

Report To:	SPEAKERS PANEL (PLANNING)
Date:	23 September 2020
Reporting Officer:	Emma Varnam – Assistant Director of Operations and Neighbourhoods
Subject:	OBJECTION REPORT TO PROPOSED PUBLIC SPACES PROTECTION ORDERS
Report Summary:	To consider the objections received by Engineering Services to the advertised Public Spaces Protection Orders (previously known as Gating Orders) within the borough.
Recommendations:	<p>It is recommended that the Panel reviews the objections and comments received and that authority is given for the necessary action to be taken for the following Orders to be made or extended (as necessary) as Public Spaces Protection Orders in their current format for a further three year period and that the restrictions continue to operate at all times during this period:-</p> <ol style="list-style-type: none"> 1. Churchbank to Brushes Avenue, Stalybridge 2. Dales Brow Avenue to Langham Street, Ashton-under-Lyne 3. Greenside Crescent, Droylsden 4. Haddon Hall Road to Sunnybank Park, Droylsden 5. Kenyon Avenue to Cheetham Hill Road, Dukinfield 6. Laburnum Road to Ash Road, Denton 7. Maddison Road to Lyme Grove, Droylsden 8. Pear Tree Drive to Honeysuckle Drive, Stalybridge 9. Sunnyside Road to Lumb Clough, Droylsden 10. Waterloo Gardens, Ashton-under-Lyne
Corporate Plan:	The proposals underpin a number of targets within the Corporate Plan for Tameside and Glossop and more especially in the promotion of Living and Ageing Well through the promotion of Nurturing Communities.
Policy Implications:	The proposals underpin a number of targets within the Corporate Plan for Tameside and Glossop and more especially in the promotion of Living and Ageing Well through the promotion of Nurturing Communities.
Financial Implications: (Authorised by the statutory Section 151 Officer & Chief Finance Officer)	There is currently no cost to the Council of the existing gates being in place and there are no expected maintenance costs during the next three years. As a result, there are no financial implications to extending the Public Spaces Protection Orders on the same basis.
Legal Implications: (Authorised by the Borough Solicitor)	Members should have regard to the conditions which must be satisfied in Section 59(4) and Section 60(2) of the Anti-social Behaviour, Crime and Policing Act 2014 set out in paragraphs 1.3 and 1.5 of the report. The additional considerations applicable to restricting public rights of way in Section 64(1) of the Act (set out in paragraph 1.6 of the report) are also relevant to all the proposed Public Spaces Protection Orders.

When deciding whether to make or extend a Public Spaces Protection Order, a Local Authority must have particular regard to the freedom of expression and freedom of assembly set out in articles 10 and 11 of the European Convention on Human Rights.

Risk Management:

Objectors would have a limited right to challenge the validity of the Order in the High Court.

Access to Information:

The background papers relating to this report can be inspected by contacting Michael Hughes, Operations and Neighbourhoods



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1. BACKGROUND

- 1.1 The Anti-social Behaviour, Crime and Policing Act (the Act) was enacted in 2014. Section 59 of the Act introduced Public Spaces Protection Orders (PSPO's) which gives the Council powers to restrict the way in which the public can access or use public places if by taking these measures it will cause a reduction in activities that will have a detrimental effect on the quality of life of those in the locality.
- 1.2 The Council receives numerous reports of public places that suffer from anti-social and criminal acts. A report was presented to the Executive Board detailing the powers provided by the legislation and how it could be used. The decision of Board was to support the use of Public Spaces Protection Orders, where justified, across the Borough.
- 1.3 A local authority may make a PSPO under Section 59(4) of the Act if satisfied on reasonable grounds that two conditions are satisfied:-
- 1) The first condition is that:-
 - a) activities carried on in a public place within the authority's area have had a detrimental effect on the quality of life of those in the locality, or
 - b) it is likely that activities will be carried on in a public place within that area and that they will have such an effect.
 - 2) The second condition is that the effect, or likely effect, of the activities:-
 - a) is, or is likely to be of a persistent or continuing nature,
 - b) is, or is likely to be, such as to make the activities unreasonable, and
 - c) justifies the restrictions imposed by the notice.
- 1.4 Transitional provisions under the PSPO legislation meant that Gating Orders (made under the Highways Act 1980) were treated as PSPOs and remained in force for a maximum of three years from the transition date (that is, to 20 October 2020). If the intention is to continue the restriction after this time then a subsequent order is needed to extend the duration. The orders can be subsequently extended for periods of up to three years.
- 1.5 A PSPO can be only be extended under Section 60 of the Act if the Council is satisfied on reasonable grounds that extending an order is necessary to prevent an occurrence or recurrence of the activities identified in the PSPO; or an increase in the frequency or seriousness of the activities identified in the PSPO after the original PSPO would have expired.
- 1.6 Where a local authority is considering making a PSPO restricting a public right of way over a highway, there are some additional considerations in Section 64(1):-
- a) the likely effect of making the order on the occupiers of premises adjoining or adjacent to the highway;
 - b) the likely effect of making the order on other persons in the locality;
 - c) in a case where the highway constitutes a through route, the availability of a reasonably convenient alternative route
- 1.7 Delegated approval was given on 21 August 2020 to advertise 10 PSPOs across the borough for consultation.
- 1.8 This report gives details of the objections received to the 10 advertised Orders and the officer response to these objections.

2. CONSULTATION ON PUBLIC SPACES PROTECTION ORDERS

2.1 Consultation notices and draft versions of the proposed PSPO's were advertised and distributed in line with the Act on 21 August 2020.

2.2 The ten proposed Orders that have been advertised [and are annexed to the report] are as follows:-

- | | |
|---|---------------------|
| 1. Churchbank to Brushes Avenue, Stalybridge | (Appendix A) |
| 2. Dales Brow Avenue to Langham Street, Ashton-under-Lyne | (Appendix B) |
| 3. Greenside Crescent, Droylsden | (Appendix C) |
| 4. Haddon Hall Road to Sunnybank Park, Droylsden | (Appendix D) |
| 5. Kenyon Avenue to Cheetham Hill Road, Dukinfield | (Appendix E) |
| 6. Laburnum Road to Ash Road, Denton | (Appendix F) |
| 7. Maddison Road to Lyme Grove, Droylsden | (Appendix G) |
| 8. Pear Tree Drive to Honeysuckle Drive, Stalybridge | (Appendix H) |
| 9. Sunnyside Road to Lumb Clough, Droylsden | (Appendix I) |
| 10. Waterloo Gardens, Ashton-under-Lyne | (Appendix J) |

3. OBJECTIONS TO THE PUBLIC SPACES PROTECTION ORDERS

3.1 One objection was received during the consultation period. The objection has been received from the Ramblers' Association (Greater Manchester & High Peak Area) and relates to all ten of the advertised PSPO's.

3.2 The objection is made based on the preference from the organisation that all ten of the routes be accessible at all times.

3.3 In addition to the general objection to having any PSPO restrictions, the objection then identifies three of the locations where the alternative route that is available for public use is considered by the organisation to be quite onerous. Details of the advertised draft orders and plans showing the suggested alternative routes are included within the appendices to this report.

3.4 The three locations that have been specifically highlighted are:-

1. Churchbank to Brushes Avenue, Stalybridge
2. Kenyon Avenue to Cheetham Hill Road, Dukinfield
3. Maddison Road to Lyme Grove, Droylsden

3.5 The Ramblers' Association (Greater Manchester & High Peak Area) have proposed that if the Council determines that there is justification for the PSPO restrictions to remain at these three locations then consideration should be given to amending the Orders so they only operate at certain times of day.

3.6 For the proposed extension to the Kenyon Avenue to Cheetham Hill Road PSPO, it has been suggested that the gates should be unlocked an hour before the local schools open and locked an hour after the schools close.

3.7 For the other two locations, it is suggested that the gates should be open during daylight hours.

4. ENGINEERING RESPONSE TO OBJECTIONS

- 4.1 Prior to advertising the ten proposed PSPO's, an early engagement exercise was conducted where views were sought from Greater Manchester Police and the relevant ward Councillors. These responses were used to inform the Delegated Decision Report to gain authorisation to proceed with the formal consultation exercise. Messages of support were received from the Police and Ward Councillors for all ten of the locations (details of these responses are available within **Appendix K**) with concern expressed that if the gates were to be removed then the problems with crime and anti-social behaviour would return.
- 4.2 The opinion of the Police and the community knowledge gained from the Ward Councillors suggested that the retention of gates at all ten of the locations as part of a PSPO was justified.
- 4.3 During the formal consultation exercise, only one objection was received whereas there were multiple statements of support provided by local residents (with none in opposition) in addition to those from the Police and the Ward Councillors. It appears therefore that local opinion is firmly in support of the ten restricted locations remaining gated as part of a PSPO.
- 4.4 In the opinion of officers, the justification for the ten proposed PSPO's remain valid and no new information has come to light during the consultation period to alter this opinion. Officers would therefore argue that the security gates are serving their intended purpose and if removed would likely create a situation where the problems with crime and anti-social behaviour return to these locations.
- 4.5 The availability of a reasonably convenient alternative route is a relevant consideration. The use of timed closures as suggested within the objection could potentially help to lessen the inconvenience of the restriction at the three identified locations. Only restricting access to these public footpaths during the hours of darkness would allow the majority of legitimate users to access the paths with little hindrance whilst still providing the residents with overnight protection from crime and anti-social behaviour.
- 4.6 Whilst this situation does appear to be a possible compromise, officers have considered how timed closures of this sort could operate and no clear solution has been identified.
- 4.7 The opening could operate either by the use of Council staff resources or the contracting of external resources to open the gates in accordance with the details of the Orders. This would have implications in terms of staff resources for other projects or a significant financial impact on existing Council budgets.
- 4.8 Another option would be for residents to be given responsibility for the opening and closing of the gates. Whilst this would remove the onus of this duty from the Council, it does raise other concerns. Issues such as residents not being available to open the gates due to illness or holiday as well as other potential problems such as forgetting to lock the gates in the evening or the presence of individuals that refuse to leave the restricted area creates a liability, which could potentially fall back on the Council and lead to officers having to take over the responsibility.
- 4.9 For the above reason, officers believe that there is no practical means by which a timed closure of these passageways could operate without significant impact on the Council in terms of staff and financial resources as well as potential increased liability.
- 4.10 As well as for operational purposes, doubt has been raised about the effectiveness of a PSPO if the gates are unlocked during the day. Comments received from the Police for the Churchbank to Brushes Avenue location suggests that much of the anti-social behaviour stems from school children using the passageway during the daytime. If this is the situation

for one passageway close to a school then it is reasonable to assume that similar issues may exist on the other two pathways which are close to schools as well.

