

Appendix 1

East Cambridgeshire District Council

Anti-social Behaviour, Crime & Policing Act 2014

Public Spaces Protection Order Vehicle Related Anti-Social Behaviour

East Cambridgeshire District Council exercises its powers under Section 59 and 72 of the Anti-social Behaviour, Crime & Policing Act 2014 (the 'Act') and under all other enabling powers, hereby makes the following Order known as:

East Cambridgeshire District Council Public Spaces Protection Order Vehicle Related Anti-Social Behaviour 2025

The Order shall come into operation on DATE TBC and shall have an effect for 3 years thereafter, unless extended by further Order under the Councils' statutory powers and shall apply at all times.

The Order relates to public places in the whole of the East Cambridgeshire District as shown on the attached Map.

East Cambridgeshire District Council is satisfied that the conditions set out in Section 59 (2) of the Act have been met, namely, that anti-social behaviour and/or criminal activities have been carried out within the restricted area due to vehicle-related anti-social behaviour. These activities have had a detrimental effect on the quality of life of those in the locality, and it is likely that the activities will be carried out within the restricted area and have such effect.

East Cambridgeshire District Council is also satisfied that the conditions set out in Section 59 (3) of the Act have been met. Namely, that the effect or likely effect of the activities is, or is likely to be, of a persistent or continuing nature and that these activities are unreasonable and justify the restrictions imposed by this Order and that it is expedient to make this Order for the purposes of reducing crime and/or anti-social behaviour in a public place.

Prohibitions

Any person(s) within the restricted area is prohibited from:

1. Driving a motor vehicle* at an excessive speed causing or being likely to cause a nuisance and/or a danger to persons in the locality of that part of the restricted area.
2. When driving a motor vehicle, causing repeated sudden and rapid acceleration and deceleration of the motor vehicle causing or being likely to cause a nuisance and/or a danger to persons in the locality of that part of the restricted area.
3. Racing with other motor vehicles, causing or being likely to cause a nuisance and/or a danger to persons in the locality of that part of the restricted area.

4. Performing stunts using a motor vehicle causing or being likely to cause a nuisance and/or a danger to persons in the locality of that part of the restricted area. "Performing stunts" includes but is not limited to doughnutting, drifting, handbrake turns, and wheel spins.
5. Sounding motor vehicle horns (otherwise than in accordance with the Highway Code) in a manner causing or being likely to cause a nuisance to persons in the locality of that part of the restricted area.
6. Playing amplified music in or near or powered from a motor vehicle at an excessive volume, causing or being likely to cause a nuisance to persons in the locality of that part of the restricted area.
7. Causing rapid deceleration of a motor vehicle accompanied by the skidding of the motor vehicle, causing or being likely to cause a nuisance and / or a danger to persons in the locality of that part of the restricted area.
8. Excessively revving the engine of a motor vehicle, causing or being likely to cause a nuisance to persons in the locality of that part of the restricted area.
9. Congregating in a group of at least three persons in or around two or more stationary motor vehicles, causing or being likely to cause a nuisance to persons in the locality of that part of the restricted area.

Fixed penalty notices and offences

It is an offence for a person without reasonable excuse to engage in any activity that is prohibited by this Order.

In accordance with Section 67 of the Act, a person found to be in breach of this Order is liable to be issued with a Fixed Penalty Notice of £100 to be paid within 21 days. Failure to pay will lead to, upon summary conviction, a fine not exceeding level 3 on the standard scale

Appeals

In accordance with Section 66 of the Act, any interested person who wishes to challenge the validity of this Order may apply to the High Court within six (6) weeks from the date upon which the Order is made. Any such challenge must be on the grounds that (1) the Council did not have the power to make the Order or to include particular prohibitions or requirements; or (2) that in making the Order, the Council failed to comply with a requirement under the Act.

Definitions

In this Order the following terms have the meaning given below.

"Public place" means any place to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission.

"Motor vehicle" means any vehicle which is powered mechanically (for example electrically or by an engine) that is intended or adapted for use on roads.

This includes but is not limited to motorcars and motorcycles.

“Doughnutting” means driving around a small area in a repetitive manner.

“Handbrake turns” means using the handbrake to turn the vehicle.

“Drifting” means use of the accelerator when going into a bend causing the tail end of the motor vehicle to slide.

“Wheel spinning” means (1) use of the accelerator when the motor vehicle is stationary and before releasing the handbrake or brake, causing the wheels of the motor vehicle to spin and noise and/or smoke to be produced, and (2) accelerating at a speed which causes the wheels of the motor vehicle to spin in a manner a competent driver would expect not to happen in the normal course of driving

Appendix (attached):

A map showing the restricted area edged in red.

Given under the Common Seal of East Cambridgeshire District Council

On the XXXX day of XXX 20XX

THE COMMON SEAL of

East Cambridgeshire District Council

Was hereunto affixed in the

Presence of:

