

CITY OF
WOLVERHAMPTON
C O U N C I L

Response to Request for Information

Reference FOI 11157
Date 2 November 2015

Public Spaces Protection Orders (PSPOs)

Request:


1. Has your local authority brought through any Public Spaces Protection Orders (PSPOs) since these powers became available on 20 October 2014?

[Yes – 2 PSPOs](#)

If so, please give details of the PSPOs (please provide the text of the order(s), and if possible a map of the area affected).

COMMENTS
PLEASE TAKE TIME TO CHECK THE DRAWING AND ADVISE OF ANY CHANGES REQUIRED PRIOR TO APPROVAL.

A



PUBLIC SPACE PROTECTION ORDER
(pursuant to Section 59 of Anti-social Behaviour, Crime and Policing Act 2014)

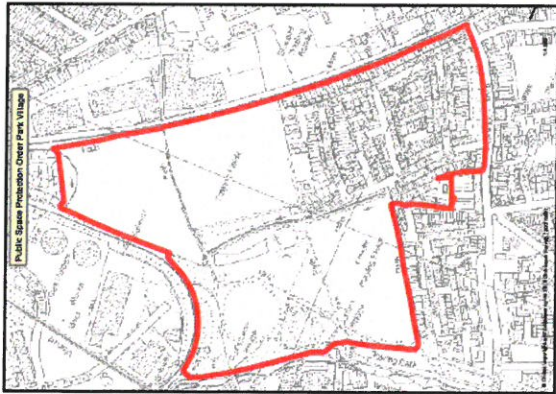
PARK VILLAGE

IN PUBLIC AREAS:
"From 20 July 2015 everyone is prohibited from :-


- 1) Carrying any open container of alcohol
- 2) Playing any ball games in the street
- 3) Creating excessive or unreasonable noise levels
- 4) Littering or fly-tipping
- 5) Urinating
- 6) Allowing dog-fouling"

PENALTY FOR BREACH
Fixed Penalty notice £80 (section 68 Anti-social Behaviour, Crime and Policing Act 2014)
OR
Fine up to £1000 (section 67 Anti-social Behaviour, Crime and Policing Act 2014)

Further information go to : www.whomes.org/uk/asb



B



PUBLIC SPACE PROTECTION ORDER
(pursuant to section 59 of Anti-social Behaviour, Crime and Policing Act 2014)

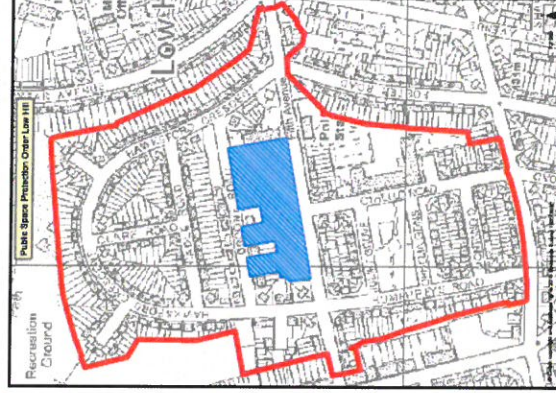
LOW HILL

IN PUBLIC AREAS:
"From 20 July 2015 everyone is prohibited from :-

- 1) Parking a caravan, or being in a caravan
- 2) Fly-tipping or littering
- 3) Allowing a dog belonging to you or your family to be outside of your control or outside of your home without a lead"

PENALTY FOR BREACH
Fixed Penalty notice £80 (section 68 Anti-social Behaviour, Crime and Policing Act 2014)
OR
Fine up to £1000 (section 67 Anti-social Behaviour, Crime and Policing Act 2014)

Further information go to : www.whomes.org/uk/asb



FACING	Background: WHITE Border size (mm): N/A Border colour: N/A
TEXT	Style: Calibri Colour: BLACK Lowercase('x'height (mm)): N/A Capital height (mm): varies
DIMENSION	Width (mm): 420 Height (mm): 1020 Area (sq.m): 0.428 Radius (mm): 0 Tolerance: + 5mm
Revision # 1	Revision # 1
Drawn by: WC	Drawn by: WC
Approved by:	Approved by:
Date: 04/08/2015	Date: 04/08/2015
Approved for manufacture	Approved for manufacture
Company.....	Company.....
Sign.....	Sign.....
MR 0	MR 0

2. Please state the council body or official who enacted the PSPO (eg, was the PSPO passed by a designated council officer, a designated committee, or full council?).

Both PSPOs were authorised on an Individual Executive Decision (Green) Notice by the Cabinet Member for Public Health and Well Being and the Strategic Director – People.

3. Did you carry out a public consultation before introducing the PSPO?

Yes

4. How has this PSPO been enforced? - for example, please give the number of on-the-spot fines or prosecutions for violation of the PSPO; or any other available statistics regarding enforcement, for example alcohol confiscations.

There have been no on-the-spot fines or prosecutions to date.

