

Chorley Borough Council

Anti-Social Behaviour, Crime And Policing Act 2014

Public Spaces Protection Order (Chorley Town Centre)

This Order may be cited as Chorley Borough Council, Public Spaces Protection Order Number (?) of 2026.

Chorley Borough Council (“the Council”) exercises its powers under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 (“the Act”) and under all other enabling powers and makes this Order:

1. This Order shall come into operation on Day/Month/2026 and shall have an effect for 3 years thereafter, unless extended by further order under the Council’s statutory powers.
2. This Order relates to the part of the Chorley Borough Council area of the Town Centre of Chorley, as shown edged red on the plan in the Appendix (“the Restricted Area”).
3. The Council is satisfied that the conditions set out in Section 59(2) of the Act have been met. Namely, that anti-social and/or criminal activities have been carried out within the Restricted Area through engaging, promoting, encouraging or assisting in carrying out activities that cause anti-social behaviour such as the illegal sale of items, the use of Intoxicating Substances, the use of Controlled Drugs, the use of loud and persistent noise and criminal damage. These activities have had a detrimental effect on the quality of life of those in the locality and it is likely that the activities will be carried out within that area and have such an effect.
4. The Council is also satisfied that the conditions set out in Section 59(3) of the Act have been met. Namely, that the effect or likely effect of the activities is, or is likely to be, of a persistent or continuing nature and that these activities are unreasonable and justify the restrictions imposed by this Order and that it is, in all the circumstances, expedient to make this Order for the purpose of reducing crime and/or anti-social behaviour in a public place.

Definitions:

5. "Alcohol" has the meaning given by Section 191 of the Licensing Act 2003.

6. An “Authorised Person” is, for the purposes of this Order, a Police Constable, Police Community Support Officer or Council Officer and must be able to present their identity and proof of authorisation upon request.

7. “Controlled Drugs” has the meaning given by Section 2 of the Misuse of Drugs Act 1971. It does not include prescription medication.

8. "Intoxicating Substances" means substances with the capacity to stimulate or depress the central nervous system, or psychoactive substances (as defined by Section 2 of the Psychoactive Substances Act 2016). It does not include tobacco or prescription medication.

Prohibitions:

9. Person(s) within the restricted area will not create loud and persistent amplified sound which could reasonably cause nuisance defined under Section 78 of the Police, Crime, Sentencing and Courts Act 2022.

10. No person shall, whilst within the Restricted Area, place themselves in a position that implies they are begging for money or attempting to solicit in a manner that is intimidating or obstructive and includes (but not limited to) repeated requests for money, following a person, placing themselves within 5 metres of cash machines, shop entrances or car park ticket and payment machines, intentionally hindering or obstructing the free passage of a person.

11. Person(s) within the Restricted Area will not erect or occupy tents or other temporary structures in a public space without the permission of Chorley Borough Council.

12. Person(s) within the Restricted Area will not behave in any way which could reasonably cause harassment, alarm or distress to another person. This will include but is not limited to using verbal insults, making sexually inappropriate comments or gestures.

13. Person(s) within the Restricted Area will not urinate or defecate in a public place, except when using a designated public convenience.

14. Person(s) within the restricted area will not, use a bicycle, electric bicycle, scooter, skateboard or similar wheeled conveyance in a manner that they know, or ought to know, will cause, harassment, or distress to others nearby.

15. Person(s) within the Restricted Area will not consume Alcohol or be in possession of an open container of Alcohol in a public place except where that person is on premises exempted by Section 62 of the Act.

16. Person(s) within the Restricted Area will not ingest, inhale, inject, smoke or otherwise use Intoxicating Substances and/or Controlled Drugs in a public space.

Requirements:

17. Upon the request by an Authorised Person, any person(s) in breach of paragraph 15 are required to immediately surrender any Alcohol, container of Alcohol, or anything in their possession which the Authorised Person reasonably believes to be Alcohol or a container of Alcohol.

18. An Authorised Person may request a person to dismount if they are cycling, skateboarding, hover-boarding, riding an electric bike, riding a scooter, or using similar devices within the Restricted Area where they reasonably suspect that the person is riding in a malicious and/or dangerous manner as to cause harassment, alarm or distress to any person within that area.

Offences and Penalties:

19. It is an offence for a person without reasonable excuse to engage in any activity that is prohibited by this Order or, to fail to comply with any requirement of this Order.

20. In accordance with Section 63 of the Act, a person found to be in breach of this Order by continuing to consume Alcohol after being required by an Authorised Person to stop consuming Alcohol in breach of this Order, or by refusing to surrender Alcohol to an Authorised Person is liable on summary conviction to a maximum penalty of a level 2 fine on the standard scale or to a Fixed Penalty Notice up to £100.00.

21. In accordance with Section 67 of the Act, a person found to be in breach of this Order other than by continuing to consume Alcohol after being required to stop by an Authorised Person or by refusing to surrender Alcohol to an authorised person is liable on summary conviction to a maximum penalty of a level 3 fine on the standard scale or to a Fixed Penalty Notice up to £100.00.

Appeals:

22. In accordance with Section 66 of the Act, any interested person who wishes to challenge the validity of this Order on the grounds that the Council did not have the power to make the Order or that a requirement under the Act has not been complied with may apply to the High Court within six weeks from the date upon which the Order is made.

Appendix:

A map of the Town Centre area of Chorley, the boundaries of which are edged in red.