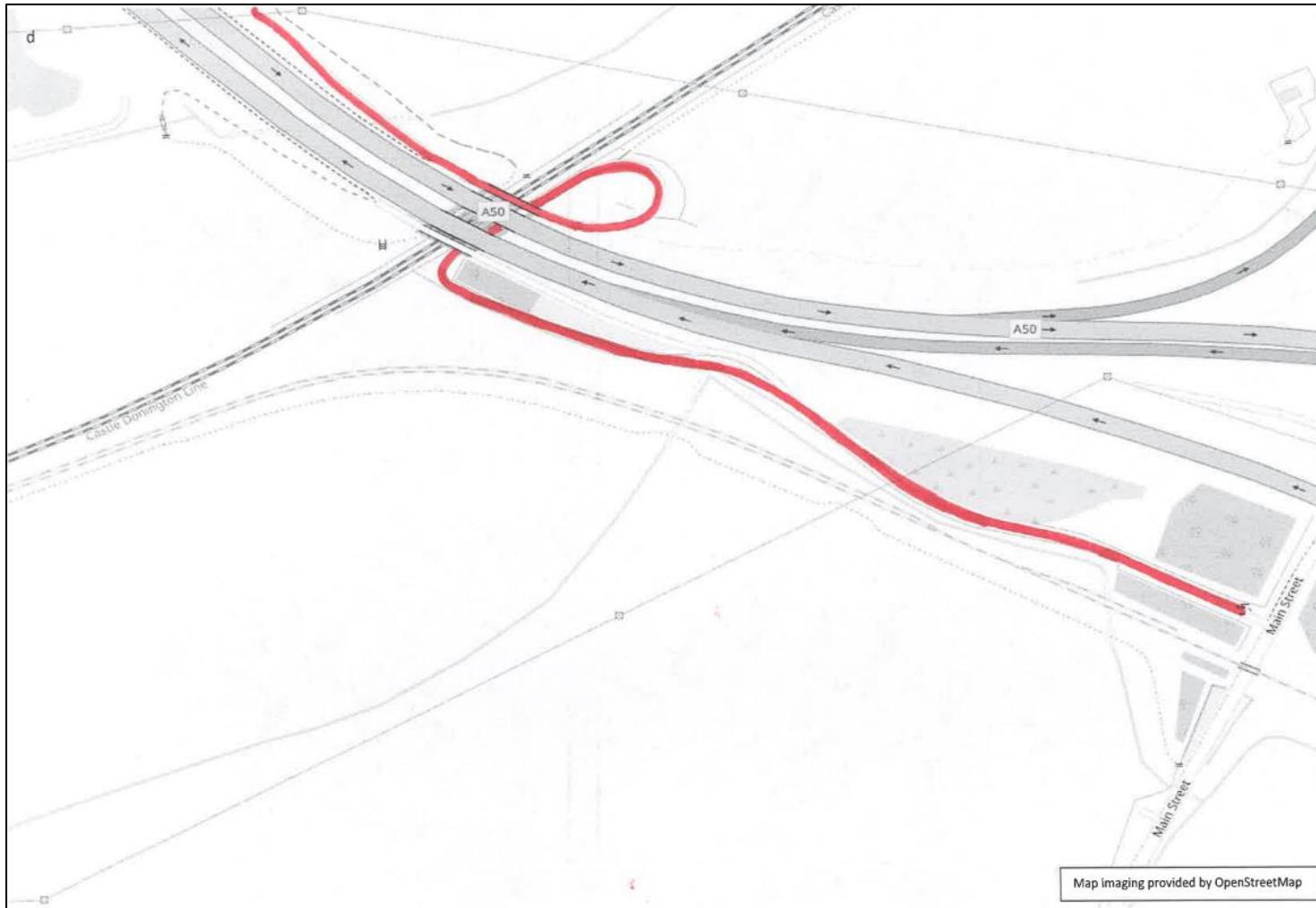
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Name of Authorised Signatory

