

LONDON BOROUGH OF NEWHAM
Anti-Social Behaviour, Crime and Policing Act 2014

PUBLIC SPACES PROTECTION ORDER (Motor Vehicle Nuisance) (Order 1 of 2023)

Beckton, Custom House, Royal Albert, Royal Victoria and Stratford Wards

WHEREAS the London Borough of Newham (“the Council”) is satisfied that the requirements of sections 59 and 72 of the Anti-Social Behaviour, Crime and Policing Act 2014 (“the Act”) have been satisfied and that it is, in all the circumstances, appropriate to make this Order.

WHEREAS the Council is satisfied that activities have been and will continue to be carried out in the designated areas referred to below which have had and will continue to have a detrimental effect on the quality of life of those in the locality, such activities being motor vehicle nuisance and street racing in public places, leading to anti-social behaviour.

WHEREAS the Council is satisfied that the effect of the activities is, or is likely to be, of a persistent or continuing nature and is, or is likely to be such as to make the activities unreasonable and the effect justifies the restrictions imposed by this Order.

WHEREAS the Council is satisfied that the prohibitions imposed by this Order are ones that it is reasonable to impose an Order to prevent the detrimental effect from continuing, occurring, or recurring or to reduce that detrimental effect or to reduce the risk of its continuance, occurrence or recurrence.

WHEREAS the Council has had particular regard to the rights of freedom of expression and freedom of assembly set out in articles 10 and 11 of the European Convention on Human Rights.

THE COUNCIL MAKES the following Order in exercise of its powers under section 59 of the Act.

1. This Order may be cited as the London Borough of Newham (Motor Vehicle Nuisance) Public Spaces Protection Order (No.1 of 2023) (“the Order”).
2. This Order takes effect on the 18 January 2023, and continues to have effect for a period of three years thereafter.
3. This Order applies to the wards of Beckton, Custom House, Royal Albert and Royal Victoria and the Pudding Mill Lane Area of Stratford ward within the borough of Newham described in the Schedule below on the attached plan (“the Order plan”).
4. This Order applies to all persons in public places within the designated areas outlined on the Order Plan.
5. The Restricted Areas are described as:
 - **Restricted Area A** comprises of all public spaces and highways in the four wards of Beckton, Royal Albert, Royal Victoria and Custom House within the borough of Newham as shown outlined in blue on annexed map marked “Restricted Area A”. Also includes Beckton Triangle and Gallions Reach Retail Parks.
 - **Restricted Area B** covers all public spaces within Beckton District Park North, Beckton District Park and New Beckton Park, as outlined in green on annexed map marked “Restricted Area B”

- **Restricted Area C** - Covers Pudding Mill Lane, Cooks Road, Marshgate Lane and Barbers Road in Stratford Ward - as outlined in red on annexed map marked "Restricted Area C"

6. Under this Order the following activities are prohibited:

Restricted Area A and C:-

- 6.1 Entry to Restricted Area A and C by persons in vehicles and cycles (motorised or otherwise) **at any time of day or night** for the purpose of engaging in vehicle races.
- 6.2 Gathering in a public place in Restricted Area A and C with others for the purpose of preparing for vehicles and cycle (motorised or otherwise) racing or preparing vehicles and cycles (motorised or otherwise) for racing.
- 6.3 Attending or gathering in a public place for the purpose of watching vehicle and cycles (motorised or otherwise) racing.
- 6.4 Congregating and loitering in groups and engaging in behaviour which is likely to cause harassment, alarm or distress **at any time of day or night**.
- 6.5 Selling, offering or exposing for sale any goods, food or any other item within the public open spaces within Restricted Area A and C without prior written permission of the land owner, planning permission, or a street trading licence or other lawful permission.
- 6.6 Entry of persons in vehicles, cycle or scooter (motorised or otherwise) for the purposes of undertaking stunts or any other activity that could cause harassment, alarm or distress to others, including the following activities:
- a) Revving of engines (as to cause a public nuisance)
 - b) Repeated sudden and rapid acceleration (as to cause a public nuisance)
 - c) Racing
 - d) Performing Stunts (as to cause a public nuisance)
 - e) Sounding Horns (as to cause a public nuisance)
 - f) Playing music from a vehicle (as to cause a public nuisance)
 - g) Using threatening, intimidating behaviour or language towards another person
 - h) Causing an obstruction on a public highway, whether in a moving or stationary vehicle including driving in a convoy
 - i) Parking in pedestrian footpaths and pedestrian areas
 - j) Any other behaviour that may cause a public nuisance

