

# Brent Council

## Public Space Protection Order

### ANTI-SOCIAL CRIME AND POLICING ACT 2014

The London Borough of Brent, in exercise of its powers under section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014, will on 1 January 2023 for a duration of 3 years establish a Public Spaces Protection Order (PSPO), identifying Restricted Areas (outlined in three maps below) where the activities listed under PROHIBITIONS are prohibited and where a Police Officer, Police Community Support Officer (where accredited) or Authorised Council Officers have the power to require persons undertaking any of the restricted actions to cease forthwith.

From (time) 0001 hrs (24 hour clock) on (date) 1 January (year) 2023  
 To (time) 2359 hrs (24 hour clock) on (date) 31 December (year) 2026

A public spaces protection order is an order that identifies the **public place\*** referred to in a **restricted area\*** and (a) prohibits specified things being done in the restricted area and/or (b) requires specified things to be done by persons carrying on specified activities in that area.

**\*Public place** means any place to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission

**\*Restricted area** means the area defined to prohibit and/or act upon specified things in that area

#### Borough Wide

Restricted area: Outlined in the map below



## PROHIBITIONS

Within the restricted area described above, the following are prohibited: -

### 1. Consumption of alcohol

Any person intends to, is or has been consuming alcohol, without reasonable excuse. This person must;

- a. cease the consumption of alcohol immediately
- b. surrender any alcohol that the authorised officer reasonably believes to be, alcohol or a container for alcohol (this includes any sealed containers).
- c. A reasonable excuse includes, an area adjoining a premises which is licensed to supply and permit the consumption of alcohol.

### 2. Use of illegal drugs or psychoactive substances

Any person preparing to use or using illegal drugs or psychoactive substances (formerly known as illegal highs or balloons). This person must;

- a. cease use immediately
- b. surrender any of the drug or psychoactive substance including any paraphernalia used for the use of such drug or psychoactive substance

A person in possession of a psychoactive substance with a reasonable excuse will not be subject to this prohibition.

### 3. Littering (urination or defecation)

Any person urinating or defecating in a place other than a serviced public convenience.

### 4. Littering (spitting)

Any person who spits.

### 5. Littering (bottles, cans, packets, food, paper, chewing gum, cigarette butts etc.)

Any person who abandons (leaves behind) bottles, cans, packets, food, paper, chewing gum, cigarette butts etc.) other than in an appropriate receptacle (bin).

### 6. Dog fouling

Any person responsible for a dog at the time, who fails to pick up their dog mess (faeces) immediately and dispose of it in an appropriate receptacle (public bin or taken away with them).

### 7. Illegal trading (food or other items in the street)

Any person who street trades, which includes the buying and/or selling of any item(s) or services (whether for financial gain or reward) without the written consent from the landowner and/or the London Borough of Brent.

### 8. Use of megaphone or microphone with speaker

Any persons that uses a microphone or megaphone with a speakers without the written authorisation from the landowner and/or the London Borough of Brent.

