

# 2023 Consultation: Public Space Protection Order (PSPO) for Rhyl Town Centre

We are consulting on a Public Space Protection Order (PSPO) for Rhyl town centre.

The effect of the PSPO will be to prevent and deal with individuals and groups of people consuming alcohol and/or causing anti-social behaviour on the High Street.

## What is a Public Space Protection Order (PSPO)?

A PSPO bans certain activities or behaviours within a geographical area, which may be considered to be anti-social.

The order itself is made by the local County Council, and it is enforced by the local Police authority.

A PSPO can be put in place for a specified period of time, up to a maximum of 3 years.

## Why do we want to implement a PSPO for Rhyl town centre?

Rhyl town centre has higher levels of anti-social behaviour than other areas of Rhyl. This anti-social behaviour is unfair and harmful to residents, businesses and visitors to the High Street area.

Rhyl town centre has previously had two PSPOs for anti-social behaviour in place.

The first PSPO was introduced by the Council in 2016.

Since 2016, we have worked hard with North Wales Police and other partners to ensure there are a range of measures in place alongside the PSPO to support people and discourage them from committing anti-social behaviour.

These measures include:

- Support and specialist services for people with alcohol or substance issues
- Re-opening Rhyl Youth Centre on the Promenade
- Dedicated support for young people as part of the Safer Streets funding scheme
- Projects to help prevent people from becoming homeless
- Regular meetings between the Council, North Wales Police and other organisations to share issues, collectively tackle problems, and learn from success stories.

These measures have been successful at reducing anti-social behaviour by approximately 25% since the first PSPO was introduced in 2016.

We will continue to work hard with North Wales Police and other organisations to address the causes of anti-social behaviour at their root cause and prevent future incidents, however we believe that the PSPO as a tool for addressing anti-social behaviour when it does happen is still a vital tool in ensuring that Rhyl town centre can be a safe, welcoming and inclusive environment for everybody.

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## What do we want to know?

We want to know what you think.

A full copy of the proposed PSPO is available on the next page. A short questionnaire is available on the Council's website.

We would like you to tell us:

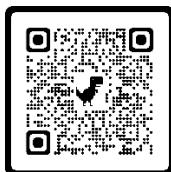
1. Whether you agree with the proposed PSPO being implemented for a period of up to 3 years
2. If the PSPO goes ahead, whether you agree that it should address anti-social behaviour and street drinking
3. If the PSPO goes ahead, whether you agree with the proposed boundaries

We would also welcome any other observations or comments you may wish to make.

You can feed back in one of the following ways:

1. Complete the online feedback form by visiting the following web page:

<https://countyconversation.denbighshire.gov.uk/project/745>



2. Complete a paper version of the feedback form and return it to any Denbighshire County Council Library
3. Email [corporateprogrammeoffice@denbighshire.gov.uk](mailto:corporateprogrammeoffice@denbighshire.gov.uk)
4. Write to Corporate Programme Office, PO Box 62. Ruthin LL15 9AZ

The closing deadline for all responses is 21<sup>st</sup> January 2024

# DENBIGHSHIRE COUNTY COUNCIL PUBLIC SPACE PROTECTION ORDER 2023

Anti-social Behaviour, Crime and Policing Act 2014  
(Chapter 2)

## RHYL TOWN

Notice is hereby given that Denbighshire County Council ("the Council") in exercise of its powers under Sections 59, 63 and 72 of the Anti-Social Behaviour, Crime and Policing Act 2014 ("the Act") and under all other enabling powers, proposes to make the following order:

The draft of the proposed order is set out below. Further details and reasons for making the order may be inspected during normal office hours at Rhyl Library. The proposed order is also published on the Council's website [www.denbighshire.gov.uk](http://www.denbighshire.gov.uk)

The land described by the map attached being land in the area of the Council is land to which the Anti-Social Behaviour, Crime and Policing Act 2014 applies and will be protected by the making of this Order (hereinafter called the "designated restricted area").

The Order may be cited as the Rhyl Town Centre Public Spaces Protection Order 2023 and will come into force on **[insert date]** for a duration of 3 years.

The Council makes the Order because behaviour within the Designated Restricted Area has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of the aforementioned behaviour is, or is likely to be, of a persistent or continuing nature, is or is likely to be, such as to make it unreasonable, and justifies the restrictions imposed by the Order.

### 1. Anti-Social Behaviour

1.1 An authorised person may request that an individual, or a group, within the restricted area disperse, where they reasonably suspect any person in that group is causing, or likely to cause nuisance, alarm, harassment or distress to any other person.

1.2 A person engaged in ASB is prohibited from remaining (either individually or in a group of two or more people) within the restricted area after an authorised person has requested that the group disperse and must not return for a specified period of up to 48 hours.

1.3 A person is prohibited from loitering in shop doorways within the restricted area, with the apparent purpose of causing nuisance, harassment, alarm or distress.

1.4 A person is prohibited from loitering in a state of alcohol or drug induced intoxication within the restricted area.

## **2. Street Drinking**

2.1 A person is prohibited to be in possession of an open container of alcohol in a public place ( even if empty) within the area designated by the public space protection order.

2.2 It is prohibited to be in possession of an unopened container of alcohol in a public place within the restricted area in such circumstances that would lead a reasonable person to suspect that such a container is likely to be opened and consumed in a public place within the restricted area.

2.3 A person is required to surrender any alcohol in their possession when asked to do so by an authorised person in the restricted area.

### **Persons authorised to enforce this Order - Police Officer and Police Community Support Officer**

Section 63 of the Anti-Social Behaviour Crime and Policing Act says that where a constable or authorised person reasonably believes that you are in breach of this Order, the constable or authorised person may require you to comply with the provisions set out in paragraphs 1 and 2 above.

