

ANTI-SOCIAL BEHAVIOUR, CRIME & POLICING ACT 2014

THE ANTI-SOCIAL BEHAVIOUR, CRIME & POLICING ACT 2014 (PUBLICATION OF PUBLIC SPACES PROTECTION ORDERS) REGULATIONS

NOTICE OF MAKING VARIATION ORDER

1. TAKE NOTICE that WILTSHIRE COUNCIL ("the Council") of County Hall, Trowbridge, Wiltshire BA14 8JN has made the **Public Spaces Protection Order (Variation) (No.1) 2017** ("the proposed Order") under the Anti-Social Behaviour, Crime & Policing Act 2014 ("the Act").
2. The purpose of the proposed Order is to amend provisions of the Public Spaces Protection Order (No.1) 2017 ("the original Order"). The proposed Order provides for the revision of paragraph (6) of the original Order, which relates to Fixed Penalty notices and fines, so that it will correctly reflect the fines permissible under the Act and read as follows:

Fixed Penalty Notices

The Council hereby provides for the issuing of fixed penalty notices (FPNs) to those in breach of the order. Under these notices, the fines will be £100 and failure to pay them will entitle the Council to prosecute.

With regard to part 3a of the Order and under section 63 of the Act, any person who without reasonable excuse commits an offence, shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale which is a maximum of £500.

With regard to part 3b, 3c and 3d of the Order and under section 67 of the Act, any person who without reasonable excuse commits an offence, shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale which is a maximum of £1000.

3. An interested person may apply to the High Court under section 66 of the Act to question the validity of the proposed Order, or any part of it, on the ground that it is not within the powers contained within the Act as amended, or that there has not been compliance with any requirement of, or any instrument made under, the Act. Such a person may make an application within six weeks from the date on which the Order is made.

4. A copy of the proposed and Original Orders is available from the following address: Wiltshire Council Legal Services, County Hall, Bythesea Road, Trowbridge Wiltshire BA14 8JN. If you wish to inspect a copy of the proposed Order, please telephone Mr Gale on (01225) 718023.

5. The original Order, as amended by the proposed Order, will cease to have effect after the expiry of three years from the date the former was made. It is intended that before the expiry, the Council will review it and consider whether an extension of it is appropriate.

**WILTSHIRE COUNCIL (PUBLIC SPACES PROTECTION ORDER) (VARIATION) ORDER
(No.1) 2017**

THE COMMON SEAL of the
WILTSHIRE COUNCIL was
hereunto affixed this 1st
day of September 2017
in the presence of: -



Paul Bennett

Senior Solicitor

84739.