

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014**OLDHAM COUNCIL****OLDHAM MOORLANDS****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. The following definitions apply to this Order:

“access land” has the same meaning as contained in section 1 of the Countryside and Rights of Way Act 2000;

“firework” means a firework as defined in section 1 of the Fireworks Act 2003; and

“moorland” means land covered by semi-natural upland vegetation.
2. This Order applies to the public places described in the Schedule to this Order which lie within the area shown coloured pink on the plan annexed to this Order (“the Restricted Areas”).
3. 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.
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 barbecue in the Restricted Areas.
5. 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.
6. 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.
7. The restrictions in Articles 3 to 6 to this Order shall not apply to any police, ambulance or fire service personnel acting in pursuance of statutory powers or duties.
8. Any person who, without reasonable excuse, fails to comply with the requirements of Articles 3 to 6 of this Order commits an offence and shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