### **Offence**

Any person who, without reasonable excuse, fails to comply with the prohibitions in 1 and 2 above commits an offence.

## Penalty

A person who is guilty of an offence in respect of failure to comply with the prohibitions 1 and 2 above shall be liable on summary conviction to a fine.

## Fixed Penalty

A constable or authorised person may issue a fixed penalty notice to anyone he or she believes has committed an offence. You will have 14 days to pay the fixed penalty. If you pay the fixed penalty within the 14 days you will not be prosecuted.

## Appeals

Any challenge to this order must be made in the High Court by an interested person within six weeks of it being made.

An interested person is someone who lives in, regularly works in, or visits the restricted area. This means that only those who are directly *affected* by the restrictions have the power to challenge. The right to challenge also exists where an order is varied by the Council. Interested persons can challenge the validity of this order on two grounds: that the Council did not have power to make the order, or to include particular prohibitions or requirements; or that one of the requirements of the legislation, for instance consultation, has not been complied with.

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: **[insert date]**

The Common Seal of  
Denbighshire County Council  
was affixed in the presence of:

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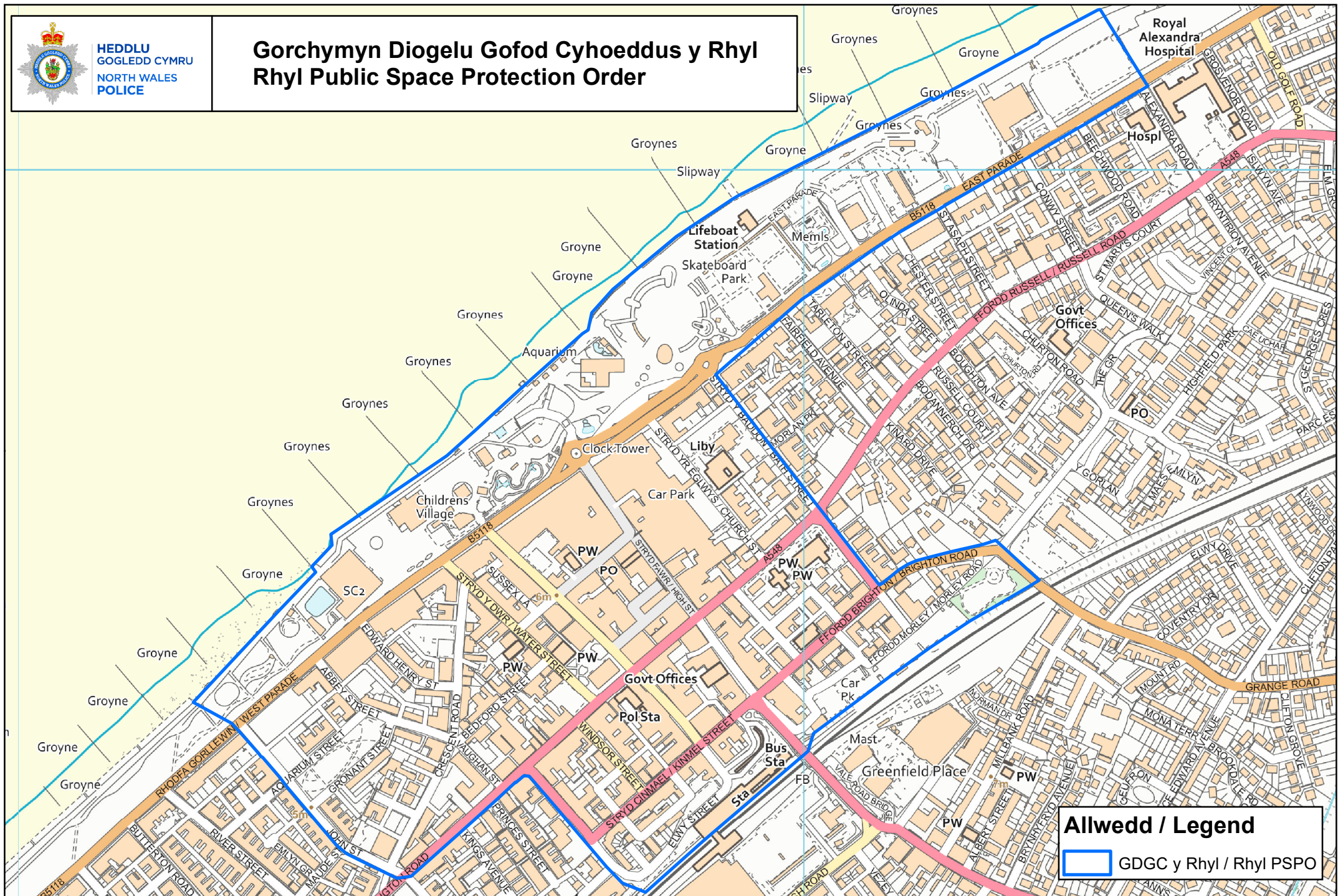
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**HEDDLU  
GOGLEDD CYMRU  
NORTH WALES  
POLICE**

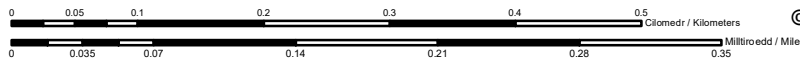
# Gorchymyn Diogelu Gofod Cyhoeddus y Rhyl Rhyl Public Space Protection Order



**Allwedd / Legend**

GDGC y Rhyl / Rhyl PSPO

Graddfa / Scale 1:6,000  
Pan yn argraffu ar A4 / When printed on A4  
Dyddiad / Date 02/11/2023



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