With reference to alcohol confiscations, it has been established that the Council does not hold that information and therefore you will need to forward this question to the West Midlands Police. Consequently, we are unable to provide any information relating to the above, as per Section 1(1)(a) of the Act:

"Any person making a request for information to a public authority is entitled to be informed in writing by the public authority whether it holds information of the description specified in the request".

5. Please state which officers are responsible for the enforcement of the PSPO (eg, council wardens, private contractors, or the police).

Issuing of Fixed Penalty Notices are carried out by officers of the City of Wolverhampton Council's Regulatory Services.

6. Did your authority cancel or modify a draft PSPO after receiving feedback or opposition from members of the public?

No

7. Are you planning or consulting on a PSPO to bring through in the future? If so, please give details: the text of the order and the planned date of consultation/enactment.

No

8. CPNs: Please state the number of Community Protection Notices (CPNs) that you have issued since October 2014. Please indicate the subject of these CPNs (eg, messy gardens, feeding the birds, busking, or begging). If possible, please provide the text of these notices.

Appendix 2: subject and text of notices

Notice ref	Subject of notice	Text of notice
15/054	Accumulation on land	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed the premises within your control to become a nuisance by way of waste, litter and redundant items.</p> <p>Notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - to arrange for all waste and redundant items to be removed and properly disposed of from xx - to arrange for the land to be secured to prevent further issues <p>Before y.</p>
15/103	Messy garden	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed the premises within your control to become a nuisance by way of waste, litter and redundant items.</p> <p>Notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - remove and properly dispose of all waste, litter and redundant items from the xx site before y.
15/166	Messy garden	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed the premises within your control to become a nuisance by way of waste and insulation material looking unsightly and potentially attracting vermin.</p> <p>Notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - to arrange for all insulation material and black bags of waste to be removed and properly disposed of from within the curtilage of xx before y.
PP/TH/01/15	Messy garden	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed the premises within your control to become a nuisance by way of the presence of litter, waste and refuse.</p> <p>And this notice now requires that:</p> <ul style="list-style-type: none"> - the land is cleared of litter, waste and any other refuse within 14 days from the date on which this notice is served. - you cease to accumulate waste on your property. - once cleared ensure that in the future your household waste is disposed of in the correct manner

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Notice ref	Subject of notice	Text of notice
15/108	Messy garden	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed the premises within your control to become a nuisance by way of the presence of litter, waste and refuse.</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - to arrange for all waste and redundant items to be removed and properly disposed of from the rear of xx before y.
15/025a	Accumulation on land	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed the premises within your control to become a nuisance by way of the presence of litter, waste and refuse.</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - to arrange for all waste and redundant items to be removed and properly disposed of from the piece of land and alleyway at the rear of xx - re-secure the piece of land to help prevent further issues before y. - to ensure the land remains secure and free of waste by performing checks on a regular basis* and acting on any issues identified <p>* checks should be performed every 12 weeks as a minimum</p>
15/025b	Accumulation on land	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed the premises within your control to become a nuisance by way of the presence of litter, waste and refuse.</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - to arrange for all waste and redundant items to be removed and properly disposed of from the piece of land and alleyway at the rear of xx - to re-secure the piece of land to help prevent further issues before y. - to ensure the land remains secure and free of waste by performing checks on a regular basis* and acting on any issues identified <p>* checks should be performed every 12 weeks as a minimum</p>

Appendix 2: subject and text of notices

Notice ref	Subject of notice	Text of notice
15/025c	Accumulation on land	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed the premises within your control to become a nuisance by way of the presence of litter, waste and refuse.</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - to arrange for all waste and redundant items to be removed and properly disposed of from the piece of land and alleyway at the rear of xx - to re-secure the piece of land to help prevent further issues before y. - to ensure the land remains secure and free of waste by performing checks on a regular basis* and acting on any issues identified <p>* checks should be performed every 12 weeks as a minimum</p>
15/025d	Accumulation on land	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed the premises within your control to become a nuisance by way of the presence of litter, waste and refuse.</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - to arrange for all waste and redundant items to be removed and properly disposed of from the piece of land and alleyway at the rear of xx - to re-secure the piece of land to help prevent further issues before y. - to ensure the land remains secure and free of waste by performing checks on a regular basis* and acting on any issues identified <p>* checks should be performed every 12 weeks as a minimum</p>
15/159	Unlicensed scrap metal dealer	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed the premises within your control to become a nuisance by way of allowing the property and adjacent highway, inclusive of the public footpath, for the storage and treatment of scrap metal</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - remove all items of scrap metal and other redundant items from the front, side and rear of xx

