

Draft Order

Brighton & Hove City Council (St James Court) Public Spaces Protection Order 2018

Brighton & Hove City Council in exercise of its powers under Section 59, 64 and 72 of the Antisocial Behaviour, Crime and Policing Act 2014 ('the act') hereby makes the following Order:

1. This order shall come into operation on xxxxxxxxxx and shall have effect for a period of three years thereafter, unless extended by further orders under the council's statutory powers.
2. This order relates to the footpath know as St James Court linking as shown on the attached plan.
3. The effect of this order is to restrict entry via the southern access point as shown on the attached plan at all times except for owners or occupiers of property adjoining the highway affected by this order needing to access the property. The northern access point will remain unaffected.
4. This order authorises the installation a lockable gate at the southern end of the affected highway, as shown on the attached plan. The gate will not restrict exit on to George Street at this point.
5. The alternative route for pedestrians will be along George Street. St James Court will remain accessible at all times via the northern entrance point.
6. Responsibility for the maintenance of the gates will lie with the residents and will be jointly managed by the council and residents and will be governed by a joint management agreement which will be put in place before this order is enacted.
7. The council is satisfied that the conditions set out in Sections 59, 64 and 72 of the act have been satisfied and that it is in all the circumstances expedient to make this order for the purposes of reducing crime and antisocial behaviour in and around the affected area. The council makes the order because criminal and anti-social behaviour in and around the affected area has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is of a persistent or continuing nature such as to make this unreasonable, and justifies the restrictions imposed by this order.
8. If any interested person desires to question the validity of this order on the grounds that the council had no power to make it or that any requirement of the act has not been complied with in relation to this order, he or she may apply to the High Court within six weeks from the date on which this order is made.