### 9. Aggressive begging

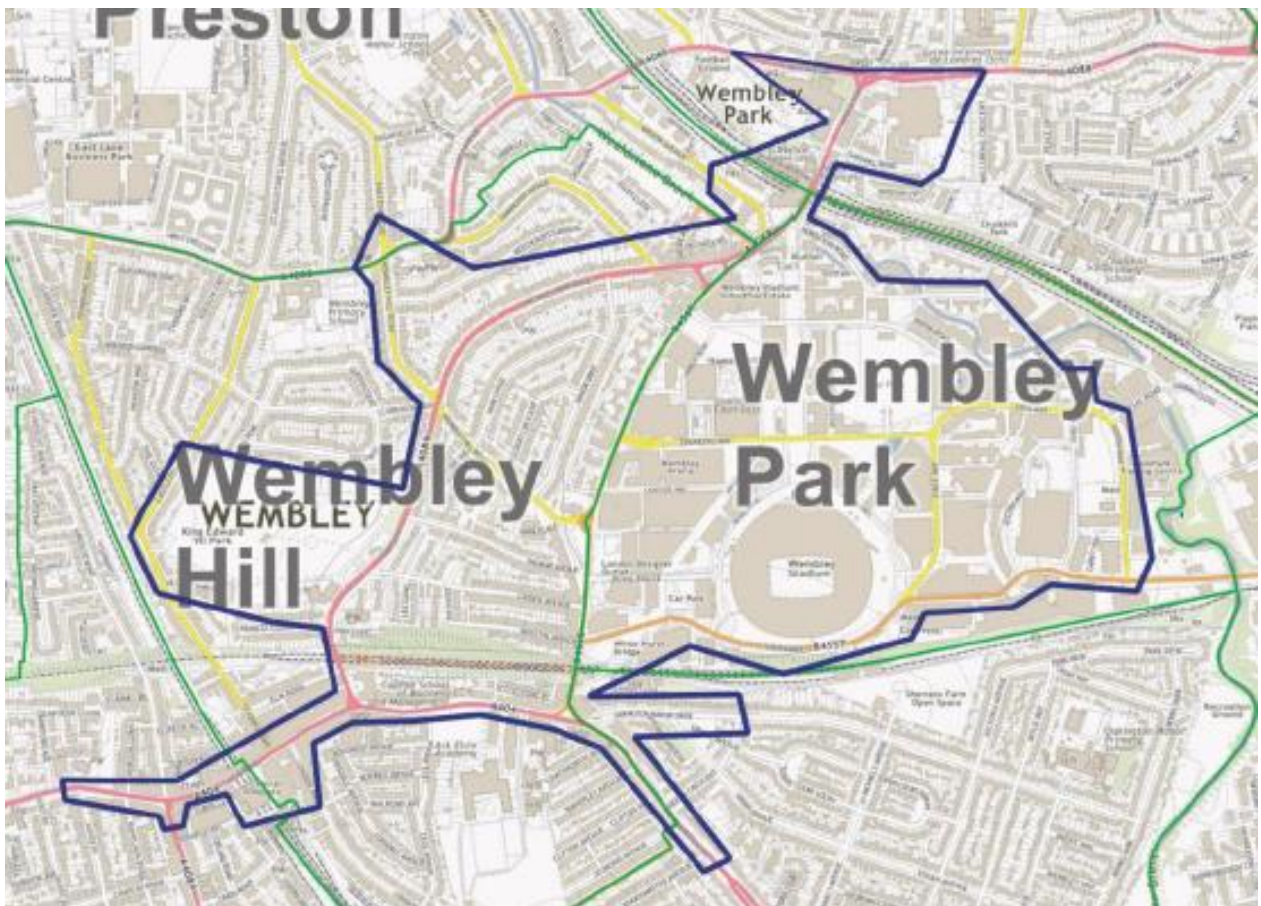
Any person who aggressively begs for food, money or other items. This includes;

- a. Begging with an intent to intimidate which may include repeated requests
- b. Approaching or following a person whilst making a request
- c. Continuing to make requests when a negative response has been given

- d. Begging with use of false or misleading information
- e. Involving activities that are unsafe or dangerous to any person or property
- f. Attempting to provide or deliver unrequested or unsolicited services or products with a demand or pressure for money.

### Wembley Park

Restricted Area: All areas contained within the following; from the junction of Wembley Stadium station along the railway line to Hannah Close, leading onto the railway line up to Bridge Road, up towards the first section of Forty Avenue and Forty Lane, back down towards Empire Way, Wembley Hill Road and Wembley Park Drive leading onto Park Lane to include King Edwards VII Park, down onto High Road, Wembley and in one direction to Harrow Road at the junction of Napier Road and in the other direction towards Harrow Road to the junction of Berkhamsted Avenue and to include the first section of Oakington Manor Drive and back to the railway line at Wembley Stadium station. The map indicates the first sections of some side roads such as Brook Avenue located next to Wembley Park station which will also include the prohibitions.



### PROHIBITIONS

Within the restricted area described above, the following are prohibited: -  
**Prohibitions 1-9** above also apply in this area

**10. Illegal trading of merchandise**

Any person who buys and/or sells any merchandise (whether for financial gain or reward) without the written consent from the landowner and/or the London Borough of Brent.

**11. Illegal trading of tickets (ticket touting)**

Any person who buys and/or sells tickets (whether for financial gain or reward) without the written consent from the landowner and/or the London Borough of Brent.

**12. Distribution of free literature**

Any person who distributes free literature which includes leaflets, the giveaway of free items/samples etc. without authorisation from the London Borough of Brent. The following are exempt;

- a. Political, charitable and religious purposes but must not obstruct the public highway

**13. Charity collectors**

Any person who undertakes Charity Collections without the consent from London Borough of Brent.

**14. Busking without consent**

Any person who undertakes busking without the consent of the landowner and/or the London Borough of Brent. This is to eliminate any risk of disturbance or nuisance to any other parties. For e.g. by blocking footpaths or causing excessive noise.

**15. Ambush marketing (including fly posting)**

Any person who advertises, affixes or distributes any promotional adverts, offers or items (including but not limited to street furniture, stands, stalls, banners, posters or stationary vehicles).

**16. Pyrotechnics (including fireworks, flares or smoke emitters)**

Any person who lets off or handles fireworks, including flares and smoke emitters.

