

Anti-Social Behaviour Crime and Policing Act 2014

Warwick District Council

Public Spaces Protection Orders 2026-29

Anti-Social Behaviour Order

Introduction

This Order is made by Warwick District Council under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014. The Council is satisfied that the conditions set out in Section 59(2) of the Act have been met and that the prohibitions and requirements imposed by this Order are reasonable to prevent recurring anti-social behaviour.

Commencement and Duration

This Order shall come into force on 23 September 2026 and remain in place for a period of three years, unless extended, varied, or discharged earlier by the Council.

Area Covered by the Order

This Order applies to all public places within the administrative boundary of Warwick District Council (hereafter referred to as "the Restricted Area"). A public place means any land open to the air to which the public have access.

Authorised Officers

- This Order may be enforced by:
- Police officers;
- Police Community Support Officers (PCSOs);
- Community Wardens and other designated officers authorised by Warwick District Council.

Schedule of Offences

1. Prohibition: Direction to Leave a Demarcated Location

An Authorised Officer may direct any individual to leave a clearly defined location within the District and not return to that location for a period not exceeding 24 hours if (without reasonable excuse):

- a) The Authorised Officer reasonably believes that the individual's behaviour

in that location is:

- Causing or likely to cause harassment, alarm or distress to members of the public; or
- Contributing to or likely to contribute to crime or disorder in the immediate area.

b) The location in question is a public space with clearly identifiable boundaries, including but not limited to:

- Parks & gardens, and other green spaces;
- Car parks;
- Shopping precincts, shopping centres and associated public areas;
- Public transport hubs or shelters;
- Any other public space with visible or mapped perimeter that can be reasonably defined at the time the direction is given.

c) Requirements for the Individual

Any person directed to leave a demarcated location under this Order must:

- Leave the specified location immediately;
- Not return to the same location for the duration of the specified time without reasonable excuse (up to 24 hours);
- Provide their name and address to the Authorised Officer, if requested.

2. Prohibition: Public Urination and Defecation

a) No person shall urinate or defecate in any public place within the Restricted Area, except in a facility designed for that purpose, such as a public toilet.

b) This prohibition does not apply where the person has a reasonable excuse for such conduct. Reasonable excuses may include, but are not limited to, a medical condition that necessitates immediate action.

3. Prohibition: Harassment in a public space

a) No person without reasonable excuse shall be verbally abusive to another person or behave in a way that causes or is likely to cause harassment alarm or distress to another person within "the restricted area". This will include but not be limited to making sexually inappropriate comments or displaying inappropriate behaviours towards any person.

This may include but not limited to:

- Catcalling
- Wolf whistling
- Following someone
- Flashing or exposing intimate parts
- Non-consensual physical contact
- Sexualised comments

- Discriminatory comments relating to race, gender, sexuality disability, age, religion or other protected characteristic.

4. Prohibition: Anti-Social Riding

No person shall ride a bicycle, moped, e-scooter, e-bike and any other type of motorised bike within "the restricted area" in a manner likely to:

- cause harassment, alarm or distress to any other person.
- cause an obstruction to pedestrians, vehicles, access to property or riding - on a footpath without reasonable excuse.

5. Prohibition: Fires, Barbecues and Fire-Causing Activities

No person within "the restricted area" shall:

- a) Light or cause to be lit any fire, including but not limited to open flames, campfires, bonfires, or fire pits.
- b) Use or ignite any barbecue, including disposable, portable, or gas barbecues, or any other form of outdoor temporary cooking equipment.
- c) Place, throw, drop, or spill any object likely to cause a fire, including but not limited to matches, lighters, fireworks, sparklers, flammable liquids, or other incendiary materials.

Exemptions:

- Activities authorised by the local authority or landowner for designated events or by permit.
- Use of equipment by emergency services or relevant authorities in the execution of their duties.

6. Prohibition: Intoxicating Substances

Consumption of alcohol

a) The order gives power to an Authorised Officer to require an individual within "the restricted area" to stop drinking alcohol (or anything reasonably believed to be alcohol) where the individual is causing or likely to cause nuisance or annoyance.

b) An Authorised Officer may confiscate alcohol where they believe the individual has or will likely act in an anti-social manner.

The restriction shall not apply to a premises authorised by a premises license or premises club certificate to be used for the supply of alcohol under the Licensing Act 2003. A place within the curtilage of such premises or to premises or places otherwise exempt from the operation of this Public Space

Protection Order by Section 62 of the Anti-Social Behaviour and Policing Act 2014.

Other intoxicating substances

a) Persons within "the restricted area" must not without reasonable excuse possess or ingest, inhale, inject, smoke or otherwise use intoxicating substances including the use of legal highs which have the capacity to stimulate or depress the central nervous system.

a) A person who *USES* or is in *POSSESSION* of intoxicating substances is in breach of this order and must surrender all substances to the Authorised Officer for disposal or destruction.

7. Penalties

a) A person who, without reasonable excuse, fails to comply with a requirement or prohibition imposed by this Order commits an offence and may be issued with a Fixed Penalty Notice (FPN) of a minimum of £100.

b) Upon prosecution, the offence carries a maximum penalty of a fine not exceeding £1,000.

8. Right of Appeal

Any interested person may challenge the validity of this Order in the High Court within six weeks of it being made, or varied, on the grounds that the Council did not have the power to make the Order or that procedural requirements were not complied with.

9. Duration and Review

The Order shall remain in force for a period of three years. Warwick District Council will keep this Order under review and consider evidence of its effectiveness and necessity on a periodic basis.

THE COMMON SEAL of

Warwick District Council

Was hereunto affixed on the 23 September 2026

In the presence of

Authorised Signatory



173/26