

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT (2014)

BOROUGH COUNCIL OF BOLTON

THE ALLEY WAYS IN THE FINCH AVENUE AREA, FARNWORTH
PUBLIC SPACES PROTECTION ORDER (2020)

The Borough Council of Bolton in exercise of its powers under Sections 59, 60, 64 and 72 of the Anti-Social Behaviour, Crime and Police Act 2014 ("the Act") hereby make the following Order: -

1. This Order shall come into operation on the 19th October 2020 and shall have effect for three years thereafter, unless extended by further Orders under the Council's statutory powers.

2. This Order relates to alley ways situated between:

- 20 and 22 Starling Drive over its full width and approximate length of 18 metres (marked '1')
- 19 and 21 Finch Avenue over its full width and approximate length of 18 metres (marked '2')
- 20 and 22 Finch Avenue over its full width and approximate length of 14 metres (marked '3')
- 19 and 21 Tern Avenue over its full width and approximate length of 15 metres (marked '4')

as specified on the Order Plan (the Restricted Area / Gated Route).

3. Except as provided in Article 4 of this Order, no person shall use the public rights of way over the Restricted Area at any time. Barriers may be installed, operated and maintained to enforce the restriction over the Restricted Area.

4. The restriction in Article 3 of this Order shall not apply to any registered owner of, or person who lives or works in, land or premises adjoining the Restricted Area, or to any police, ambulance or fire service personnel, acting in pursuance of statutory powers or duties or to any statutory undertaker, gas, electricity, water or communications provider requiring access to their apparatus situated in the Restricted Area, or persons and/or vehicles required, where necessary, in connection with maintenance work or other function of the Council.

5. The Council is satisfied that the conditions set out in Sections 59, 64 and 72 of the Act of 2014 have been satisfied and that it is in all the circumstances expedient to make this Order for the purposes of combatting, within the Restricted Area, crime and anti-social behaviour which has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is of a persistent or continuing nature such as to make this unreasonable and justifies the restrictions imposed by this Order.

6. A person found in breach of this Order shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

7. If any interested person desires to question the validity of this Order on the grounds that the Council has no power to make it or that any requirement of the Act has not been

complied with in relation to this Order, he or she may apply to the High Court within six weeks from the date on which this Order is made.

8. The alternative route for pedestrians and vehicular traffic available in respect of the Restricted Area is along the highway to the side of 21 Tern Avenue; to the front of 21-39 Tern Avenue; to the side of 39 Tern Avenue (Derwent Road); to the sides of 36 and 35 Finch Avenue (Derwent Road); to the front of 11 and 13 Derwent Road; to the front of 32-22 Starling Drive as shown by the dotted lines on the Order Plan.

**THE COMMON SEAL of THE
BOROUGH COUNCIL OF**

BOLTON was hereto affixed
on the 30th September 2020
in the presence of: -

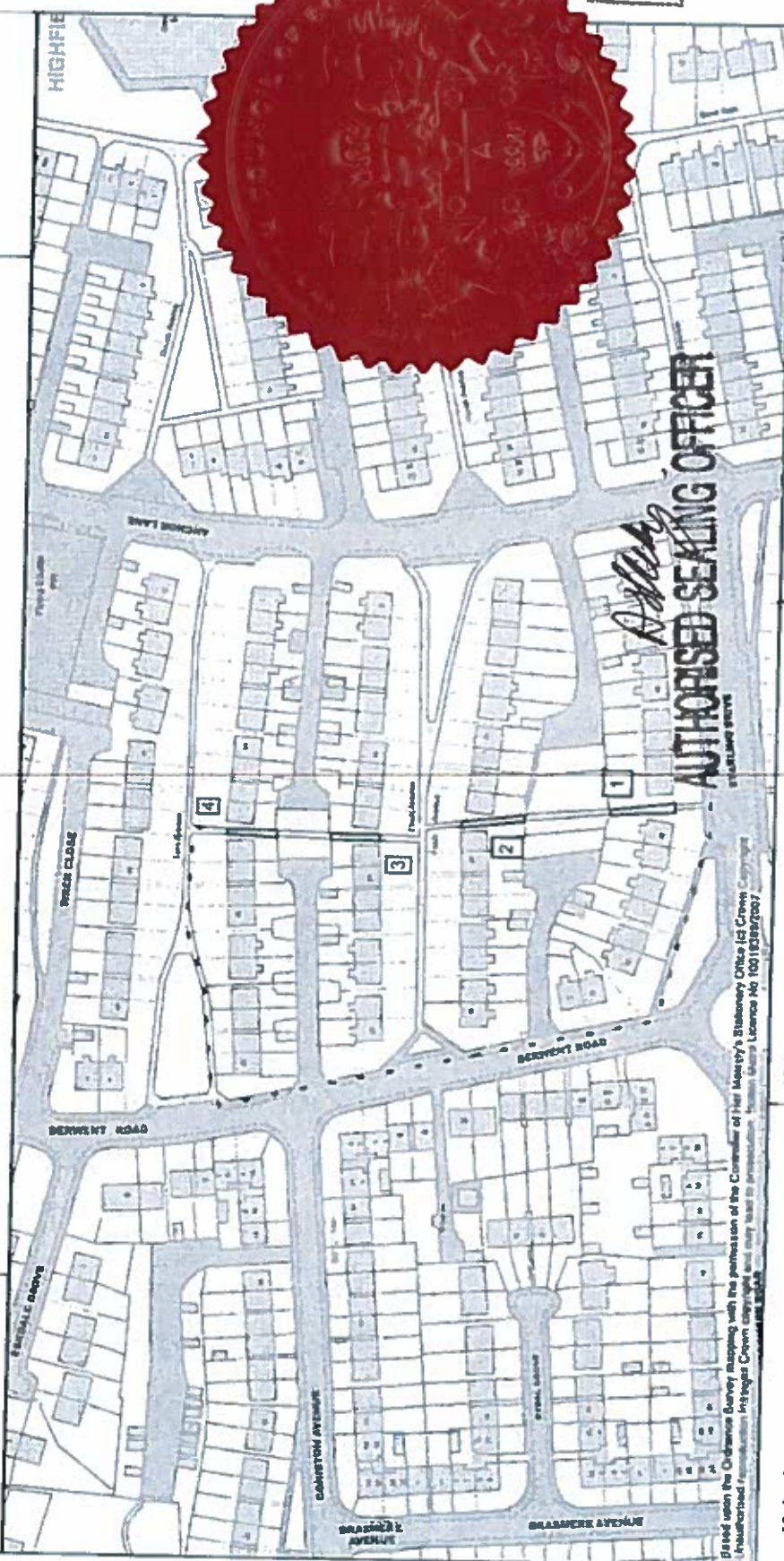
Askelley

Authorised Sealing Officer



SEALING NO.
21492

**FINCH AVENUE, FARNWORTH -
 ALLEYGATING PROPOSAL**



SEALING NO.
 2149Z

Scale 1:1250
 DRAWN BY JF
 CHECKED BY NA
 DATE: AUGUST 2007

Key
 [] GATED ROUTE
 ALTERNATIVE ROUTE

Malcolm J Cox MBA BSc CEng MICE
 Director of Environmental Services
 The Wellsprings
 Civic Centre
 Bolton BL1 1US

DRG. No.

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