4.11 The relevant section of the comments received from the Police is as follows:-

“Churchbank / Brushes Avenue – This location has historically been a problem due to the layout of the estates, the size and layout of this path. Local Policing teams spent time here daily. The issues started from school children and similar aged kids causing issues during the daytime, spitting, kicking cars and houses, littering, throwing stones and objects over the high wall to residents being abused during the day/night by large groups who also used to congregate in the alleyway which amplified down the streets .”

4.12 In light of the Police comments above as well as the operational difficulties with effecting a timed closure, officers are of the opinion that all ten of the advertised PSOPs should operate at all times.

4.13 A requirement of the Act is that the Council has particular regard to the rights of freedom of expression and freedom of peaceful assembly and association with others as set out in Articles 10 and 11 of the Human Rights Act 1998.

4.14 In so far as the PSPO's restrict rights in articles 10 and 11, the recommended PSPO's are considered to be proportionate for the prevention of crime and anti-social behaviour and because they are intended to be used only where there are genuine problems with people causing a nuisance in a public place.

4.15 As part of the consideration of the suitability of the ten locations to be made or extended as a PSPO, an Equalities Impact Assessment has been completed. The assessment identified direct impacts on several of the protected groups (Age, Disability and Pregnancy & Maternity) all of which relate to the additional journey length when the alternative route is compared to being able to use the restricted passageway. In all cases, it was considered that the additional length when balanced against the protection afforded to the residents (and given the fact that the alternative routes have already been in use for several years with little complaint from these groups) was deemed to be acceptable.

5. RECOMMENDATION

5.1 A PSPO can be only be extended under Section 60 of the Anti-social Behaviour, Crime and Policing Act 2014 if the Council is satisfied on reasonable grounds that making or extending an order is necessary to prevent an occurrence or recurrence of the activities identified in the PSPO; or an increase in the frequency or seriousness of the activities identified in the PSPO after the original PSPO would have expired.

5.2 It is recommended that the expert opinion of the Greater Manchester Police is accepted as a measure of whether the problems will return if the restrictions are removed. If the opinion of the Police is that the problems will return then the PSPOs should proceed as advertised in the draft order.

5.3 Comments from Councillors for each area and supporting statements (with no objections) from residents during the consultation period can be used to show local support for the schemes.

5.4 One objection has been received to the proposed PSPOs. As detailed in Section 4 to this report and by using the Police and ward Councillor comments, it is expected that the problems with crime and anti-social behaviour will return if the security gates are removed and so the continuation of restrictions at the ten locations does appear to be justified.

Timed closure of three of the PSPOs would present operational difficulties to the Council and would potentially limit their effectiveness as well.

5.5 Based on this information, it is recommended that authority is given for the necessary action to be taken for the the following Orders to be made or extended (as necessary) as Public Spaces Protection Orders in their current format for a further three year period and that the restrictions continue to operate at all times during this period:-

1. Churchbank to Brushes Avenue, Stalybridge
2. Dales Brow Avenue to Langham Street, Ashton-under-Lyne
3. Greenside Crescent, Droylsden
4. Haddon Hall Road to Sunnybank Park, Droylsden
5. Kenyon Avenue to Cheetham Hill Road, Dukinfield
6. Laburnum Road to Ash Road, Denton
7. Maddison Road to Lyme Grove, Droylsden
8. Pear Tree Drive to Honeysuckle Drive, Stalybridge
9. Sunnyside Road to Lumb Clough, Droylsden
10. Waterloo Gardens, Ashton-under-Lyne

APPENDIX A

Churchbank to Brushes Avenue PSPO

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT, 2014

[DRAFT] PUBLIC SPACES PROTECTION ORDER FOR A CERTAIN HIGHWAY FOR THE
PURPOSES OF PREVENTING CRIMINAL AND/OR ANTI-SOCIAL ACTIVITIES

TAMESIDE METROPOLITAN BOROUGH COUNCIL

CHURCHBANK TO BRUSHES AVENUE, STALYBRIDGE PUBLIC SPACES PROTECTION ORDER
2020

This Order is made by Tameside Metropolitan Borough Council in exercise of its powers under Section 59, 64 and 72 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act"):-

BY THIS ORDER

1. This Order shall come into operation on (TBC) and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Council's statutory powers.
2. This Order relates to that part of Footpath Stalybridge 82 as shown edged in blue on the attached plan ("the Restricted Area").
3. Except as provided in Article 4 of this Order no person shall use the public right of way over the Restricted Area at any time. This Order authorises the installation, operation and maintenance of barriers for enforcing the restriction.
4. The restriction in Article 3 of this Order shall not apply to any registered owner of, or person who lives in, 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 located in the Restricted Area, or persons and / or vehicles required in connection with maintenance work or other functions of the Council.
5. The alternative route for pedestrians is along the pavement of Churchbank, continuing along the pavement of Walkerwood Drive continuing along the pavement of Huddersfield Road, continuing along the pavement of Brushes Road, continuing along the pavement of Brushes Avenue as shown by a bold broken line on the Order map.
6. The Council is satisfied that the conditions set out in Sections 59, 64 and 72 of the Act have been fulfilled and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the Restricted Area. The Council makes the Order because anti-social behaviour in the Restricted Area has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is, or is likely to be, of a persistent or continuing nature such as to make this unreasonable, and justifies the restrictions imposed by this Order.
7. Responsibility for the maintenance of the barriers in the Restricted Area will lie with the residents that requested the Order.
8. If any person desires to question the validity of this Order on the grounds that the Council had 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.

SIGNED BY: Director of Operations and Neighbourhoods

DATE:

Public Spaces Protection Order

STA/82

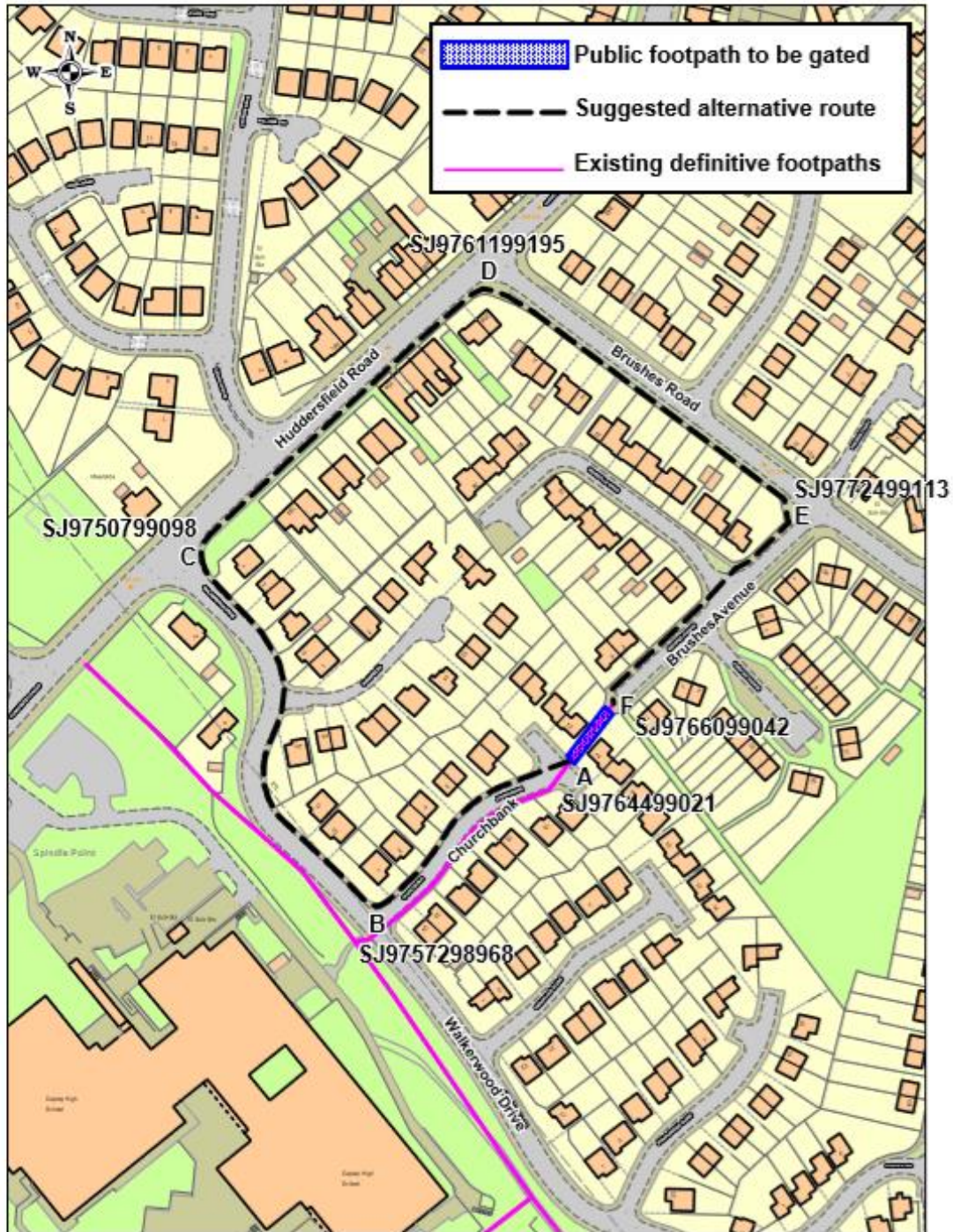
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Compiled by MH on 10 August 2020