**17. Obstruction of the public highway, preventing the free flow of person's movement**

Any person who upon being requested to move by an authorised officer, continues to obstruct the public highway, preventing the free flow of person's movement

**18. Flying of drones**

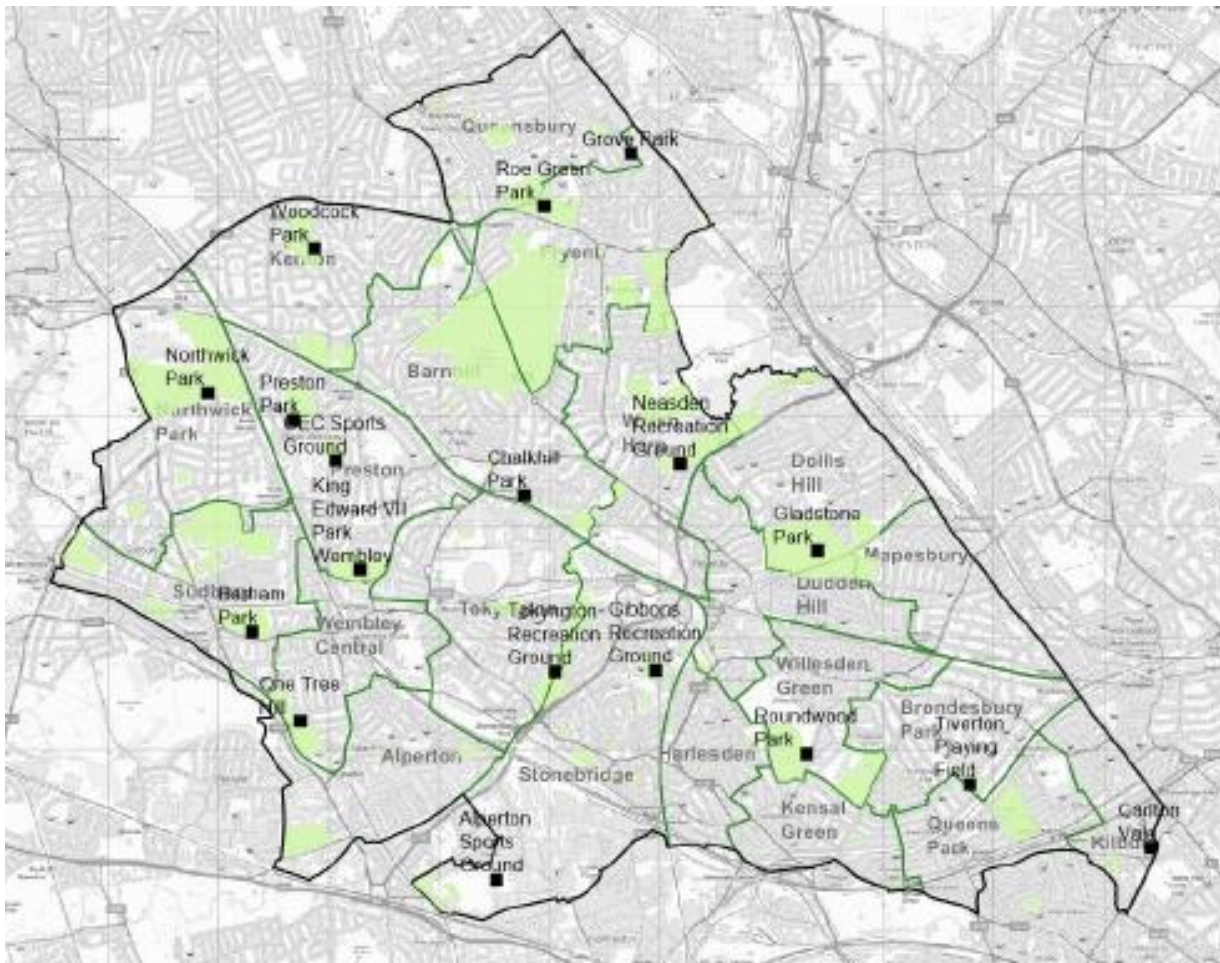
Any person who flies a drone without the written consent of Brent Council.

---



## Parks, Open Spaces, Cemeteries and Graveyards

Restricted Area: All parks, open spaces, cemeteries and graveyards in the London Borough of Brent



**Please note:** These maps are intended to illustrate the parks, open spaces, cemeteries and graveyards only. For a full list of Brent parks, open spaces, cemeteries and graveyards, please see the separate list in Appendix 1. Any other park or open space not owned by Brent Council which is considered a 'public place' for the purposes of this PSPO may be included. Appropriate signage will indicate if it is included.

