

## **APPENDIX 6 - Draft PSPO Railway Level Crossing Kays**

### **WORCESTER CITY COUNCIL (FOOTPATH WR-678) PUBLIC SPACES PROTECTION ORDER 1 of 2022**

Worcester City Council ("the Council") in exercise of its powers under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 ("the Act") being satisfied that the conditions set out in section 59 of the Act have been met hereby makes the following Order:-

1. This Order may be cited as the Worcester City Council (Footpath WR-678) Public Spaces Protection Order ("the Order").
2. This Order takes effect on the [..... 2022] and continues to have effect for a period of three years thereafter unless extended by further orders under the Council's statutory powers.
3. This Order applies to Footpath WR-678, known as Kays Crossing, and is shown shaded red on the attached plan ("the Restricted Area").
4. The effect of this Order is to restrict the public right of way over the Restricted Area at all times to all persons.
5. This Order authorises the installation of two gates (identified by black lines on the attached plan) which will enforce the restriction.
6. The alternative route for pedestrians will be along the public Footpath routes via Footpaths WR-680 and WR-679 towards WR-676 and WR-675.
7. Responsibility for maintenance of the gate and pathway will lie with Worcestershire County Council.
8. The Council is satisfied that the conditions set out in Section 59 and 64 of the Act have been satisfied and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the Restricted Area that has a detrimental effect on the quality of life in the

locality. Furthermore the Council is satisfied that the effect of the activities 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.

9. Failure without reasonable excuse to comply with the prohibitions or requirements imposed by this Order is an offence under Section 67 of the Act. A person guilty of an offence under Section 67 of the Act is liable on summary conviction to a fine not exceeding level 3 on the standard scale or a fixed penalty notice of a maximum of £100.00.
10. If any interested person desires to question the validity of this Order on the ground 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.

Dated:

The Common Seal of Worcester City Council

Was hereunto affixed in the presence of:-