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APPENDIX B

Dales Brow Avenue to Langham Street, Ashton-under-Lyne PSPO

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT, 2014

[DRAFT] PUBLIC SPACES PROTECTION ORDER FOR A CERTAIN HIGHWAY FOR THE
PURPOSES OF PREVENTING CRIMINAL AND/OR ANTI-SOCIAL ACTIVITIES

TAMESIDE METROPOLITAN BOROUGH COUNCIL

DALES BROW AVENUE TO LANGHAM STREET, ASHTON-UNDER-LYNE PUBLIC SPACES
PROTECTION (EXTENSION) ORDER 2020

This Order is made by Tameside Metropolitan Borough Council in exercise of its powers under Section 60, 64 and 72 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act"):-

BY THIS ORDER

1. This Order shall come into operation on (TBC) and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Council's statutory powers.
2. This Order relates to that part of the adopted highway as shown edged in blue on the attached plan ("the Restricted Area").
3. Except as provided in Article 4 of this Order no person shall use the public right of way over the Restricted Area at any time. This Order authorises the installation, operation and maintenance of barriers for enforcing the restriction.
4. The restriction in Article 3 of this Order shall not apply to any registered owner of, or person who lives in, 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 located in the Restricted Area, or persons and / or vehicles required in connection with maintenance work or other functions of the Council.
5. The alternative route for pedestrians will be along the pavement of Dales Brow Avenue, continuing along the pavement of Atlas Street, continuing along the pavement of Oldham Road, continuing along the pavement of Langham Street as shown by a bold broken line on the Order map.
6. The Council is satisfied that the conditions set out in Sections 60, 64 and 72 of the Act have been fulfilled and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the Restricted Area. The Council makes the Order because anti-social behaviour in the Restricted Area has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is, or is likely to be, of a persistent or continuing nature such as to make this unreasonable, and justifies the restrictions imposed by this Order.
7. Responsibility for the maintenance of the barriers in the Restricted Area will lie with the residents that requested the Order.
8. If any person desires to question the validity of this Order on the grounds that the Council had 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.

SIGNED BY: Director of Operations and Neighbourhoods

DATE:

Dales Brow Avenue

Public Spaces Protection Order

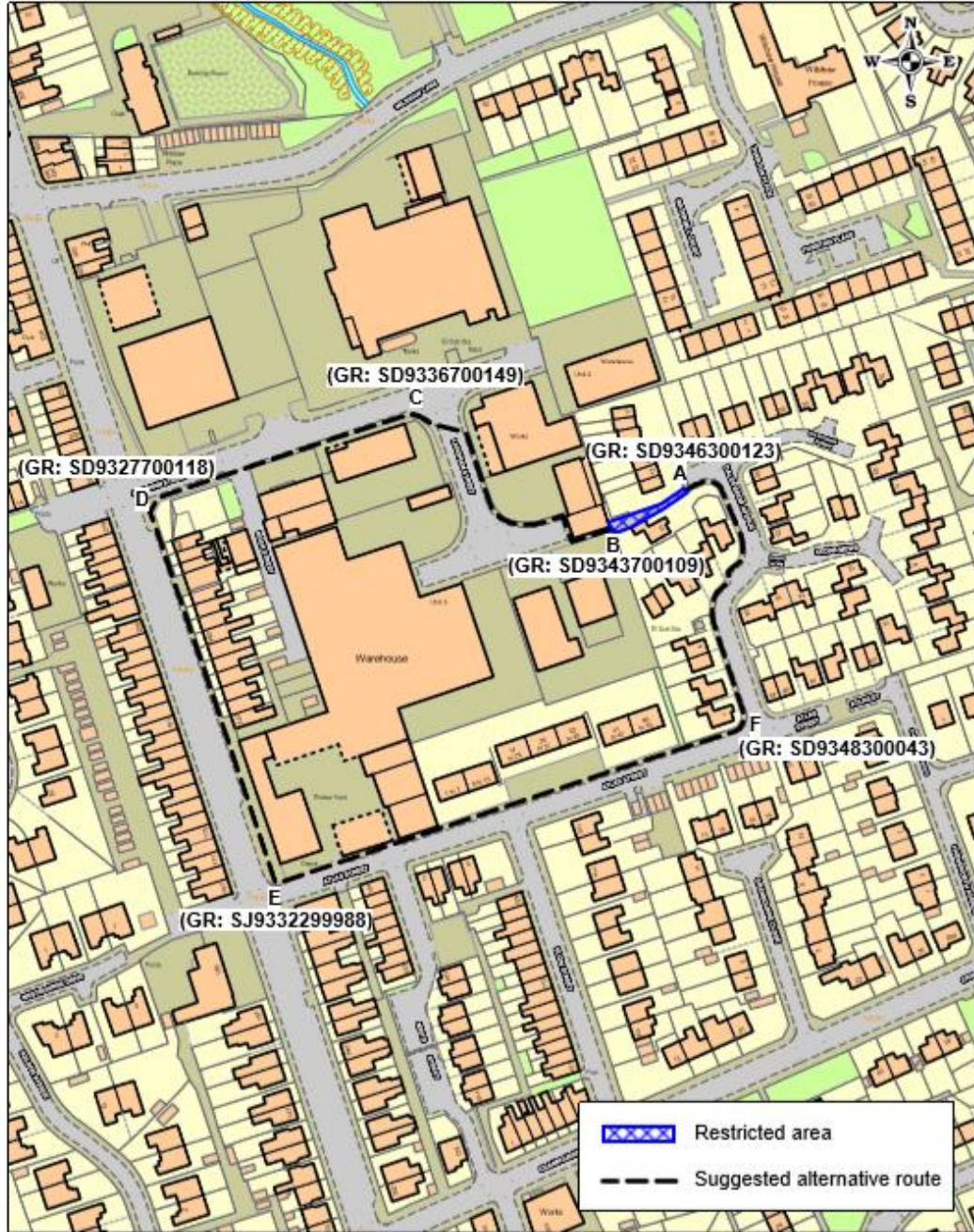
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APPENDIX C

Haddon Hall Road to Sunnybank Park, Droylsden PSPO

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT, 2014

[DRAFT] PUBLIC SPACES PROTECTION ORDER FOR A CERTAIN HIGHWAY FOR THE
PURPOSES OF PREVENTING CRIMINAL AND/OR ANTI-SOCIAL ACTIVITIES

TAMESIDE METROPOLITAN BOROUGH COUNCIL

HADDON HALL ROAD TO SUNNYBANK PARK, DROYLSDEN PUBLIC SPACES PROTECTION ORDER
2020

This Order is made by Tameside Metropolitan Borough Council in exercise of its powers under Section 60, 64 and 72 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act"):-

BY THIS ORDER

1. This Order shall come into operation on (TBC) and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Council's statutory powers.
2. This Order relates to that part of Footpaths Droylsden 50 as shown edged in blue on the attached plan ("the Restricted Area").
3. Except as provided in Article 4 of this Order no person shall use the public right of way over the Restricted Area at any time. This Order authorises the installation, operation and maintenance of barriers for enforcing the restriction.
4. The restriction in Article 3 of this Order shall not apply to any registered owner of, or person who lives in, 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 located in the Restricted Area, or persons and / or vehicles required in connection with maintenance work or other functions of the Council.
5. The alternative route for pedestrians will be along the pavement of Haddon Hall Road, continuing along the pavement of Lewis Road, continuing along Footpath Droylsden 3, continuing along the pavement of Westfield Road, continuing along Footpath Droylsden 4, continuing along the pavement of Ansdell Drive, continuing along Footpath Droylsden 5 as shown by a bold broken line on the Order map.
6. The Council is satisfied that the conditions set out in Sections 59, 64 and 72 of the Act have been fulfilled and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the Restricted Area. The Council makes the Order because anti-social behaviour in the Restricted Area has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is, or is likely to be, of a persistent or continuing nature such as to make this unreasonable, and justifies the restrictions imposed by this Order.
7. Responsibility for the maintenance of the barriers in the Restricted Area will lie with the residents that requested the Order.
8. If any person desires to question the validity of this Order on the grounds that the Council had 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.