**Prohibitions 1-6** above also apply in this area

### 19. Unauthorised use of motor vehicles (including e-scooters and e-bicycles)

Use of a motor vehicle (such as vans, cars, motorbikes, mopeds and e-scooters) without the written consent of Brent Council. This does not include;

- a. Electrically assisted pedal cycles (which are not classified as a motor vehicle)
  - i. cycle must be fitted with pedals that are capable of propelling it.
  - ii. maximum continuous rated power of the electric motor must not exceed 250 Watts.
  - iii. electrical assistance must cut-off when the vehicle reaches 15.5 mph
  - iv. must have front and rear illumination

Consent for the use of car parks in parks and open spaces is implied. A vehicle that enters a car park and causes a public nuisance is in breach. Nuisance in this case may include revving, speeding, horn blowing, shouting or the playing of music.

### 20. Use of permitted vehicles without due care and attention

Use of permitted vehicles (such as pedal cycles, push scooters and electrically assisted pedal cycles) without due care and attention.

- a. Definition of an Electrically Assisted Pedal Cycle (EAPC) (which are not classified as a motor vehicle)
  - i. cycle must be fitted with pedals that are capable of propelling it.
  - ii. maximum continuous rated power of the electric motor must not exceed 250 Watts.
  - iii. electrical assistance must cut-off when the vehicle reaches 15.5 mph.
  - iv. must have front and rear illumination

#### **21. Loss of control of dogs**

Any person responsible for a dog;

- a. where the dog is not reasonably within eyesight of the responsible person and/or where a dog does not respond to being beckoned (recalled) by the owner
- b. who fails to follow instructions by an authorised officer to put a dog on a lead.

#### **22. Dogs that are prohibited from specific areas**

Any person responsible for a dog must not enter specific areas such as multi-use games areas (MUGA), playgrounds, tennis courts and any other areas where a notice specifies that dogs are prohibited.

#### **23. Letting a dog off a lead in a specified area**

Dogs must be kept on a lead in areas such as walled gardens, graveyards, cemeteries and areas where a notice specifies that dogs must be on a lead. The dog must be on a lead prior to entering the area.

#### **24. More than four dogs being walked at the same time**

Any person who walks more than four dogs at any time.

#### **25. Flying drones and model aircrafts**

Any person who flies a drone or any other form of model aircraft without the written consent of the London Borough of Brent.

#### **26. The lighting of fires or use of barbeques**

Any person who lights a fire or uses a barbeque.

#### **27. The use of fireworks in a banned area**

Any person who uses fireworks without the written consent of the London Borough of Brent.

#### **28. Defacing or damaging fixtures, furniture or other items**

Any person who defaces or damages fixtures, furniture or other items (such as trees, bushes and plants).

#### **29. Launching of sky lanterns**

Launching sky lanterns that 'rely on an open flame to heat the air inside the lantern'.

#### **30. Feeding wild animals inclusive of birds**

Any person who feeds wild animals inclusive of birds. This includes the laying down of food for wild animals even if they are not present at the time of the food being laid.

### **31. Unauthorised event or activity**

Any person who uses any area in an open space for an event/activity where it;

- a. requires booking (such as sports pitches or organised gatherings) and/or
- b. interferes with others' use of the open space or its car park and/or
- c. where there is a financial gain (a business or trade)

The event or activity may include;

- a. an activity carried out by an individual or group or
- b. unauthorised sporting activity that creates a public nuisance or
- c. a gathering that creates a public nuisance

### **Breach of PSPO**

#### Alcohol Consumption

Failure to comply with the consumption of alcohol prohibition is a criminal offence, subject to a fine not exceeding level two (up to £500) upon prosecution. A warning will be issued upon the first instance of a breach. Further breaches will result in the issuing of a Fixed Penalty Notice (£100), payable within 14 days. If paid within 10 days, a discounted charge of £75 is applied. Payment of the Fixed Penalty Notice discharges liability to conviction for the offence.

#### All other Breaches

Failure to comply with any other prohibition is a criminal offence, subject to a fine not exceeding level three (up to £1000) upon prosecution. A breach of the PSPO could result in the issuing of a Fixed Penalty Notice (£100), payable within 14 days. If paid within 10 days, a discounted charge of £75 is applied. Payment of the Fixed Penalty Notice discharges liability to conviction for the offence.

A notice will be displayed in the affected area displaying the prohibitions and announcing the end of the authority when it no longer applies. For further information, contact the Environmental Enforcement Team, 5th Floor, Brent Civic Centre, Engineers Way, Wembley, Middlesex HA9 0FJ or [waste.enforcement@brent.gov.uk](mailto:waste.enforcement@brent.gov.uk)

---