



Proposed Public Spaces Protection Order

North Devon Council is proposing to make a further Public Spaces Protection Order in relation to the area known as the Pannier Market, Barnstaple, EX31 1BW, as per the wording below:

NORTH DEVON DISTRICT COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014

PART 4, SECTION 59

PUBLIC SPACES PROTECTION ORDER

In exercise of the power under section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 (the Act), being satisfied that the conditions set out in section 59 and 64 of the Act have been met, the North Devon District Council hereby makes an order, in relation to the area known as the Pannier Market, Barnstaple EX31 1BW (the Restricted Area) as outlined in red on the location plan.

Such order shall apply to all persons except to attendees of events operated or authorised by NDDC.

The terms of the order are as follows:

- (1) No person may use the Restricted Area for the following purposes:
 - a. The consumption of alcohol
 - b. Littering
 - c. The possession or consumption of controlled drugs, other than under a prescription
 - d. Behaving in a manner likely to cause intimidation, harassment, alarm or distress
 - e. Ball games or skateboarding
- (2) In order to ensure compliance with the above restrictions, the NDDC will secure the Restricted Area at 18.00 hours each evening, and open it at 5.00 hours each morning
- (3) The public highway between Butchers Row and Market Street will be closed, pursuant to paragraph (2) above, through the operation of barriers
- (4) Between 18.00 hours and 5.00 hours the following day, no person shall refuse to leave the Restricted Area when required to do so by an authorised officer
- (5) Any person who, without reasonable excuse, fails to comply with the requirements of this Order commits an offence and shall be liable, on summary conviction, to a fine not exceeding level 3 on the standard scale
- (6) Where a constable or authorised officer reasonably believes that a person is consuming alcohol in breach of this Order, or intends to do so in breach of the Order, the constable or authorised officer may require the person not to consume alcohol in breach of the Order and to surrender anything in the person's possession which the constable or authorised officer believes to be alcohol
- (7) A person who fails without reasonable excuse to comply with a requirement imposed on him or her under paragraph (6) above commits an offence and shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale
- (8) This Order shall come into force on 1st February 2022 and shall remain in place for a period of 3 years.

Information, which includes a map of alternative routes is, is available electronically at www.northdevon.gov.uk/council/consultation. The consultation period runs from Friday 3 December 2021 until Friday 7 January 2022 and responses can be provided electronically at www.northdevon.gov.uk/council/consultation or in writing to Pannier Market PSPO Consultation, North Devon Council, PO Box 379, Barnstaple EX32 2GR.