SIGNED BY: Director of Operations and Neighbourhoods

DATE:

Public Spaces Protection Order

DRO/50

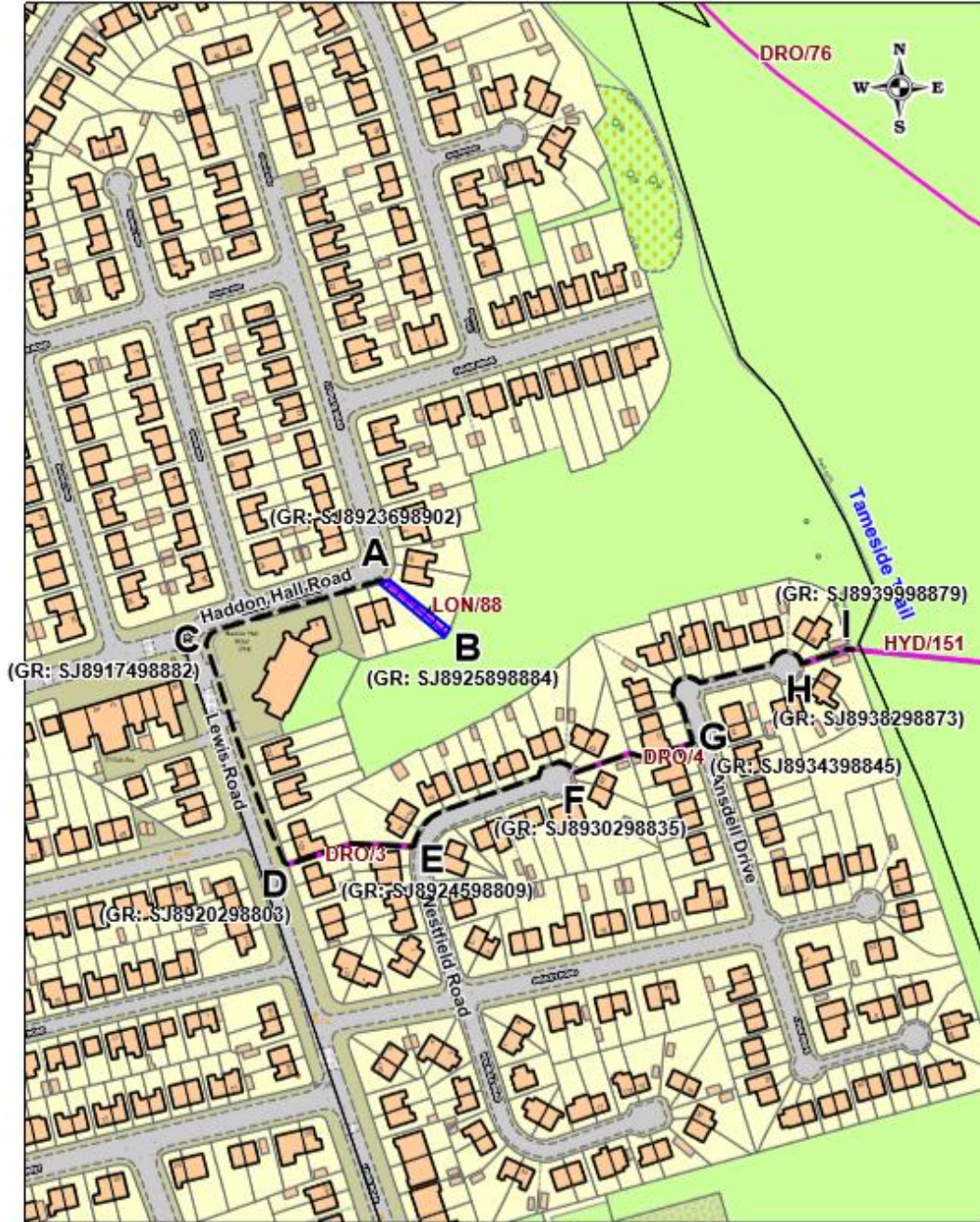
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	Restricted area
	Suggested alternative route
	Existing definitive footpaths

APPENDIX D

Greenside Crescent, Droylsden PSPO

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT, 2014

[DRAFT] PUBLIC SPACES PROTECTION ORDER FOR A CERTAIN HIGHWAY FOR THE
PURPOSES OF PREVENTING CRIMINAL AND/OR ANTI-SOCIAL ACTIVITIES

TAMESIDE METROPOLITAN BOROUGH COUNCIL

GREENSIDE CRESCENT, DROYLSDEN PUBLIC SPACES PROTECTION ORDER 2020

This Order is made by Tameside Metropolitan Borough Council in exercise of its powers under Section 59, 64 and 72 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act"):-

BY THIS ORDER

1. This Order shall come into operation on (TBC) and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Council's statutory powers.
2. This Order relates to that part of Footpath Droylsden 51 as shown edged in blue on the attached plan ("the Restricted Area").
3. Except as provided in Article 4 of this Order no person shall use the public right of way over the Restricted Area at any time. This Order authorises the installation, operation and maintenance of barriers for enforcing the restriction.
4. The restriction in Article 3 of this Order shall not apply to any registered owner of, or person who lives in, 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 located in the Restricted Area, or persons and / or vehicles required in connection with maintenance work or other functions of the Council.
5. The alternative route for pedestrians is along the pavement of Greenside Lane, continuing along the pavement of Greenside Crescent continuing along Footpath 52, continuing along Footpath 51 as shown by a bold broken line on the Order map.
6. The Council is satisfied that the conditions set out in Sections 59, 64 and 72 of the Act have been fulfilled and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the Restricted Area. The Council makes the Order because anti-social behaviour in the Restricted Area has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is, or is likely to be, of a persistent or continuing nature such as to make this unreasonable, and justifies the restrictions imposed by this Order.
7. Responsibility for the maintenance of the barriers in the Restricted Area will lie with the residents that requested the Order.
8. If any person desires to question the validity of this Order on the grounds that the Council had 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.

SIGNED BY: Director of Operations and Neighbourhoods

DATE:

Public Spaces Protection Order

DRO/51

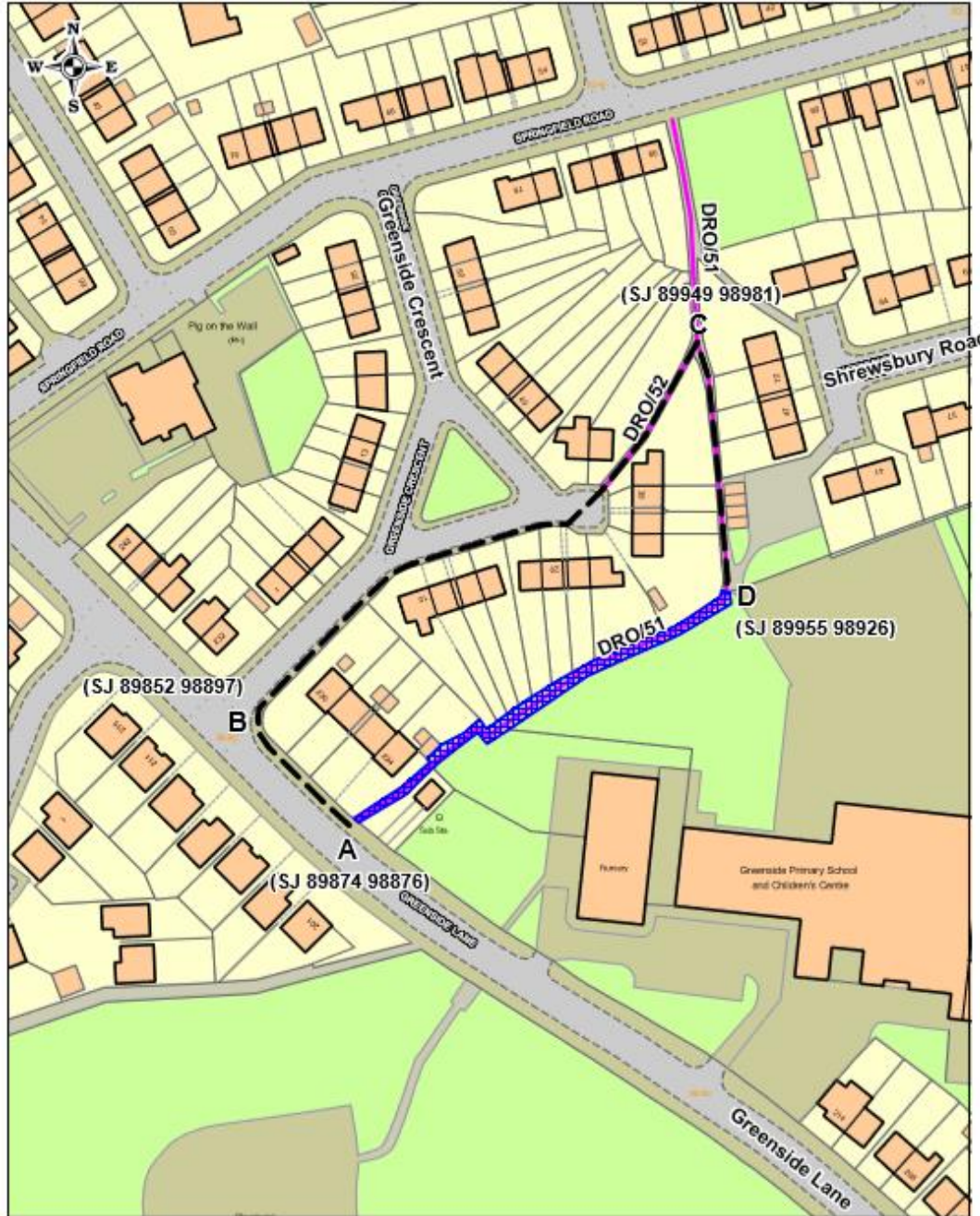
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- Public footpath to be gated
- Suggested alternative route
- Existing definitive footpaths