Schedule 1

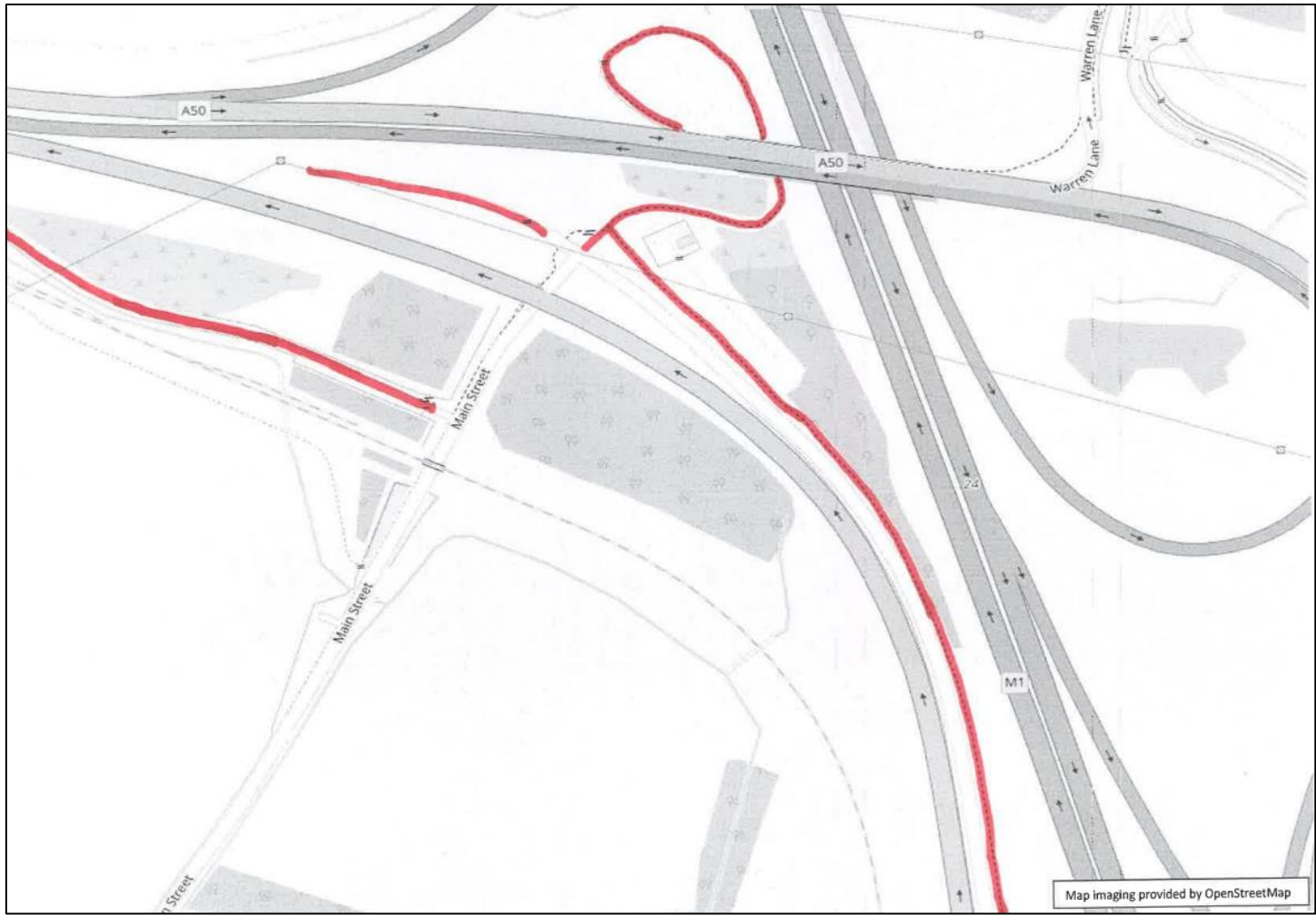
The highway known as Netherfield Lane



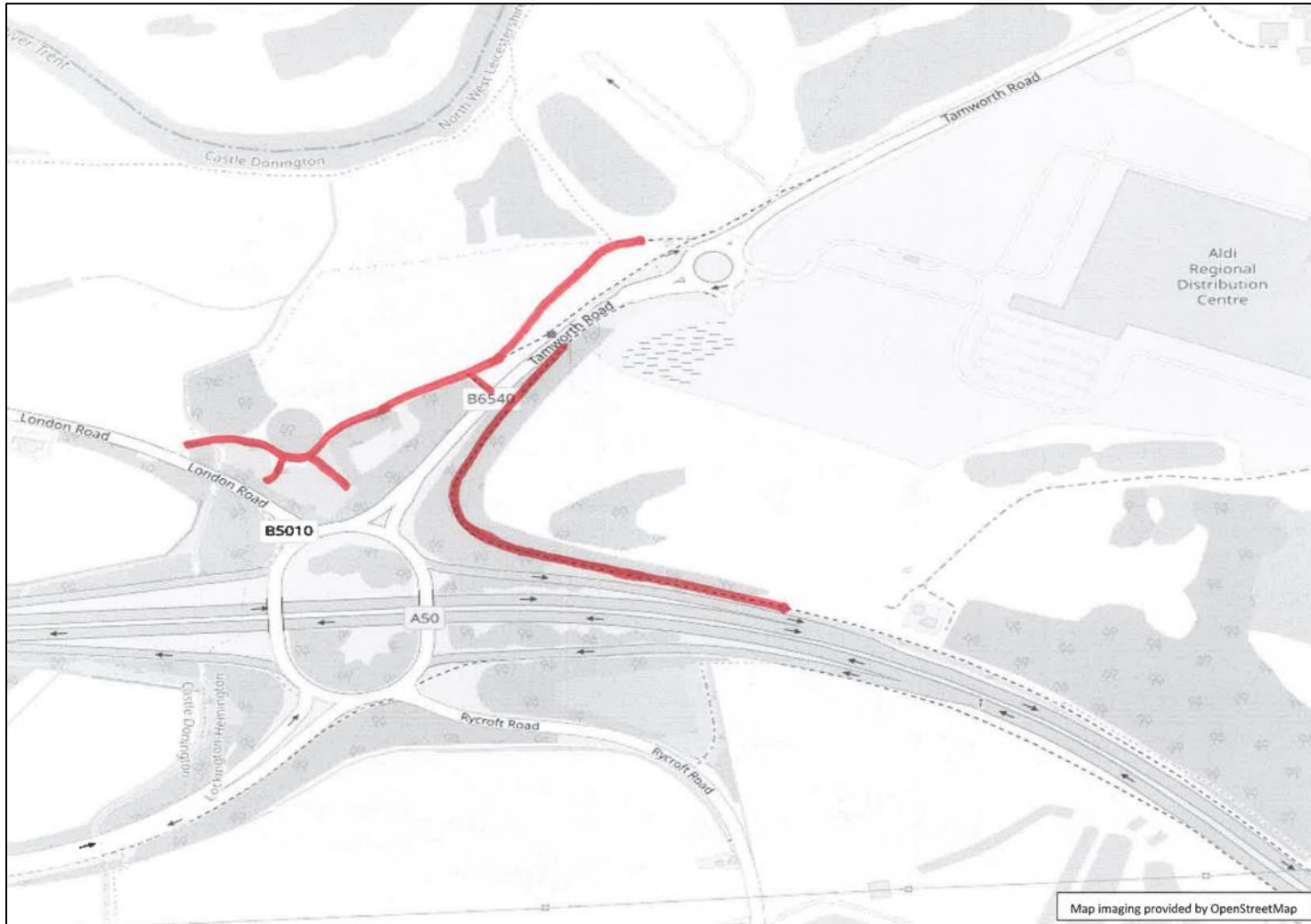
The bridleway 'L109', starting from Netherfield Lane and ending at Main Street, Lockington



The service road known as #608462659 leading onto cycle path #639226649, #28854699 and #297994418



The site of the former Sawley crossroads service station, (locally known as the ‘little chef island’)



Schedule 2

This Order shall not apply to:

- Fire brigade, Police or NHS staff (emergency services) when in exercise of their duties;
- Employees, contractors or agents of statutory undertakers in relation to gas, electricity, water or telecommunications apparatus (as defined in the Telecommunications Act 1994) situated in the roads within the Restricted Areas;
- Employees of Aldi Sawley Distribution Centre, Shardlow, Derby, DE72 2HP, its authorised contractors and anyone authorised in writing by Aldi in connection with the laying, erecting, inspection, maintenance, alteration, repair, renewal or removal of the retractable barrier used to enforce the Prohibition;
- Employees of Newlands Developments Limited, its authorised contractors and anyone authorised in writing by Newlands Developments Limited when in exercise of their duties;
- Employees of the Council, its authorised contractors and anyone authorised in writing by the Council when in exercise of their duties;
- Residents and authorised visitors to The Bungalow and The Cottage (including Anyshed) located on the highway known as Netherfield Lane, Derbyshire, DE72 2HP;
- Current members of the fishing lakes known as the Lagoons Syndicate located on the highway known as Netherfield Lane, Derbyshire, DE72 2HP;
- Current members of East Midland Shooting Ground located on the highway known as Netherfield Lane, Derbyshire, DE72 2HP;
- Current members of the Derby Railway Angling Club fishing lakes located on the site of the former Sawley crossroads service station, London Road, Cavendish Bridge, Leicestershire (locally known as the 'little chef island');
- Farm workers in exercise of their duties on the land adjoining the Restricted Areas;
- Residents and authorised visitors to Midsummer Stables located on the highway known as Netherfield Lane, Derbyshire, DE72 2HP or
- Employees of SS Haulage, its authorised contractors and anyone authorised in writing by SS Haulage when in exercise of their duties.