

**NOTICE OF INTENTION TO MAKE A PUBLIC SPACES PROTECTION ORDER (PSPO)
ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014, SECTION 59
THE COUNCIL OF THE CITY OF YORK**

The Council of the City of York ("the Council") hereby gives notice of its intention to make a Public Spaces Protection Order under section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act"). The draft text of the order is as follows:

**THE COUNCIL OF THE CITY OF YORK
ANTI SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014, SECTION 59
The Council of the City of York
Baile Hill Terrace/Kyme Street Public Spaces Protection Order 2015**

This Order is made by the Council of the City of York ("The Council") under the Anti-Social Behaviour, Crime and Policing Act 2014 Section 59 ("the Act").

1. This Order relates to the public highway described in Paragraph 1 of the Schedule below and defined by cross-hatching on the plan attached to this Order ("the restricted area"), being a public place in the Council's area to which the Act applies:
2. The Council is satisfied that the two conditions below have been met, in that:
 - a. activities carried on in the restricted area as described below, have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the public place and that they will have such an effect. The said activities being urination, defecation, drug use and fly tipping.
 - b. that the effect, or likely effect of the activities described above, is, or is likely to be, of a persistent or continuing nature, is, or is likely to be, such as to make the activities unreasonable, and justifies the restrictions imposed by the Order.

BY THIS ORDER

3. The effect of the Order is as follows:
 - a. To restrict the use of the public highway within the restricted area described in Paragraph 1 of the Schedule below, the restriction being in place at all times.
 - b. This restriction shall not apply to the occupiers of premises adjoining or adjacent to the restricted area so indicated.
 - c. The alternative to the restricted highway is as indicated in Paragraph 2 of the Schedule below;
 - d. There is authorised the installation of a lockable metal gate at the ends of the restricted highway identified in Paragraph 1 of the Schedule, whose maintenance is the responsibility of the Assistant

Director (Transport, Highways and Fleet), West Offices, Station Rise, York, YO1 6GA.

4. The Order will remain in force for a period of 3 years from the date of this Order, unless extended by further Orders under the Council's statutory powers.
5. A person guilty of an offence under conditions (3) (a) above, under section 67 of the Act is liable on summary conviction to a fine not exceeding level 3 on the standard scale or fixed penalty notice of a maximum £100.

THE SCHEDULE

1. The highway to be restricted (A-B and C-D) commences at Point A (OS grid reference SE 60110 51317) on the Order map, at the side of No 2 Kyme Street and behind No 13 Victor Street, continuing in a south westerly direction for 17 metres and then in a south easterly direction for 43 metres to Point B (OS grid reference SE 60125 51275) finishing at the rear of No 8 Newton Terrace. Then commencing from Point C (OS grid reference SE 60133 51268) on the Order map at the rear of No 22/24 Kyme Street, continuing in a south easterly direction for 71 metres to Point D (OS grid reference SE 60187 51223) finishing at the rear of No 25 Newton Terrace.
2. The alternative route is along Kyme Street, Victor Street, Newton Terrace and Baile Hill Terrace, as shown by a bold broken line on the Order map.

Copies of the draft Order and map may be inspected free of charge at the Council Offices, West Offices, Station Rise, York, YO1 6GA between 09:00 and 17:00 Monday to Friday of any working week. Copies of the draft Order and map may be bought there at a price of £1.50p or it can be viewed on the Council's website www.york.gov.uk free of charge.

Any representations as to whether or not the proposed Order should be made may be sent in writing to the Rights of Way Officer, Sustainable Transport Service, Council of the City of York, West Offices, Station Rise, York, YO1 6GA, not later than **24th July 2015**. Please state the grounds on which they are made.

If no such representations or objections are duly made, or if any so made are withdrawn, the Council may make the Order. If any such representations or objections are not withdrawn, the Council may still make the Orders if it is appropriate for it to do so.

Dated: 24 June 2015

Assistant Director Governance & ICT
Council of the City of York