APPENDIX E

Kenyon Avenue to Cheetham Hill Road, Dukinfield PSPO

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT, 2014

[DRAFT] PUBLIC SPACES PROTECTION ORDER FOR A CERTAIN HIGHWAY FOR THE
PURPOSES OF PREVENTING CRIMINAL AND/OR ANTI-SOCIAL ACTIVITIES

TAMESIDE METROPOLITAN BOROUGH COUNCIL

KENYON AVENUE TO CHEETHAM HILL ROAD, DUKINFELD PUBLIC SPACES PROTECTION
(EXTENSION) ORDER 2020

This Order is made by Tameside Metropolitan Borough Council in exercise of its powers under Section 60, 64 and 72 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act"):-

BY THIS ORDER

1. This Order shall come into operation on (TBC) and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Council's statutory powers.
2. This Order relates to that part of Footpaths Dukinfield 27 as shown edged in blue on the attached plan ("the Restricted Area").
3. Except as provided in Article 4 of this Order no person shall use the public right of way over the Restricted Area at any time. This Order authorises the installation, operation and maintenance of barriers for enforcing the restriction.
4. The restriction in Article 3 of this Order shall not apply to any registered owner of, or person who lives in, 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 located in the Restricted Area, or persons and / or vehicles required in connection with maintenance work or other functions of the Council.
5. The alternative route for pedestrians will be along the pavement of Kenyon Avenue, continuing along the pavement of Birch Lane, continuing along the pavement of Yew Tree Lane, continuing along the pavement of Cheetham Hill Road as shown by a bold broken line on the Order map.
6. The Council is satisfied that the conditions set out in Sections 60, 64 and 72 of the Act have been fulfilled and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the Restricted Area. The Council makes the Order because anti-social behaviour in the Restricted Area has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is, or is likely to be, of a persistent or continuing nature such as to make this unreasonable, and justifies the restrictions imposed by this Order.
7. Responsibility for the maintenance of the barriers in the Restricted Area will lie with the residents that requested the Order.
8. If any person desires to question the validity of this Order on the grounds that the Council had 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.

SIGNED BY: Director of Operations and Neighbourhoods

DATE:

Public Spaces Protection Order

DUK/27

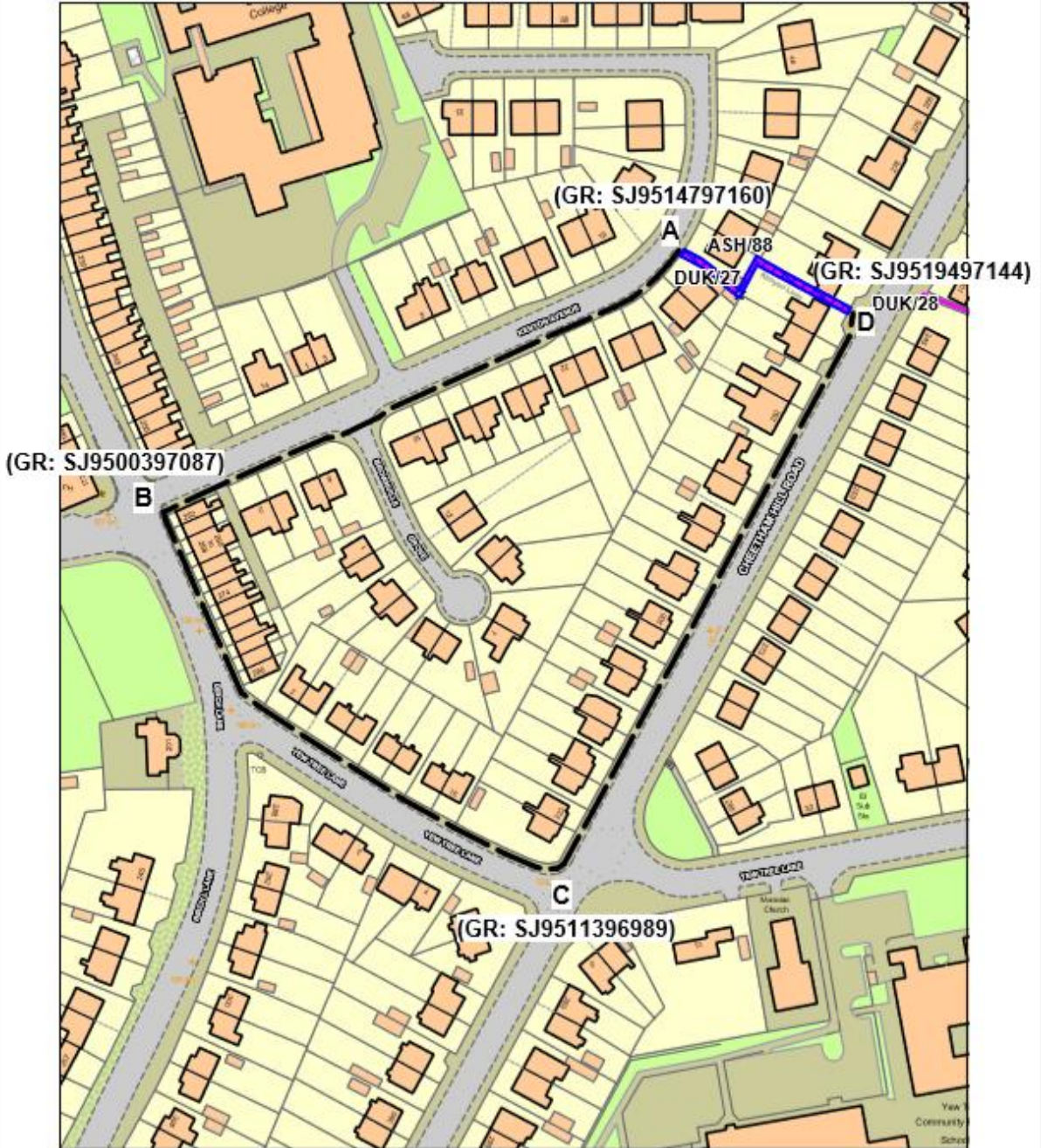
Scale 1:1500




Compiled by MH on 11 August

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-  Restricted area
-  Suggested alternative route
-  Existing definitive footpaths

APPENDIX F

Laburnum Road to Ash Road, Denton PSPO

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT, 2014

[DRAFT] PUBLIC SPACES PROTECTION ORDER FOR A CERTAIN HIGHWAY FOR THE
PURPOSES OF PREVENTING CRIMINAL AND/OR ANTI-SOCIAL ACTIVITIES

TAMESIDE METROPOLITAN BOROUGH COUNCIL

LABURNUM ROAD TO ASH ROAD, DENTON PUBLIC SPACES PROTECTION (EXTENSION)
ORDER 2020

This Order is made by Tameside Metropolitan Borough Council in exercise of its powers under Section 60, 64 and 72 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act"):-

BY THIS ORDER

1. This Order shall come into operation on (TBC) and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Council's statutory powers.
2. This Order relates to that part of Footpaths Denton 76, 77, 78 and 79 as shown edged in blue on the attached plan ("the Restricted Area").
3. Except as provided in Article 4 of this Order no person shall use the public right of way over the Restricted Area at any time. This Order authorises the installation, operation and maintenance of barriers for enforcing the restriction.
4. The restriction in Article 3 of this Order shall not apply to any registered owner of, or person who lives in, 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 located in the Restricted Area, or persons and / or vehicles required in connection with maintenance work or other functions of the Council.
5. The alternative route for pedestrians is along the pavement of Laburnum Road, continuing along the pavement of Balmoral Drive, continuing along the pavement of Ash Road as shown by a bold broken line on the Order map.
6. The Council is satisfied that the conditions set out in Sections 60, 64 and 72 of the Act have been fulfilled and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the Restricted Area. The Council makes the Order because anti-social behaviour in the Restricted Area has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is, or is likely to be, of a persistent or continuing nature such as to make this unreasonable, and justifies the restrictions imposed by this Order.
7. Responsibility for the maintenance of the barriers in the Restricted Area will lie with the residents that requested the Order.
8. If any person desires to question the validity of this Order on the grounds that the Council had 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.

SIGNED BY: Director of Operations and Neighbourhoods

DATE:

Public Spaces Protection Order

DEN/76 & 77 & 78 & 79

Scale 1:3000

Compiled by MH on 10 August 2020

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APPENDIX G

Maddison Road to Lyme Grove, Droylsden PSPO

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT, 2014

[DRAFT] PUBLIC SPACES PROTECTION ORDER FOR A CERTAIN HIGHWAY FOR THE PURPOSES OF PREVENTING CRIMINAL AND/OR ANTI-SOCIAL ACTIVITIES

TAMESIDE METROPOLITAN BOROUGH COUNCIL

FOOTPATH 26, DROYLSDEN PUBLIC SPACES PROTECTION (EXTENSION) ORDER 2020

This Order is made by Tameside Metropolitan Borough Council in exercise of its powers under Section 60, 64 and 72 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act"):-

BY THIS ORDER

1. This Order shall come into operation on (TBC) and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Council's statutory powers.
2. This Order relates to that part of Footpaths Droylsden 26 as shown edged in blue on the attached plan ("the Restricted Area").
3. Except as provided in Article 4 of this Order no person shall use the public right of way over the Restricted Area at any time. This Order authorises the installation, operation and maintenance of barriers for enforcing the restriction.
4. The restriction in Article 3 of this Order shall not apply to any registered owner of, or person who lives in, 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 located in the Restricted Area, or persons and / or vehicles required in connection with maintenance work or other functions of the Council.
5. The alternative route for pedestrians will be along the pavement of Lyme Grove, continuing along the pavement of Beech Avenue, continuing along the pavement of Mellor Street, continuing along the pavement of Maddison Road as shown by a bold broken line on the Order map.
6. The Council is satisfied that the conditions set out in Sections 60, 64 and 72 of the Act have been fulfilled and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the Restricted Area. The Council makes the Order because anti-social behaviour in the Restricted Area has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is, or is likely to be, of a persistent or continuing nature such as to make this unreasonable, and justifies the restrictions imposed by this Order.
7. Responsibility for the maintenance of the barriers in the Restricted Area will lie with the residents that requested the Order.
8. If any person desires to question the validity of this Order on the grounds that the Council had 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.