Vehicle includes a pedal cycle, which includes a power assisted pedal cycle or a pedal cycle in combination with a trailer, constructed or adapted for carrying one or more passengers

Restricted Area B:-

- 6.7 Entry to Restricted Area B (Beckton District Park and New Beckton Park) by persons in any motor vehicle or motorcycle except for service vehicles for the purposes of maintenance and repair of the open spaces, or mobility vehicles being used by disabled persons or disabled blue badge holders.

7. This Order proposes to impose the following Positive Requirements:

- 7.1 Persons selling, offering or exposing to sell goods within Restricted Area A or C shall produce upon demand written permission from the land owner or a street trading licence to trade within Restricted Area A to a Police Constable, a Police Community Support Officer, or an Authorised Council Officer.

8. Criminal Offence for Breach of Proposed Order:

- 8.1 Failure without reasonable excuse to comply with the prohibitions or requirements imposed in this proposed Order is a summary offence under section 67 of the Anti-Social Behaviour, Crime and Policing Act 2014 Act. A person guilty of an offence is liable on summary conviction to a fine not exceeding level 3 on the standard scale (£1,000).
- 8.2 A Police Constable, a Police Community Support Officer, or an Authorised Council Officer may, under section 68 of the Anti-Social Behaviour, Crime and Policing Act 2014, issue a Fixed Penalty Notice of £100 to any person he or she has reason to believe has committed an offence.

9. Appeal

- 9.1 The Order shall come into operation on 18 January 2023 and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Councils statutory powers. If any interested person requests to question the validity of this order on the grounds that the Council did not have the power to make the order or that a requirement under the Act has not been complied with, then he or she may apply to the High Court within six weeks from the date upon which the order was made on 6 December 2022.