Appendix 2: subject and text of notices

Notice ref	Subject of notice	Text of notice
		<ul style="list-style-type: none"> - cease the cutting, grinding, dismantling and processing of metal on vehicles with immediate effect - cease the cutting, grinding, dismantling and processing of metal at xx and the adjacent highway, including the public footpath and any other activities in relation to the running of a scrap metal operation before y.
15/158	Unlicensed scrap metal dealer	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed the premises within your control to become a nuisance by way of allowing the property and adjacent highway, inclusive of the public footpath, for the storage and treatment of scrap metal</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - remove all items of scrap metal & redundant items from the front, side and rear of xx - cease the cutting, grinding, dismantling and processing of metal on vehicles with immediate effect - cease the cutting, grinding, dismantling and processing of metal at xx and the adjacent highway, including the public footpath and any other activities in relation to the running of a scrap metal operation before y.
15/224	Messy garden	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of letting the rear garden to become too overgrown and having a build-up of domestic waste including bed mattresses, bed bases as well as hazard fence panels and wooden pallets.</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - for all waste including the aforementioned bed bases, mattresses, hazard fence panels and wooden pallets to be removed and properly disposed of and all overgrown vegetation to be cut back to a reasonable level and maintained at no later than y.
15/125	Messy garden	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of letting the area become overgrown and keeping the border fence in a dangerous and bad state of repair, which in turn poses a potential risk due its border with the canal.</p> <p>And this notice now requires that you undertake the</p>

Appendix 2: subject and text of notices

Notice ref	Subject of notice	Text of notice
		<p>following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - repair/replace the perimeter fence and cut back all overgrown vegetation before y.
15/242	Messy garden	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of accumulating waste and having bonfires, in addition you are allowing dog faeces to accumulate in the rear garden And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - to arrange for all waste and redundant items to be removed and properly disposed of front he front, side and rear of xx including removal of all items in front of the garage before y - to stop the burning of any items at xx immediately - to stop storing scrap metal at the premises immediately - to remove the current accumulation of dog faeces from the premises immediately and thereafter remove all new deposits on a daily basis.
15/241	Messy garden	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of accumulating waste and having bonfires, in addition you are allowing dog faeces to accumulate in the rear garden And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - to arrange for all waste and redundant items to be removed and properly disposed of front he front, side and rear of xx including removal of all items in front of the garage before y - to stop the burning of any items at xx immediately - to stop storing scrap metal at the premises immediately - to remove the current accumulation of dog faeces from the premises immediately and thereafter remove all new deposits on a daily basis.
15/037	Messy garden	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of a large accumulation of refuse including soiled nappies and food waste dumped in the rear garden of xx. And this notice now requires that you undertake the following action to remedy the nuisance:</p>

Appendix 2: subject and text of notices

Notice ref	Subject of notice	Text of notice
		- remove and properly dispose of the accumulation of refuse in the rear garden of xx before y.
15/060	Messy alleyway	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of accumulations of refuse dumped in the side alley of xx</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - remove and properly dispose of all refuse and waste materials dumped in the side alley of xx before y.
15/019	Accumulation on land	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of accumulations of refuse and litter defacing the land.</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - arrange for all fly-tipped refuse, waste and redundant items to be removed and properly disposed of from the said land and for the said land to be effectively secured against further fly-tipping as far as is reasonably practicable before y.
15/140	Accumulation on land	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of accumulations of fly-tipped material dumped on the said land</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - remove all fly-tipped material from xx before y. - take appropriate action to secure the site to deter recurrence of fly-tipping in the future.
15/010	Prevent defecation	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of failing to prevent the tenants at the property from defecating in the communal walkway at the rear of the premises.</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - remove all excreta and associated soiled material from the communal walkway at the rear of the premises and thoroughly clean and disinfect the area before y.

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15/052	Messy garden	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of permitting the accumulation of waste material including redundant car parts and dog faeces.</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - arrange for all waste and redundant items to be removed and properly disposed of from the front and rear of xx, including any unwanted car parts and the large quantity of dog faeces before y. - ensure the land remains free of waste by carrying out regular checks and by removing and suitably disposing of any material present.
15/098	Accumulation on land	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of permitting the regular depositing of fly-tipped waste and litter.</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - arrange for the removal and suitable disposal of all fly-tipped waste material and litter from your land - take appropriate measures to either <ul style="list-style-type: none"> i) secure the land in order to prevent further fly-tipping and littering in the future or ii) arrange for the site to be regularly monitored and maintained in a clean state before y.
15/232	Accumulation on land	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of accumulations of fly-tipping and overgrown vegetation</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - remove and properly dispose of all fly-tipped refuse and overgrown vegetation by no later than y. - do not allow any further accumulations of fly-tipping and or overgrown vegetation to build up at this site. - ensure vegetation does not overhang the highway, namely the footpath.

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Notice ref	Subject of notice	Text of notice
15/233	Accumulation on land	<p>The Council is satisfied that your conduct is having a detrimental effect on the quality of life of others in the locality of xx, insofar as you have allowed premises within your control to become a nuisance by way of accumulations of fly-tipping and overgrown vegetation</p> <p>And this notice now requires that you undertake the following action to remedy the nuisance:</p> <ul style="list-style-type: none"> - remove and properly dispose of all fly-tipped refuse and overgrown vegetation by no later than y. - do not allow any further accumulations of fly-tipping and or overgrown vegetation to build up at this site. - ensure vegetation does not overhang the highway, namely the footpath.