SIGNED BY: Director of Operations and Neighbourhoods

DATE:

Public Spaces Protection Order

Footpath 26, Droylsden

Scale 1:1250

Compiled by MH on 12 July 2007

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APPENDIX H

Pear Tree Drive to Honeysuckle Drive, Stalybridge PSPO

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT, 2014

[DRAFT] PUBLIC SPACES PROTECTION ORDER FOR A CERTAIN HIGHWAY FOR THE
PURPOSES OF PREVENTING CRIMINAL AND/OR ANTI-SOCIAL ACTIVITIES

TAMESIDE METROPOLITAN BOROUGH COUNCIL

PEAR TREE DRIVE TO HONEYSUCKLE DRIVE, STALYBRIDGE PUBLIC SPACES PROTECTION
(EXTENSION) ORDER 2020

This Order is made by Tameside Metropolitan Borough Council in exercise of its powers under Section 60, 64 and 72 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act"):-

BY THIS ORDER

1. This Order shall come into operation on (TBC) and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Council's statutory powers.
2. This Order relates to that part of the adopted highway from Pear Tree Drive to Honeysuckle Drive as shown edged in blue on the attached plan ("the Restricted Area").
3. Except as provided in Article 4 of this Order no person shall use the public right of way over the Restricted Area at any time. This Order authorises the installation, operation and maintenance of barriers for enforcing the restriction.
4. The restriction in Article 3 of this Order shall not apply to any registered owner of, or person who lives in, 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 located in the Restricted Area, or persons and / or vehicles required in connection with maintenance work or other functions of the Council.
5. The alternative route for pedestrians will be along Pear Tree Drive, continuing along the pavement of Lindsay Street, continuing along the adopted passageway, continuing along an unadopted footpath, continuing along Honeysuckle Drive as shown by a bold broken line on the Order map.
6. The Council is satisfied that the conditions set out in Sections 60, 64 and 72 of the Act have been fulfilled and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the Restricted Area. The Council makes the Order because anti-social behaviour in the Restricted Area has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is, or is likely to be, of a persistent or continuing nature such as to make this unreasonable, and justifies the restrictions imposed by this Order.
7. Responsibility for the maintenance of the barriers in the Restricted Area will lie with the residents that requested the Order.
8. If any person desires to question the validity of this Order on the grounds that the Council had 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.

SIGNED BY: Director of Operations and Neighbourhoods

DATE:

Public Spaces Protection Order

Adopted highway

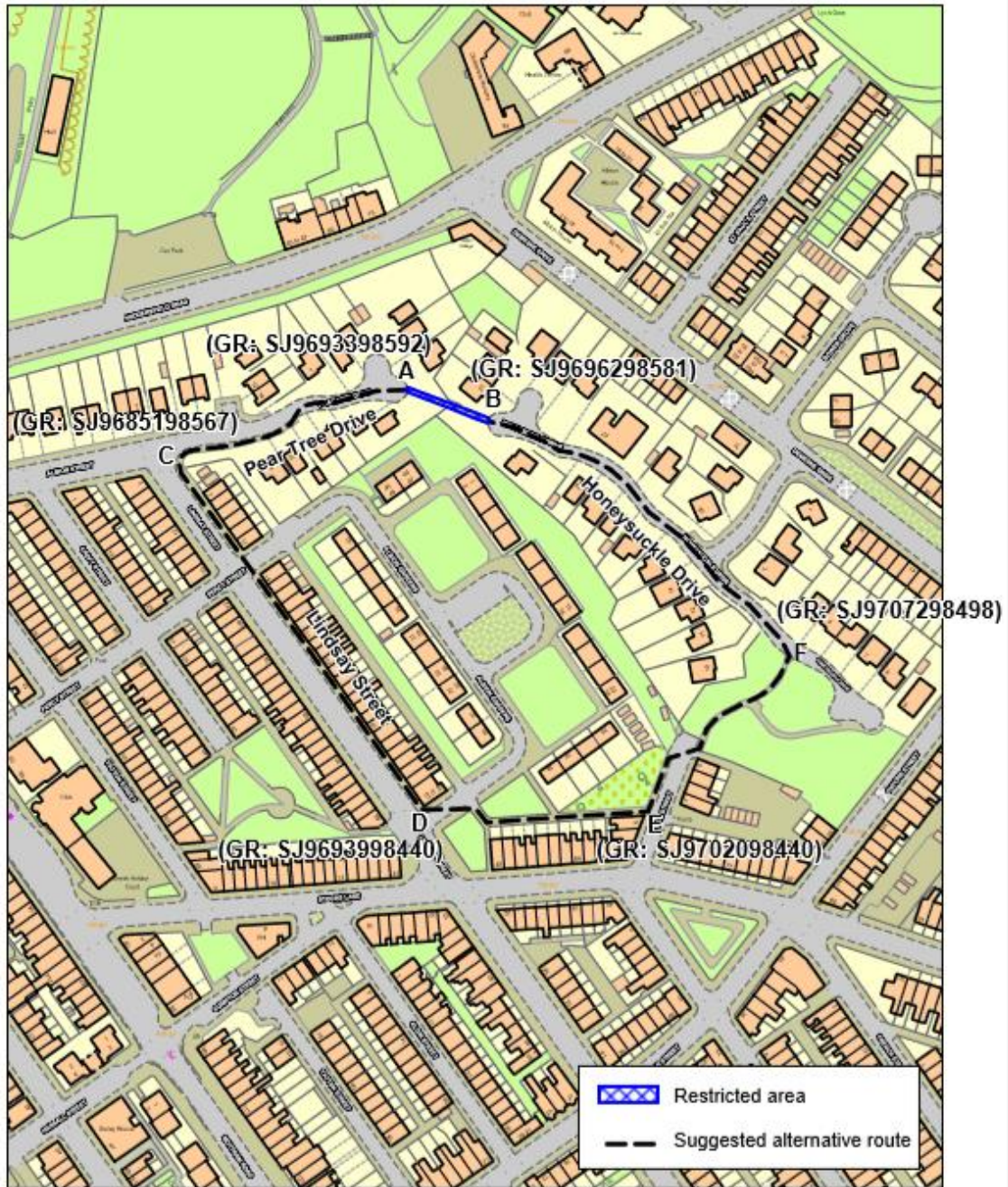
Scale 1:2000

Compiled by MH on 11 August 2020

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APPENDIX I

Sunnyside Road to Lumb Clough, Droylsden PSPO

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT, 2014

[DRAFT] PUBLIC SPACES PROTECTION ORDER FOR A CERTAIN HIGHWAY FOR THE PURPOSES OF PREVENTING CRIMINAL AND/OR ANTI-SOCIAL ACTIVITIES

TAMESIDE METROPOLITAN BOROUGH COUNCIL

FOOTPATH 7 AND UN-NUMBERED PATH TO LUMB CLOUGH, DROYLSDEN PUBLIC SPACES PROTECTION (EXTENSION) ORDER 2020

This Order is made by Tameside Metropolitan Borough Council in exercise of its powers under Section 60, 64 and 72 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act"):-

BY THIS ORDER

1. This Order shall come into operation on (TBC) and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Council's statutory powers.
2. This Order relates to that part of Footpath Droylsden 7 and the un-numbered path as shown edged in blue on the attached plan ("the Restricted Area").
3. Except as provided in Article 4 of this Order no person shall use the public right of way over the Restricted Area at any time. This Order authorises the installation, operation and maintenance of barriers for enforcing the restriction.
4. The restriction in Article 3 of this Order shall not apply to any registered owner of, or person who lives in, 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 located in the Restricted Area, or persons and / or vehicles required in connection with maintenance work or other functions of the Council.
5. The alternative route for Footpath 7 for pedestrians will be along the pavement of Sunnyside Road, continuing along the pavement of Cypress Road, continuing along the pavement of Hampshire Road as shown by a bold broken line on the Order map. The alternative route for access to Lumb Clough for pedestrians will be along the pavement of Sunnyside Road, continuing along the pavement of Cypress Road, continuing along Footpath Droylsden 54 as shown by a bold broken line on the Order map.
6. The Council is satisfied that the conditions set out in Sections 60, 64 and 72 of the Act have been fulfilled and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the Restricted Area. The Council makes the Order because anti-social behaviour in the Restricted Area has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is, or is likely to be, of a persistent or continuing nature such as to make this unreasonable, and justifies the restrictions imposed by this Order.
7. Responsibility for the maintenance of the barriers in the Restricted Area will lie with the residents that requested the Order.
8. If any person desires to question the validity of this Order on the grounds that the Council had 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.

