

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014**OLDHAM COUNCIL****SADDLEWORTH MOOR - OLDHAM****PUBLIC SPACES PROTECTION ORDER 2019**

Oldham Council (“the Council”) in exercise of its power under section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 (“the Act”) and of all other enabling powers being satisfied that the conditions set out in section 59 of the Act have been met hereby makes the following Order:-

1. This Order applies to the public places described in the Schedule to this Order and shown hatched in red on the plan annexed to this Order (“the Restricted Areas”).
2. A person shall be guilty of an offence if, without the prior written consent of the Council, they light a fire of any type or size in the Restricted Areas.
3. A person shall be guilty of an offence if, without the prior written consent of the Council, they are in possession of, or light, a barbecue in the Restricted Areas.
4. A person shall be guilty of an offence if, without the prior written consent of the Council, they are in possession of, or light a firework in the Restricted Areas. For the purposes of this Article, “firework” means a firework as defined in section 1 of the Fireworks Act 2003.
5. A person shall be guilty of an offence if, without the prior written consent of the Council, they light a Chinese lantern or other open flame heat source lantern in the Restricted Areas.
6. The restrictions in Articles 2 to 5 to this Order shall not apply to any police, ambulance or fire service personnel acting in pursuance of statutory powers or duties.
7. The restrictions in Articles 2 to 5 to this Order shall not apply to any land or premises within the Restricted Areas where there is no implied public access or public right of way over the land or premises.
8. Any person who, without reasonable excuse, fails to comply with the requirements of Articles 2 to 5 of this Order commits an offence and shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.
8. This Order shall come into force on XXXXX for a period of three years.

SCHEDULE

Restricted Areas

Those parts of Saddleworth Moor within the Borough of Oldham up to the contiguous local authority boundaries with Tameside, Rochdale and Kirklees Councils and adjacent to the Borough ward boundaries of Shaw and St James.

THE COMMON SEAL of)
OLDHAM BOROUGH)
COUNCIL was hereunto)
affixed on)
in the presence of: -