

NORTH EAST LINCOLNSHIRE BOROUGH COUNCIL

PUBLIC SPACES PROTECTION ORDER 2023

RESORT, PARKS & OPEN SPACES

This Order is made by North East Lincolnshire Borough Council (the Council) in exercise of its power under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 (the Act).

- 1) The Order applies to the public areas shown on the maps annexed to this Order (the restricted areas).
- 2) The Council is satisfied that the two conditions below have been met, in that:
 - 2.1) Activities carried on in the restricted area have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the public place and they will have such an effect
 - 2.2) The effect, or likely effect, of the activities is, or is likely to be, of a persistent or continuing nature, is, or is likely to be, such as to make the activities unreasonable, and justifies the restrictions imposed by the Order.
- 3) This Order will have effect for a 3 year time period commencing on the 3rd April 2023.

4) The Prohibitions

The effect of this Order is to impose the following prohibitions on the restricted areas (annexes 1-3):

- 4.1) The lighting of fires and the use of any barbecues or disposable barbecues on council-owned parks and open spaces (annex 1), beaches (annex 3), the protected Site of Special Scientific Interest (SSSI) area (annex 2), and the seafront (annex 3).
- 4.2) The deliberate or intentional release of any sky lanterns, Chinese lanterns, helium balloons, or anything carrying an open flame, (except for organised firework displays held by or with formal consent of the Council), on council-owned parks and open spaces, beaches, the protected SSSI area, and the seafront.
- 4.3) Paragliders, paramotors or hang gliders landing on or taking off from council land, council-owned parks and open spaces, beaches, the protected SSSI area, and the seafront, other than in an emergency.
- 4.4) The use of any device designed or adapted for detecting or locating of any metal or mineral on council land, including council-owned parks and open spaces, beaches, the protected SSSI area, and the seafront, without prior approval.
- 4.5) Any overnight camping, or the erection of any structure, (including but not exclusively limited to: vehicles, tents, yurts, and any other temporary building), being used to occupy land on beaches, the protected SSSI area, promenades,

parks and open spaces, footpaths, car parks, and surrounding areas of the public realm, (with the exception of sunshades), without prior consent of the Council.

Sea Prohibitions:

- 4.6) The irresponsible use of Personal Water Craft (PWC), (including jet skis), on and around the seafront, which causes alarm, distress, and harassment to others.

This may include, but is not limited to, the use of a PWC in a manner that:

- a) Poses a risk to the safety of people
- b) Poses a risk of disturbance to wildlife
- c) Has the potential to cause harassment, alarm, and distress to any other beach/coast users, or residents, (e.g., in the dedicated swim lanes that are clearly marked out by buoys).

Fishing/Bait Digging Prohibitions:

- 4.7) Fishing is only at permitted at the Boating Lake, Cleethorpes Country Park, and Sidney Park, and is subject to the following conditions:

- a) All anglers must have a valid permit, purchased from the Tourist Information Centre at the Resort Hub.
- b) All anglers must have the appropriate rod licence issued by the Environment Agency.
- c) All anglers must produce on demand: a) permit, and b) rod licence.

Failure to comply with the above will breach this PSPO.

Fishing at any other council managed or maintained lake or pond is prohibited and will breach this PSPO.

- 4.8) Bait digging is only permitted in the following locations, and is subject to the following conditions:

- a) From North Promenade, between wonderland Terminal Groyne (Rock Groyne) and the Pier (annex 4).
- b) From Humberston, between the northern end of the Fitties and the dune stabilisation zone, at the end of 5th Avenue pedestrian access (annex 5).
- c) All bait diggers must have a valid permit, purchased from the Tourist Information Centre at the Resort Hub, and produce this on demand.

Failure to comply with the above will breach this PSPO.

Bait digging in any other location is prohibited and will breach this PSPO.

Slipway Prohibition:

- 4.9) Any vehicle is prohibited from parking on the Pier Slipway and Brighton Slipway (annex 3) outside of the resorts permitted slipway rules. Slipway Permits and additional information can be found at the Resort Hub.