SIGNED BY: Director of Operations and Neighbourhoods

DATE:

Public Spaces Protection Order

DRO/7 and un-numbered track

Scale 1:3000

Compiled by MH on 11 August 2020

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- Restricted area
- Suggested alternative route
- Existing definitive footpaths

APPENDIX J

Waterloo Gardens, Ashton-under-Lyne PSPO

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT, 2014

[DRAFT] PUBLIC SPACES PROTECTION ORDER FOR A CERTAIN HIGHWAY FOR THE
PURPOSES OF PREVENTING CRIMINAL AND/OR ANTI-SOCIAL ACTIVITIES

TAMESIDE METROPOLITAN BOROUGH COUNCIL

WATERLOO GARDENS, ASHTON-UNDER-LYNE PUBLIC SPACES PROTECTION (EXTENSION)
ORDER 2020

This Order is made by Tameside Metropolitan Borough Council in exercise of its powers under Section 60, 64 and 72 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act"):-

BY THIS ORDER

1. This Order shall come into operation on (TBC) and shall have effect for a period of 3 years thereafter, unless extended by further orders under the Council's statutory powers.
2. This Order relates to that part of the adopted highway as shown edged in blue on the attached plan ("the Restricted Area").
3. Except as provided in Article 4 of this Order no person shall use the public right of way over the Restricted Area at any time. This Order authorises the installation, operation and maintenance of barriers for enforcing the restriction.
4. The restriction in Article 3 of this Order shall not apply to any registered owner of, or person who lives in, 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 located in the Restricted Area, or persons and / or vehicles required in connection with maintenance work or other functions of the Council.
5. The alternative route for pedestrians is located across the fields behind Palace Road, continuing along the pavement of Palace Road, continuing along the pavement of Queens Road, continuing along Definitive Footpath 30 and the pavement of Blenheim Way, continuing along the pavement of Waterloo Gardens as shown by a bold broken line on the Order map.
6. The Council is satisfied that the conditions set out in Sections 59, 64 and 72 of the Act have been fulfilled and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the Restricted Area. The Council makes the Order because anti-social behaviour in the Restricted Area has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is, or is likely to be, of a persistent or continuing nature such as to make this unreasonable, and justifies the restrictions imposed by this Order.
7. Responsibility for the maintenance of the barriers in the Restricted Area will lie with the residents that requested the Order.
8. If any person desires to question the validity of this Order on the grounds that the Council had 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.

SIGNED BY: Director of Operations and Neighbourhoods

DATE:

Public Spaces Protection Order

Waterloo Gardens

Scale 1:2500

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APPENDIX K

Churchbank to Brushes Avenue, Stalybridge

The Police comments are as follows:-

- *"I have been the Neighbourhood Officer for the identified areas where the gating was put in place and helped to bring these orders with the help of TMBC, residents and other interested parties at the time, and spent many weeks and days looking over Police logs, crimes, activity, times of problems, routes people took, and even though only recent moved from the area into another role, speak daily to the Neighbourhood Staff and PCSOs since, so am aware of the full picture of the areas, and any problems or antisocial behaviour as covered these areas for over 15 years .*

*Churchbank / Brushes Avenue – This location has historically been a problem due to the layout of the estates, the size and layout of this path. Local Policing teams spent time here daily. The issues started from school children and similar aged kids causing issues during the daytime, spitting, kicking cars and houses, littering, throwing stones and objects over the high wall to residents being abused during the day/night by large groups who also used to congregate in the alleyway which amplified down the streets. We used to get 10 calls a week at some points during the nicer weather, but this also occurred whatever the weather and climate. Evidence was collected for the case for the gates from nearly every resident in the street, a home watch was established, many people had to get CCTV due to the problems, damage was caused to vehicles and houses had windows smashed or items thrown at them, due to the paths location these people got off fast and most did not get ID, *(some were linked to local schools at the time and dealt with). Residents were in tears at one point when spoken to by PC Lawton and many wanted to sell their houses to move. A lot of hard work was conducted by the residents, Police, Council and partner agencies in order to provide sufficient evidence for these gates as we were convinced this would solve the problem. Once approved and fitted, there was initial resistance from some of the local youths who still tried to climb them and items were thrown towards houses. Again Police patrolled the area and collected information of vigilant residents and these issues stopped. Since the alley gating I think I personally had not cause to attend this location due to the alleyway since this time, which in itself is evidence to prove it has been fantastically successful, and I'm sure every resident would agree life has been much better, and in turn people don't want to move, and have the confidence to spend on their house improvements and remain in the area. This path also have numerous alternative routes that can be taken, which are not much more than the original path."*

The ward Councillor comments are as follows:-

- *"Although I was not a Councillor when this particular Protection Order/Alley Gating was set up, I have seen what effect on crime and antisocial behaviour such gating has had in other places in the Borough. In this case the gating is separating two different types of large estate. The first, the Brushes Estate, is mainly social housing, therefore houses families of mixed ages but has a high population of teenage children. Who in some cases do not always respect other people's property and are more likely to carry out ASB. Whereas the Walkerwood Estate has a higher population of both upwardly mobile families, and people that bought their own house when the estate was new and have now grown older and perhaps are much more likely to be protective of the stake they made in their home and environment.*

Also this particular gate is across a route that apparently acted as a "rat run" or short cut between the 2 estates and Stalybridge. Consequently it was a busy thoroughfare creating disturbance to the lives of people living on both Church Bank and Brushes Avenue.

Therefore as a Councillor for Stalybridge South where this case of alley gating is I would strongly recommend that the Protection Order is re-established”

- *“Church Bank without the alley gating was a nightmare, Police there at least twice a week, cars on Church Bank had wing mirrors taken off, windows on cars and houses egged. Youths sat on garden walls, not moving and swearing at residents if asked to. Running up and over cars.*

Since the alley gating absolutely nothing the residents live in peace, it has made such a massive difference. I as a Cllr and the Police get no complaints so yes I am massively in favour of keeping the gates. I haven't had one person object to the gates since they went in.”

Dales Brow Avenue to Langham Street, Ashton-under-Lyne

The Police comments are as follows:-

- *“This order was put in place prior to my arrival in post of the Neighbourhood officer. However these gates I would say in my opinion have had the desired affect since put in place as I cannot say I have any issues nor have had any issues of criminality or Anti-social behaviour in the 2 years. I would like it to stay this way and for the gates to stay in place of course.”*

The ward Councillor comments are as follows:-

- *“I contacted residents of dale Grove to include them in this decision making and for their feedback. I understand they would be consulted however this was in place before any of our time so it was wise to contact them. Overall residents are in favour of having the gates as it is for following reasons.*

“Reduces access to people who late at night use the area around timperley motor to take or conduct drug deals. This also helps to reduce noise and nuisance caused by anti social behaviour.

Reduce litter on our estate

Helps to prevent easy access for the opportunistic thief.

Provides a safe place for children playing in the street.

Reduces parking in the area from non-residents”

I support the residents view in order for them to enjoy safe living environment. So I recommend this restriction order to be extended for the said period.”

- *“I have received no complaints from residents regarding these gates. It is my view that they should stay in place.*

Residents have called for bollards to be put in place in other passageways so I do feel that barriers do keep passageways secure. e.g. Residents were recently very alarmed by the removal of a gate on the old railway line at the back of the Limehurst Farm Estate. They saw a rise in speeding motorcycles down the path and anti social behaviour after the removal of the gate.

Could you send a questionnaire to nearby residents to ascertain their views?

I don't share your confidence that the reasons for the gates being installed have now diminished. I also think the deadline of 8th July doesn't give much time for consultation with residents on this issue. Therefore, I hope you will extend the PSPO.”

Greenside Crescent, Droylsden

The Police comments are as follows:-

- *“Thank you for your email dated 29/06/2020 re: the above gating orders being removed.*

I feel the orders should be extended and reviewed again in three years. I feel removing the orders and lifting restrictions will have a negative impact on the residents quality of life.

The Ward suffers with a high number of residential burglaries, theft from motor vehicles, drug related issues and nuisance off road motor bikes. The gates are a fantastic deterrent and give safety and reassurances to the residents involved in the scheme.

I have been in post as Droylsden West - Beat Officer, for just over 12 months. Both Droylsden teams are continually tackling ASB across the ward. Although the trends have changed the ASB still exists. The removal will have a detrimental effect on the work completed by our teams.”

The ward Councillor comments are as follows:-

- *“I have no problem carrying on and supporting the 3 gated areas you sent me remaining gated.”*

Haddon Hall Road to Sunnybank Park, Droylsden

The Police comments are as follows:-

- *“I feel the orders should be extended and reviewed again in three years. I feel removing the orders and lifting restrictions will have a negative impact on the residents quality of life.*

The Ward suffers with a high number of residential burglaries, theft from motor vehicles, drug related issues and nuisance off road motor bikes. The gates are a fantastic deterrent and give safety and reassurances to the residents involved in the scheme.

I have been in post as Droylsden West - Beat Officer, for just over 12 months. Both Droylsden teams are continually tackling ASB across the ward. Although the trends have changed the ASB still exists. The removal will have a detrimental effect on the work completed by our teams.”

The ward Councillor comments are as follows:-

- *“I have no problem carrying on and supporting the 3 gated areas you sent me remaining gated.”*

Kenyon Avenue to Cheetham Hill Road, Dukinfield

The Police comments are as follows:-

- *“In considering your request I have spoken to my Sergeant who has been on the district for a number of years and was previously the NBO for Dukinfield, PCSO Jackson who has been the PCSO for Dukinfield for over 16 years and Louise Hall in our intelligence unit who has done some limited analytical work for me.*

I understand that prior to the implementation of the gates, there were considerable issues centred on the alleyway. These included, but were not limited to, anti-social behaviour, burglary, repeated victimisation of an address by committing criminal damage and a rape.

