

# PUBLIC SPACE PROTECTION ORDER

## Anti Social Behaviour Crime & Policing Act 2014 2020/11 – Dogs on Leads on Lowestoft Promenade

Notice is hereby given that the **East Suffolk Council** in exercise of its powers under Section 59 of the Anti Social Behaviour, Crime and Policing Act 2014 ("The Act") makes the following Order:

**1. Duration:**

This Order shall come into force on 21<sup>st</sup> April 2020 and shall have effect for a period of three years thereafter, expiring on 20<sup>th</sup> April 2023 unless revoked, amended or extended by further orders.

**2. The Restricted Area:**

The Order applies to Lowestoft Upper Promenade for its entire length from the Claremont Pier Southwards to Kensington Road, **and also** to the Lowestoft Lower Promenade for its entire length from South Pier to its termination East of All Saints Road, Pakefield, as shown shaded red on the attached map..

**3. Persons to whom this Order applies:**

The Order applies to all persons within the Restricted Area at all times of the day and night; with the exception that the Order shall not apply to a registered disabled person for the time being in charge of a registered assistance dog.

**4. The Activity:**

The Council is satisfied that the conditions set out in Section 59 of the Act have been satisfied and that allowing dogs onto the restricted area whilst not on a lead ("the Activity") has a detrimental effect on the quality of life of those in the locality. Further, the Council is satisfied that the effect of the Activity is or is likely to be of a persistent or continuing nature and is or is likely to be such as to make the Activity unreasonable and the effect justifies the restrictions imposed.

**5. Prohibitions:**

In pursuance of section 59 of the Act, the Council therefore prohibits the "Activity" within the "Restricted Area"

**6. Exemptions:**

This order shall not apply to any person who is for the time being in charge of an Assistance Dog upon which he relies for assistance.

**7. Offences**

- i. Failure without reasonable excuse to comply with the prohibitions imposed by this Order, as set out at point 5 above is a criminal offence.
- ii. A person guilty of such an offence, under section 67 of the Act, is liable on summary conviction to a fine not exceeding level 3 on the standard scale.
- iii. Alternatively, at the Council's discretion, a person believed to have committed an offence may be offered the opportunity to discharge liability for prosecution by paying a fixed penalty of £80.

Signed:

  
Head of Environmental Services and Port Health

Dated: 21<sup>st</sup> April 2020

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