

What happens if someone breaches the Order?

If someone is seen breaching the PSPO (e.g. doing something that the PSPO restricts them doing) then they can be given a Fixed Penalty Notice of £80 (reduced to £50 if paid within 10 days) or be prosecuted.

Why do we need these Orders?

The Borough Council isn't trying to stop people from being able to enjoy themselves within the borough. The Orders are designed to ensure that people can enjoy our public spaces safely and without having to encounter anti-social behaviour.

If you (or your dog) are not causing a nuisance or disturbance and you are adhering to the Orders then this PSPO will not affect you in any way.

Who will enforce the PSPO?

Borough Council staff, Police and KCC Community Wardens will be able to enforce the PSPO and if they witness any breaches they will make a note of the incident and report it so that (if appropriate) a Fixed Penalty Notice can be issued.

Further information

A copy of the Public Spaces Protection Order is available on the Tonbridge and Malling Borough Council website:

www.tmbc.gov.uk

If you require any further information about the PSPO email:
csp@tmbc.gov.uk or

Telephone: 01732 876247.

A guide to the Public Spaces Protection Order in Tonbridge & Malling



If you have difficulty reading this leaflet and would like the information in another format, please call 01732 876247 or email csp@tmbc.gov.uk

What is a Public Spaces Protection Order (PSPO)?

In October 2014 the government implemented the Anti-Social Behaviour, Crime and Policing Act 2014 which gives local authorities and police more effective powers to deal with anti-social behaviour. One of the new powers included within this is a Public Spaces Protection Order (PSPO) which can be used to regulate activities in particular public places that can have a detrimental effect on the local community.

They can help by giving local councils and local police additional powers to tackle anti-social behaviour in specific locations.

It is up to each local authority to determine which behaviours they include in a PSPO but anything included must:

- have had, or are likely to have, a detrimental effect on the quality of life of those in the locality.
- are, or are likely to be, persistent or continuing in nature.
- are, or are likely to be, unreasonable. justifies the restrictions imposed.

Following consultation with the public Tonbridge & Malling Borough Council with partner agencies, have reviewed existing issues and as of April 2017 a PSPO is in place to prevent certain anti-social activities.

The PSPO replaces Dog Control Orders, Dogs (Fouling of land) Act and Alcohol Control Zones, which are being phased out by the government.

What areas will the PSPO cover?

The Borough Council has put in place a PSPO which covers a number of activities—some apply to all public spaces in the borough of Tonbridge and Malling and others will apply to specific locations.

A public space is any place to which the public or any section of the public has access (including foot-paths and the public highway), on payment or otherwise, as of right or by virtue of express or implied permission, for example a shopping centre.

The borough wide public space Orders are:

- Deterring dog fouling—it will be an offence for dog owners/walkers not to clear up after their dog when it 'fouls' in a public place
- Exclusion of dogs from Borough Council owned and maintained children's play areas—it will be an offence for dog owners/walkers to allow their dogs into a Borough Council play area
- Dogs on leads by direction— in order to stop a loose dog causing a nuisance, annoyance or disturbance to other people or to wildlife, dogs must be kept on a lead if the owner is instructed to do so by an authorised person. This is intended for use only where dogs are clearly out of control.
- Maximum number of dogs—this restricts the total number of dogs that one person can take onto a public place to six
- Introduction of a controlled alcohol zone—it will be an offence to continue to drink alcohol in a public place when asked by an authorised officer to cease and surrender that alcohol
- Deterring public urination/defecation—it will be an offence to urinate or defecate in a public place

What areas will the PSPO cover? (continued)

There are also Orders in place in specific locations.

Leybourne Lakes and Haysden Country Park

- No unauthorised barbecues
- No unauthorised swimming, bathing or boating
- Dogs must be kept on a lead within the designated signed areas
- No unauthorised camping

Tonbridge Memorial Gardens

- No wheeled sports activities allowed (including skateboards, BMX, in-line skating and scooters)

Tonbridge Moorings

- No unauthorised mooring
- No unauthorised camping

Tonbridge Racecourse Sportsground and Tonbridge Castle

- No unauthorised barbecues
- Dogs must be kept on a lead within the Castle Grounds
- No unauthorised camping

Tonbridge Farm Sportsground

- No unauthorised barbecues
- Dogs must be kept on a lead within the car park area
- No unauthorised camping

Tonbridge Cemetery

- Dogs must be kept on a lead within the Cemetery