

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014 (ABCPA 2014)

VARIATION OF PUBLIC SPACES PROTECTION ORDER

Made by: FYLDE BOROUGH COUNCIL (the Council)

- A. This order varies a public spaces protection order made by the Council on 21 December 2020 ('the Original Order').
- B. This is the variation made by this order:

In paragraph 3 of the Original Order, delete the following: "*, except that it does not apply before Good Friday or after 30 September in any year*"

- C. The variation made by this order comes into effect the day following the date when this order was made.
- D. The text of the Original Order as varied is shown below:

1. THE ORDER

This is a **public spaces protection order** made by the Council under section 59 of ABCPA 2014.

2. WHERE DOES THIS ORDER APPLY?

This order applies to The **Promenade and Promenade Gardens**, Lytham St Annes between Fairhaven Road car park and North Promenade car park.

3. WHEN DOES THIS ORDER APPLY?

This order comes into force on **1 January 2021** and applies up **to and including 30 September 2023**.

4. WHO DOES THIS ORDER APPLY TO?

This order applies to **any person in charge of a dog**.

5. WHAT DOES THIS ORDER REQUIRE?

This order requires a person to **keep any dog in their charge on a lead**.

6. ARE THERE ANY EXCEPTIONS?

The requirement in paragraph 5 above does not apply if:

The person has a **reasonable excuse** for not keeping the dog on a lead;

The person **is allowed** to keep his dog off a lead by the owner or occupier of the public place; or

The person has a disability (within the meaning of the Equality Act 2010) and the dog is their **guide dog** or assistance dog.

7. WHAT CAN HAPPEN IF I BREACH THIS ORDER?

You can be given a **fixed penalty** notice of £100. Or **you could be prosecuted** in the magistrates' court for a criminal offence and be fined up to £1,000.

THE COMMON SEAL OF Fylde
Borough Council was affixed
hereunto this *tenth* day
of *December* 2021



In the presence of

Jon Cunn

Head of Governance