During the time the gates have been in place these issues have not been repeated. The area around the alleyway is covered by our G2,G3 and G4 foot beats. The Yew Tree estate itself has featured on the seasonal threat map for the last 2 years between October and January as being a repeated area for burglary and theft of motor vehicles. This year since the start of the year of the Burglary, Robbery and Vehicle Crimes reported on the G2,G3 and G4 foot beat areas of Dukinfield, 40% have occurred within a half mile radius of this alleyway location. I have attached the map used by our analyst to determine this.

From this information I conclude that if these gates were to be removed, then I would expect a fairly rapid return to previous crime levels. This is a cut through from a main arterial route onto a housing estate, which makes it an attractive ingress and egress route for criminals who can move reasonably unnoticed and have a vehicle nearby. The fact that there were previously high levels of recorded crime around this alleyway, which have reduced during the time the gates have been in place, despite the surrounding area continuing to see spikes in crime levels would justify renewing the order to keep the gates in place.”

The ward Councillor comments are as follows:-

- *“Full support to keep this area gated massive reduction in Anti social behaviour and crime , big improvement of the quality of life to residents who live at the side of the Path and others on Kenyon Ave.”*
- *“I also fully support to keep the area gated as the residents suffered years of anti social behaviour and the difference it has made to their quality of life since been shut has been positive and therefore it must remain closed”*

Laburnum Road to Ash Road, Denton

The Police comments are as follows:-

- *“I have read the information sent to myself. I have also looked at issues that have been reported regarding the area of Laburnum Road, Denton.*

I can confirm that it would be advantageous to leave the gates in situ and locked.

There are still issues with people trying to commit offences in the Ash Road and Laburnum Road properties.

There have also been reports of people trying to use these gated areas to commit drug offences.

In my opinion it would be advantageous in preventing crime to have the gates remaining in situ and locked.”

The ward Councillor comments are as follows:-

- *“This scheme has been very successful and reduced crime in this area and local people it serves are very happy with this scheme*

I would therefore support renewing for a further three years”

- *“I would like to express support for these gates and the extension of the order. The issues that were common in this area have certainly not been a problem since I’ve been elected. I actually believe you would see a backlash and a lot of anger and frustration if you were to remove them. The area they are located sit on the boundary of the ward where we use to see crime issues very regularly with people coming into the ward from outside so they serve a vital role in helping us protect residents and properties.”*

Maddison Road to Lyme Grove, Droylsden

The Police comments are as follows:-

- *“Since the installation of the gates the path at Lyme Grove has not suffered any issues of ASB or criminality. This I believe is due to the gates successfully serving their purpose to prevent such behaviour.*

However as the Neighbourhood Beat officer for the area I am of the opinion that should the gates be removed then there would be a return to the previous situation where it attracts ASB and Criminal behaviour.

I base this on my local knowledge of the Droylsden area and the intelligence we receive.

In this locality there are a number of similar areas that are secluded and attract undesirable behaviour.

In close vicinity to this location there is Droylsden Working Men’s Club on Kershaw Street. There is a secluded area between the car park and nearby houses that has been the cause of complaint from local residents due to issues with gangs of youths congregating, taking and dealing in drugs and inhaling Nitrous Oxide Canisters.

Also nearby are Copperas Fields and several paths that provide access to it. This is another area that provides seclusion and shelter that is abused by those intent on displaying ASB and Criminality. Recently there have been numerous complaints regarding this from residents. Also a member of TMBC Parks and Green Space contacted us to raise concerns about these issues and the amount of Nitrous Oxide canisters left in these secluded spaces.

Land and paths around the back of Droylsden Library and the marina have been a constant problem over the last four years. Again due to its secluded location local gangs of youths have taken advantage of this to take illegal substances drink alcohol, cause damage and cause ASB for local residents.

Various parts of the canal towpath have also caused similar issues.

There is a secluded path that leads from Fairfield Avenue to the Moravian Settlement and this too has been a constant cause of concern for local residents who have made regular complaints regarding the path being used for drug dealing, ASB and other criminal activity.

From my own observations and the feedback I receive from the community it does seem to me that wherever there is a secluded path or piece of land in this area of Droylsden that can offer cover, then it is often used for criminality and ASB.

The location of this path is in very close vicinity to a number of dwellings with some being situated right next to it. I fear that opening the path and removing the gates will have a detrimental effect on those residents and the wider community. This would have a knock on effect of increasing demand for the Police and other public services that are already stretched.

Furthermore there is one individual that I am aware of that is often at the heart of the ASB and criminality previously referred to in this email. That individual is a ring leader of these gangs causing such issues and unfortunately he lives in very close proximity to the path referred to. This further increases the risk that this location poses to the community should the gates be removed.

For the reason outlined above I would like to see the gates remain in situ.”

The ward Councillor comments are as follows:-

- *“I strongly feel this passageway needs to stay closed. Since it was closed the area got a lot quieter for the residents no groups hanging around. If it was to be reopened we would just end up with major problems.”*

Pear Tree Drive to Honeysuckle Drive, Stalybridge

The Police comments are as follows:-

- *“I have been the Neighbourhood Officer for the identified areas where the gating was put in place, and helped to bring these orders with the help of TMBC, residents and other interested parties at the time, and spent many weeks and days looking over Police logs, crimes, activity, times of problems, routes people took, and even though only recent moved from the area into another role, speak daily to the Neighbourhood Staff and PCSOs since, so am aware of the full picture of the areas, and any problems or antisocial behaviour as covered these areas for over 15 years .*

Pear tree / Honeysuckle, was a daily occurrence – during the day due to the location the passageway was at, was easy for children and youths to hide and urinate, and cause damage to fences or dump items, even run from Police to evade capture in some instances. There were also troubles during the evening and weekend due to people coming back from local pubs and town centre clubs etc causing noise, nuisance, damage and being very loud and rowdy. The estates are still the same layout, and many original residents still live in the area, one being a local MP who also supported the gating.

Since the installation of the gating there was initial problems with a very small number of local youths trying to climb over/or jump over nearby fences to get to the other side, which stopped very soon after as residents reported to local policing teams and they patrolled the area.

This path is close to numerous alternative routes down Huddersfield Road, or down Oxford Street or Mill street, both not much more distance than the original path, and the local residents and children have all accepted and got used to this. Since the path I can probably count 1 or 2 incidents in the initial phase of the gates going up, and since this time we have not had cause to have patrols keep visiting the location.

The Stalybridge South Policing Team would still support the closure remaining in place for these gates at the location to prevent, crime, disorder, damage to homes and vehicles and it has vastly improved the lives of the residents in this area.”

The ward Councillor comments are as follows:-

- *“Although I was not a Councillor when this particular Protection Order/Alley Gating was set up, I have seen what effect on crime and antisocial behaviour such gating has had in other places in the Borough. In this case the gating is separating two small estates, however the route was a very popular cut through for residents living on the very large Demesne Drive Estate through into Stalybridge town centre. Opening this “rat run” will make a busy*

thoroughfare, transform two quiet cul-de-sacs and creating disturbance to the lives of people living on both Honeysuckle and Pear Tree Drives.

The Demesne estate, also comprises of mainly social housing, therefore its residents are of mixed ages with a high population of teenage children. Who in some cases do not always respect other people's property and are more likely to carry out ASB. Whereas residents of Honeysuckle Estate and Pear Tree Drive are mainly owner occupiers. Who are more inclined to respect other people's properties.

Therefore as a Councillor for Stalybridge South where this case of alley gating is I would strongly recommend that the Protection Order is reestablished. Removing such a gate would be a backward step."

- *"I am happy to keep the restrictions in place. It was before my time, but I am told there was a lot of ASB issues and that previous ward Councillors along with the Police had to fight to get this, so I will support the security gates remaining."*
- *"I am hugely in favour of keeping these gates. No complaints what so ever since they went in, I believe Jonathan Reynolds MP chipped in when residents had to pay for them so I am sure as the MP for the area he is massively in favour as well. It was a nightmare for residents on Albion St, Pear Tree and Honeysuckle especially late evening when people coming home from the pubs in Stalybridge drunk and loud used it as a cut through instead of walking up Huddersfield Rd."*

Sunnyside Road to Lumb Clough, Droylsden

The Police comments are as follows:-

- *"Thank you for your email dated 29/06/2020 re: the above gating orders being removed.*

I feel the orders should be extended and reviewed again in three years. I feel removing the orders and lifting restrictions will have a negative impact on the residents quality of life.

The Ward suffers with a high number of residential burglaries, theft from motor vehicles, drug related issues and nuisance off road motor bikes. The gates are a fantastic deterrent and give safety and reassurances to the residents involved in the scheme.

I have been in post as Droylsden West - Beat Officer, for just over 12 months. Both Droylsden teams are continually tackling ASB across the ward. Although the trends have changed the ASB still exists. The removal will have a detrimental effect on the work completed by our teams."

The ward Councillor comments are as follows:-

- *"I have no problem carrying on and supporting the 3 gated areas you sent me remaining gated."*

Waterloo Gardens, Ashton-under-Lyne

The Police comments are as follows:-

- *"The only thing I would say is when you could access through to Palace Road estate we had a large increase in ASB and burglary related incidents with it being used as an ideal cut through.*

Since the footpath was closed we have seen a large decrease in reported incidents, so ideally I would recommend they remained in situ.”

The ward Councillor comments are as follows:-

- *“I would be in support of retaining these gates, which we did fight long and hard to get. There was a number of break ins in the area and the alley way gave access and exits to enter the estate.”*