- 5) Anyone wilfully obstructing or disturbing any authorised officer of the Council during his duties in the proper execution of this Public Space Protection Order will be deemed to be in breach of this Order.

6) The Penalties

The effect of this Order is to impose the following requirement:

- 6.1) A Police Constable or Authorised Officer may issue a fixed penalty notice to anyone he or she believes has committed an offence. A person committing an offence will have 14 days to pay the fixed penalty of £100, failing which they may be prosecuted.

An "Authorised Officer" means an employee, partnership agency or contractor of North East Lincolnshire Council who is authorised in writing by North East Lincolnshire Council for the purposes of giving directions under the Order.

- 6.2) Any person who without reasonable excuse fails to comply with any of the prohibitions or requirements commits an offence and is liable on summary conviction to a fine not exceeding level 3 on the standard scale (currently £1000).

7) Validity of Order

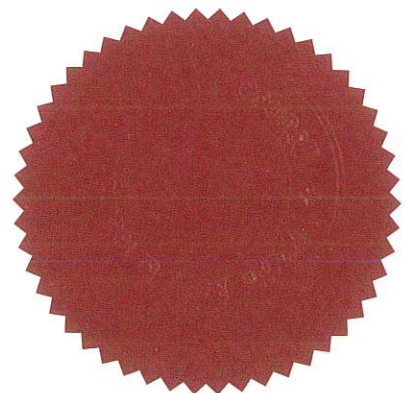
- 7.1) Any challenge to this Order must be made at the High Court within 6 weeks of it being made by someone who lives in, regularly works in or visits the restricted area.
- 7.2) The validity of the Order can be challenged on two grounds: that the Council did not have the power to make the Order or to include particular prohibitions or requirements; or that proper process had not been followed as prescribed by the Act.
- 7.3) When an application is made, the High Court can decide to suspend the operation of the Order pending the Court's decision, in part or in totality. The High Court has the ability to uphold the Order, quash it, or vary it.

Dated: 03/04/2023

The Common Seal of North East Lincolnshire
Borough Council was hereunto affixed in
the presence of:

LS Thompson

Authorised Signatory

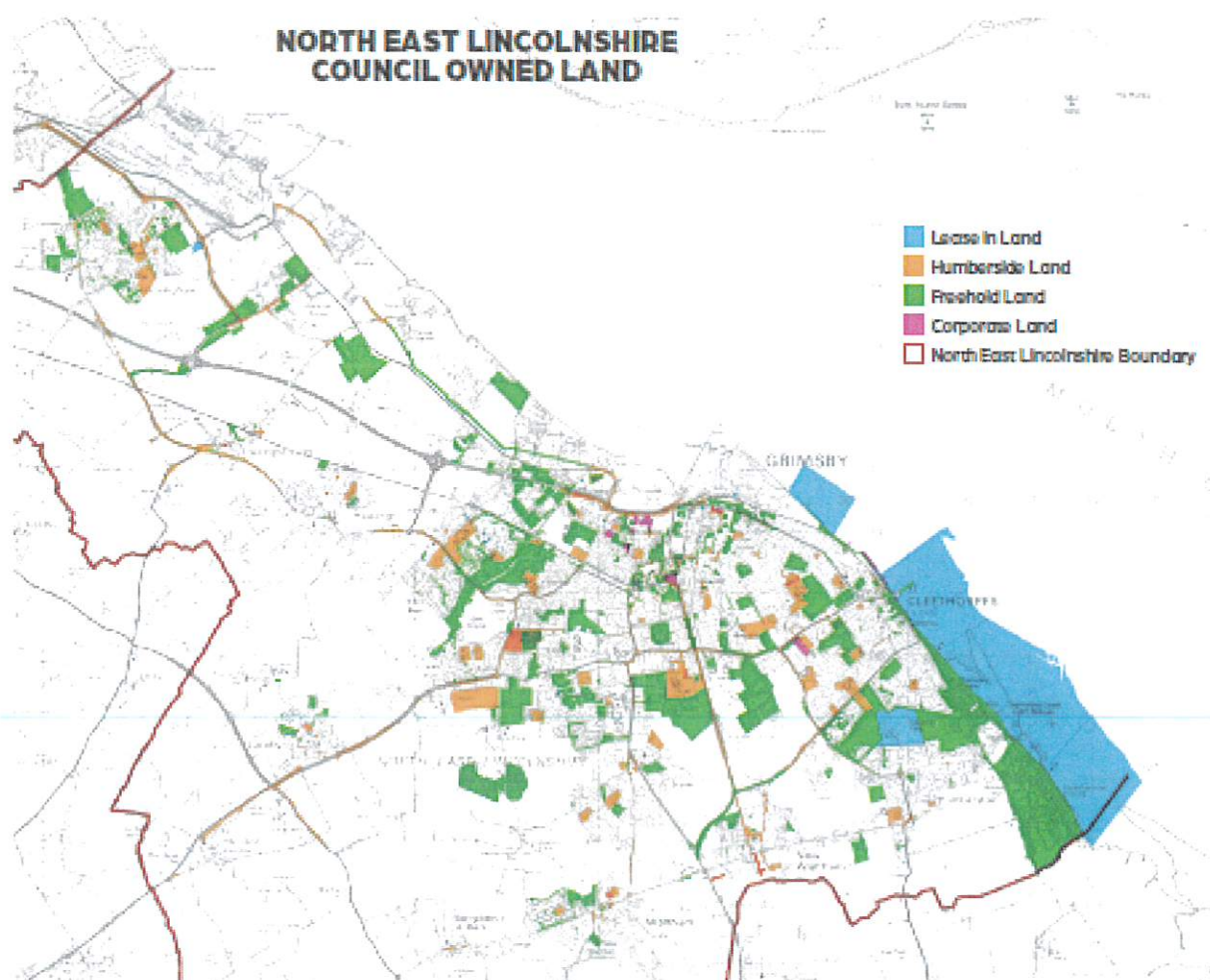


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Annex 1 Part 1 – Council Owned Parks & Open Spaces

Ainslie Recreation Ground	Novartis Ings Mitigation Site
Albion Street Play Park	Nunsthorpe Recreation Ground
Barrett's Recreation Ground	Oxford Street Play Area
Bradley Football Development Centre	Peoples Park
Bradley Woods	Pilgrims Mount
Butt Lane Park	Poplar Road Playing Field
Capes Recreation Ground	Quantock Road Recreation Ground (Fairfield Avenue Play Space)
Carver Road Play Park	Resort Garden Areas (Dolphin, Pier, Musical, Kingsway garden)
Chapel Lane Playing Fields (Habrough)	Rose & Crown Fields
Clee Fields	Roval Drive Play Park
Cleethorpes Boating Lake	Roval Drive Open Space
Cleethorpes Country Park	Scartho Top Play Park
Coomb Briggs Wood	School Walk Play Park (Love Lane Corner)
Cranwell Drive	Scrivelsby Court Play Park
Cravens Lane Playground	Sidney Park
Cress Marsh Mitigation Site	Six Hills Street Play Park
Dixons Woods	Spring Street Playing Field
Duke of York Gardens	St Anthony's Bank
Ford Avenue Recreation Ground	St Christophers Playing Field (Jubilee Park)
Freshney Parkway inc. Yarrow Road Play Space	Sunningdale Open Space
Gedney Place Open Space (Wybers)	Sussex Recreation Ground
Grant Thorold Park	Sutherland Park
Habrough New Park	The Towers Open Space (opp. St James School)
Hardy's Recreation Ground	The Green Cemetery Crescent
Haverstoe Park	Victoria Park (Cooper Lane playing fields)
King George V Playing Field	Weelsby Woods
King George V Stadium	West Marsh Country Park
Kingston Gardens/Woods	Westward Ho Old Ambulance Station Recreation Ground/Woodland Field
The Spinneys Laceby Road (Bradley Hollow)	Wingate Parade Open Space
Mount Pleasant Playing Fields	Winslow Drive
Neville Turner Way Open Space	