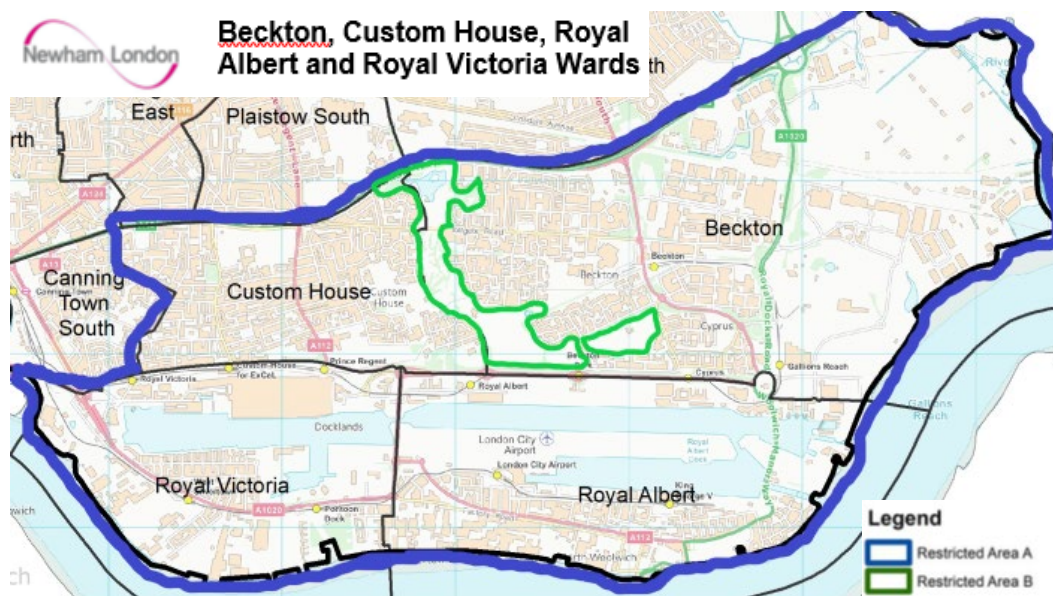
SCHEDULE 1

RESTRICTED AREAS

Restricted Areas Location Description

Restricted Areas	Location Description
Restricted Area A Beckton, Custom House, Royal Albert and Royal Victoria Wards	All Roads within ward boundary. Also includes Beckton Triangle and Gallions Reach Retail Parks.
Restricted Area B Beckton District Park North and South, Will Thorne Pavillion and New Beckton Park	<ul style="list-style-type: none"> - Park and open space areas bounded by Newham Way, E16 - Sullivan Avenue, E16 - Stansfeld Road, E16 - York Close, E6 - Strait Road, E6 - East Ham Manor Way, E6 - Savage Gardens, E6 - Robson Close, E6 - Andrewes Gardens, E6 - Allhallows Road, E6 - Dove Approach, E6 - Tollgate Road, E6 - Eisenhower Drive, E6
Restricted Area C Stratford Ward	<ul style="list-style-type: none"> - Pudding Mill Lane E15 - Cooks Road E15 - Marshgate Lane E15 - Barbers Road E15 - High Street (Between Cooks Road and Marshgate Lane,) E15

MAPS (Order Plan)



Restricted Area A

All Roads - Custom House, Beckton, Royal Albert and Royal Victoria Wards

Inclusive of Beckton Triangle Retail Park

Restricted Area B -

Park and open space areas bounded by Newham Way, E16

- Sullivan Avenue, E16
- Stansfeld Road, E16
- York Close, E6
- Strait Road, E6
- East Ham Manor Way, E6
- Savage Gardens, E6
- Robson Close, E6
- Andrewes Gardens, E6
- Allhallows Road, E6
- Dove Approach, E6
- Tollgate Road, E6
- Eisenhower Drive, E6

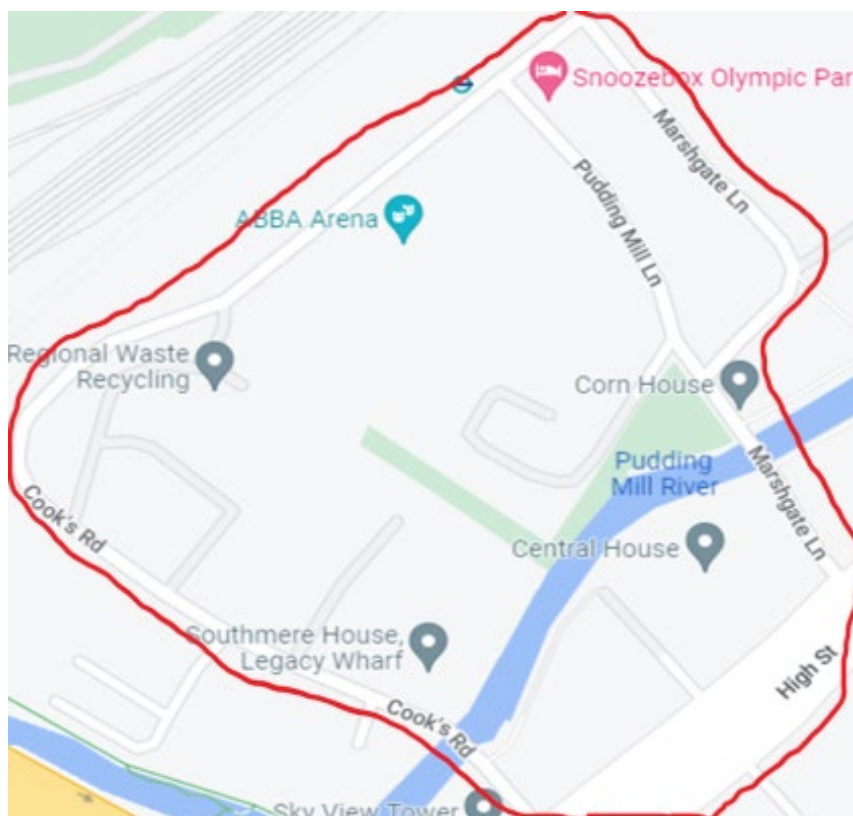


Stratford Ward

Restricted Area C

- Pudding Mill Lane E15
- Cooks Road E15
- Marshgate Lane E15
- Barbers Road E15
- High Street (Between Cooks Road and Marshgate Lane,) E15

Restricted Area C



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