



# PROPOSED PUBLIC SPACE PROTECTION ORDER

## Anti Social Behaviour Crime & Policing Act 2014 2017/10– Landguard Point Nature Reserve

### 1. Duration:

The proposed Order would have effect for a period of three years from the date of being made, unless revoked, varied or extended by further orders.

### 2. The Restricted Area:

The proposed Order would apply to the land designated as a Local Nature Reserve known as Landguard Nature Reserve situated at Landguard Point, Felixstowe, and to the area of land immediately to the North East thereof (together comprising “the Restricted Area”) as shown outlined in red on the plan appended as Schedule C.

### 3. Persons to whom this Order applies

The proposed Order would apply to all persons within the Restricted Area at all times of the day and night.

### 4. The Activities:

The Council believes that in relation to the activities specified in Schedule A to this order, the conditions set out in Section 59 of the Act are satisfied and that:

- a) the activities specified therein are, or are likely to be, of a persistent or continuing nature; and
- b) have had, or are likely to have, a detrimental effect on the quality of life of those in the locality such as to make them unreasonable; and
- c) the effects or likely effects, justify the restrictions imposed.

### 5. Prohibitions/Requirement:

In pursuance of section 59 of the Act, the Council therefore proposes to prohibit the activities specified in Schedule A.

### 6. Exemptions:

This proposed order would not apply in respect of the land outlined in red on the plan appended as schedule B to any person who is:

- a) for the time being authorised by the Council, the Suffolk Wildlife Trust or the Landguard Trust to disregard the requirements of this order.
- b) registered as a blind person in a register compiled under section 29 of the National Assistance Act 1948; or
- c) for the time being in charge of an Assistance Dog registered with Assistance Dogs UK and upon which he relies for assistance.

### 7. Offences

- a) Failure without reasonable excuse to comply with the prohibitions imposed by the proposed Order, as set out at point 5 above, would be a criminal offence.
- b) 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.
- c) 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.



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### Schedule A – Prohibitions

**In respect of the part of the Restricted Area outlined in red on the map appended hereto as Schedule B:**

1. Allowing any dog onto the Restricted Area, other than on a fixed lead not exceeding 2 metres in length and under proper control.

**In respect of the whole of the Restricted Area outlined in red on the map appended hereto as Schedule C:**

2. Allowing any dog to disturb, worry, kill, injure or otherwise molest any animal, bird, fish or the nest, eggs, scrape, lair, sett, den, warren or other similar structure of any living creature.
3. Fishing in any area (including any beach) where signs erected by an authorised agent of the council, are displayed for the time being prohibiting fishing.
4. Removing any soil, sand, shingle, or rock, or defacing any rock.
5. Engaging in any act which pollutes or is likely to pollute any water.
6. Using any device designed or adapted for detecting or locating any metal or mineral.
7. Taking, disturbing, injuring or destroying any living creature (other than marine fish) or its young, eggs or nests, by any means including (but not restricted to) hunting, coursing or shooting or spreading or using any net, or setting or using any lamp, or any trap, snare or lure or by discharging any firearm, air weapon or rocket or projecting any missile manually or by artificial means.
8. Removing, cutting or damaging any plant or other vegetation whether living or dead.
9. Flying any kite, hang-glider, rocket, model aircraft, drone or any similar aerial vehicle.
10. Erecting any post, rail, fence, pole, booth, stand, building or other structure or selling or offering or exposing for sale, or letting for hire or offering or exposing for letting for hire, any commodity or article.
11. Playing any game likely to cause a disturbance to wildlife or to persons in the locality or holding any show, performance, exhibition or sports or public meeting.
12. Lighting any fire, stove, heater or other appliance capable of causing a fire, or letting fall or throwing any lighted match or lighted substance in a manner likely to cause fire.
13. Affixing or causing to be affixed any bill, placard, notice or advertisement to any wall, fence, building, barrier, railing, post or seat or any erection or ornament, or otherwise soiling, marking or defiling any wall, fence, building, barrier, railing, post or seat or any erection or ornament.
14. Riding, driving, parking, leaving, landing or propelling any mechanically propelled vehicle (including aircraft or hovercraft) on any part of the Restricted Area, except;
  - a. on any roadway designated for the time being for public vehicular access;
  - b. on land for the time being set aside for the purpose by the Council or its authorised agents and marked as such by signs;
  - c. in the case of mechanically propelled wheelchairs and similar personal mobility aids, whilst being used by any person with a disability requiring the use of such a vehicle.
15. Erecting, parking, leaving or occupying or using any tent, shed, caravan, vehicle or other structure for the purpose of habitation.
16. Wilfully obstructing or disturbing a warden or other authorised agent of the Council in the proper execution of his duty or any other person or servant of any person employed by the Council in the proper execution of any work in connection with the laying out, maintenance or control of the Restricted Area.