Annex 1 Part 2 – Council Owned Parks & Open Spaces



Annex 2 – Sites of Special Scientific Interest (whole area inside the red lines)

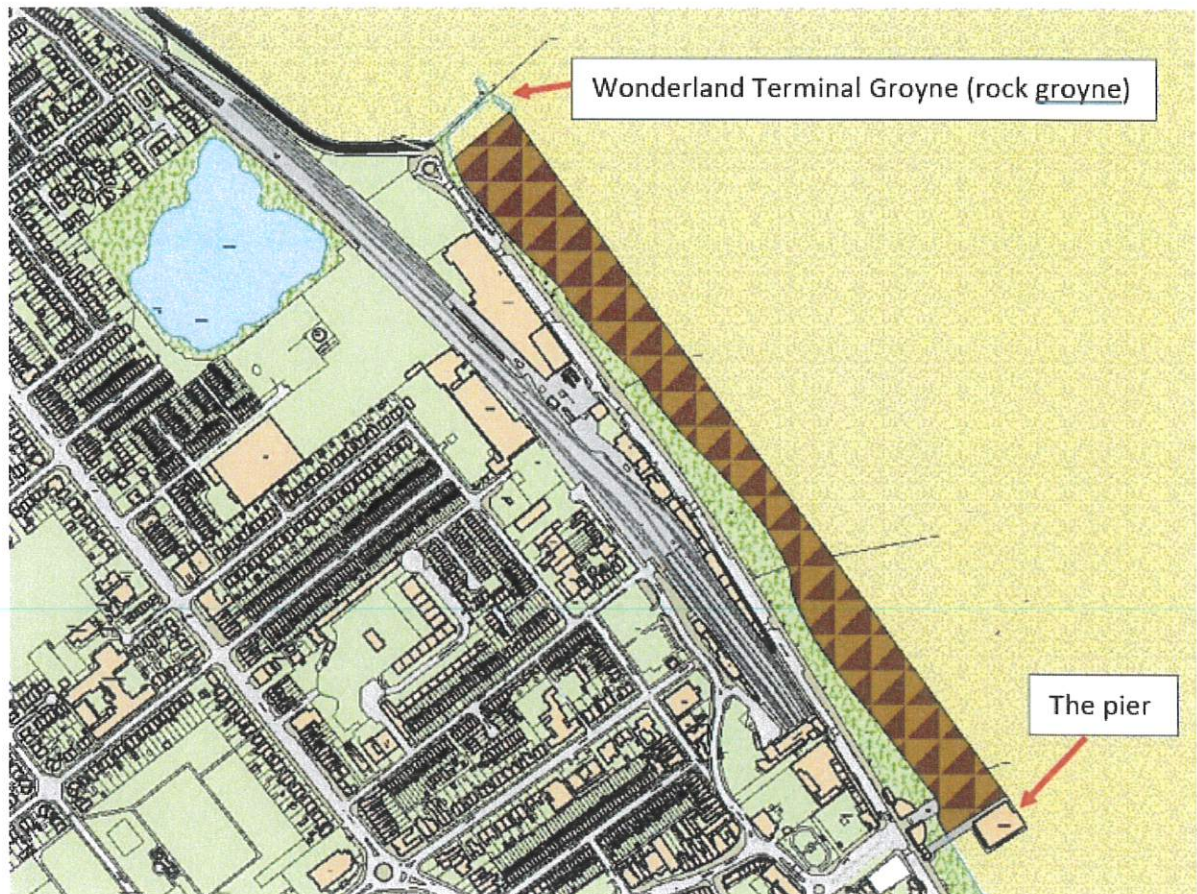


Annex 3 – Cleethorpes area (Beaches & Seafront) inc. Slipways



Annex 4 - Bait Digging Location 1

From North Promenade, between wonderland Terminal Groyne (Rock Groyne) and the Pier (only within shaded area).



Annex 5 – Bait Digging Location 2

From Humberston, between the northern end of the Fitties and the dune stabilisation zone, at the end of 5th Avenue pedestrian access (only within shaded area).

