

**CANTERBURY CITY COUNCIL**  
**ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014**  
**PART 4, SECTION 59**  
**PUBLIC SPACES PROTECTION ORDER**

**THE ORDER**

Notice is hereby given that Canterbury City Council ('the Council') has made the following Public Spaces Protection Order under section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 ('the Act').

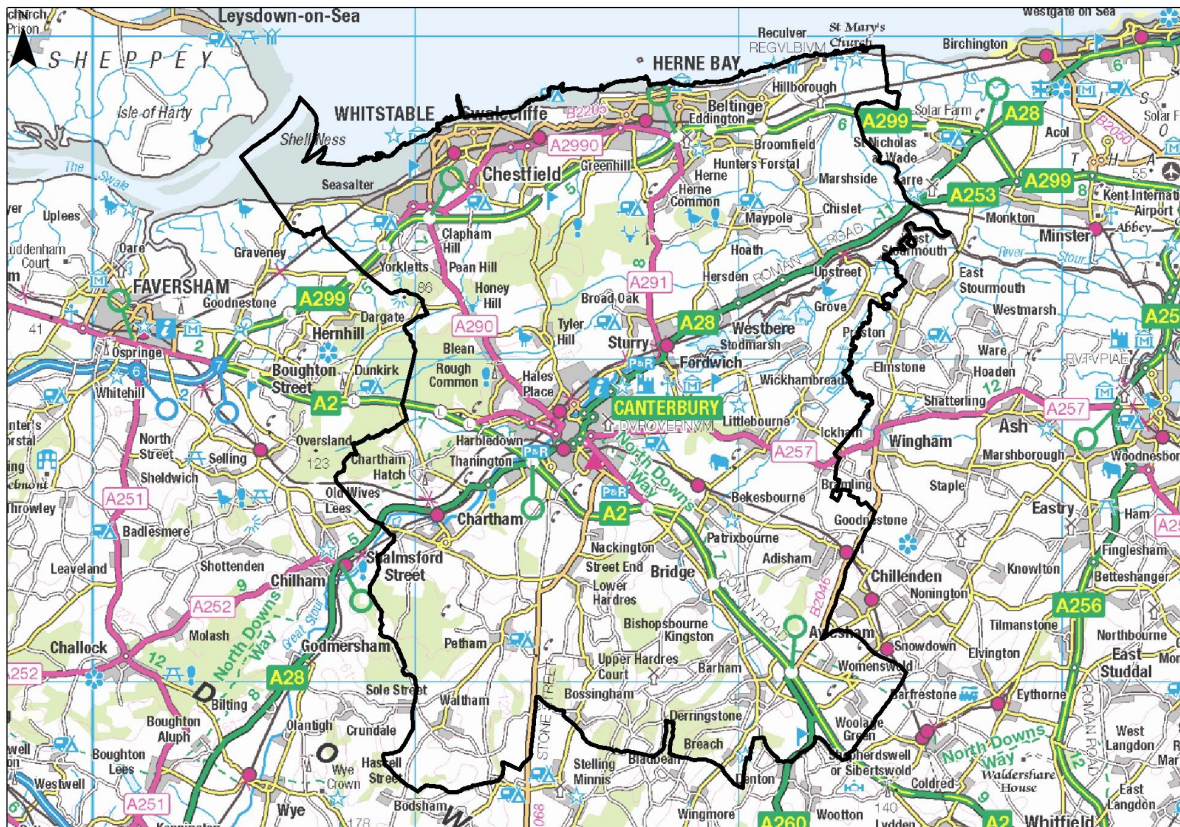
The Order shall be known as the Public Spaces Protection Order (Gas Canisters) 2021.

**PRELIMINARY**

1. The Council in making this Order is satisfied on reasonable grounds that:
  - a. The activities identified in paragraph 4 of this Order below ('the Activities') have been carried out in public places within the Council's area and have had a detrimental effect on the quality of life of those in the locality; and
  - b. The effect or likely effect of the Activities:
    - i. Is, or is likely to be, of a persistent or continuing nature;
    - ii. Is, or is likely to be, such as to make the Activities unreasonable; and
    - iii. Justifies the restrictions imposed by the Order.
2. The Council is satisfied that the prohibitions and requirements imposed by this Order are reasonable to impose in order to prevent the detrimental effect of the Activities from continuing, occurring or recurring, or to reduce that detrimental effect or to reduce the risk of its continuance, occurrence or recurrence.

**AREA IN WHICH THIS ORDER APPLIES**

3. This Order shall apply to the whole of the area identified as located inside the black line on the attached plan and known as ("the Restricted Area").



## PROHIBITIONS AND REQUIREMENTS

4. Persons within the Restricted Area shall not possess, release or discard any canister containing compressed gas in such a way as to cause nuisance, annoyance, harassment, alarm or distress to those in the locality.

For the avoidance of doubt this prohibition applies (but is not limited to) canisters containing nitrous oxide.

5. Any person who has breached paragraph 4 of this Order must provide their name and address if asked to do so by an authorised person.
6. An “Authorised Person” for the purposes of this Order include police constables and any person authorised by the Council to enforce this Order. Any Authorised Person must be able to present their authority upon request.

## **PERIOD FOR WHICH THIS ORDER HAS EFFECT**

7. This Order was made on 26 July 2021 and will expire at 11.59pm on 25 July 2024 unless extended by further orders made pursuant to the Council's statutory powers.

## **WHAT HAPPENS IF YOU FAIL TO COMPLY WITH THIS ORDER?**

8. Under section 67 of the Act it is a criminal offence for a person without reasonable excuse to engage in any activity which the person is prohibited from doing by this Order, or to fail to comply with any requirement to which the person is subject under this Order.
9. A person found to be in breach of this Order under section 67 is liable on summary conviction to a fine not exceeding level 3 on the standard scale (currently £1,000)
10. Alternatively, in accordance with section 68 of the Act an Authorised Person may issue a fixed penalty notice of up to £100 to anyone he or she believes has committed an offence under section 67 in relation to this Order.

Made this 26th day of July, 2021

Signed, Colin Carmichael, Chief Executive, Canterbury City Council.

A handwritten signature in black ink, appearing to read 'Colin Carmichael', written in a cursive style.