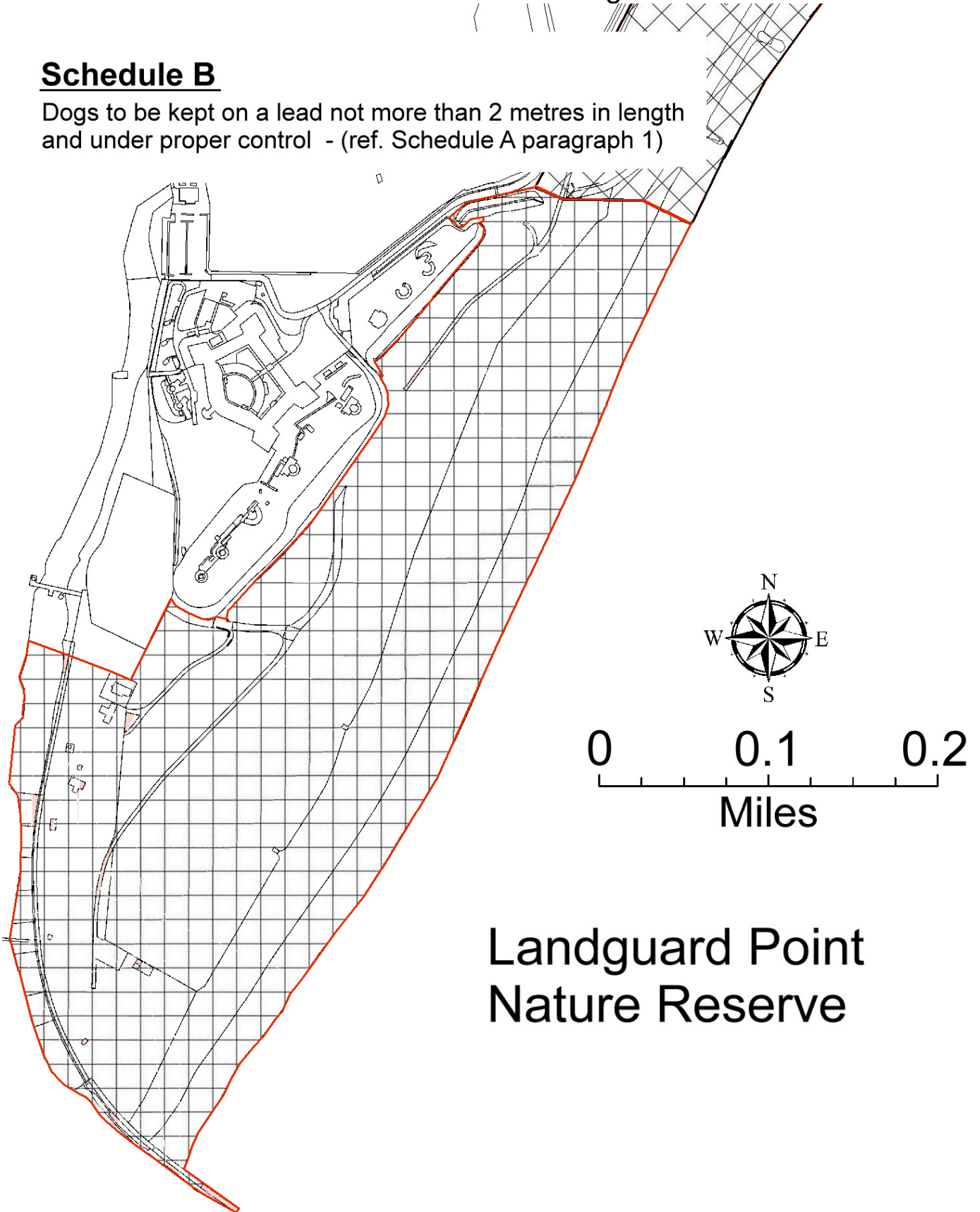
<<END OF SCHEDULE A >>

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## Schedule B

Dogs to be kept on a lead not more than 2 metres in length  
and under proper control - (ref. Schedule A paragraph 1)



Landguard Point  
Nature Reserve

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## Schedule C

The whole of the Restricted Area  
(ref. Schedule A paragraphs 2 to 16)

