

LONDON BOROUGH OF LEWISHAM
ANTI SOCIAL BEHAVIOUR, CRIME & POLICING ACT 2014
PART 4, SECTION 59
PUBLIC SPACES PROTECTION ORDER
(Order 1 of 2024)

The Mayor and Burgesses of the London Borough of Lewisham (the “**Council**”) make this Order under **Part 4 Section 59 of The Anti-Social Behaviour, Crime and Policing Act 2014** (the “**Act**”), having consulted as required by Section 72 of that Act.

This Order takes effect on 1st August 2024 and has a duration of **3 years**.

INTRODUCTION

Part 1 of this Order applies to the public places, or parts of the public places **shown coloured purple** on the attached plan at Appendix 1 (the “**Restricted Area A**”). Part 2 of this Order applies to the public places **shown edged green** on the attached plan at Appendix 2 (the “**Restricted Area B**”). Part 3 of this Order applies to the places described therein and shown edged red on the plans at Appendix 3 (the “**Restricted Area C**”). Part 4 of this Order applies to the places described therein and shown edged red on the plans at Appendix 4 (the “**Restricted Area D**”).

The Council is satisfied on reasonable grounds that it is likely that:

- a. the activities detailed in Part 1(1) of this Order are being carried out and are likely to continue to be carried out in Restricted Area A, or parts of it, which have and will have a detrimental effect on the quality of life of those in the locality;
- b. the activities detailed in Part 2(1) of this Order are being carried out and are likely to continue to be carried out in Restricted Area B, or parts of it, which have and will have a detrimental effect on the quality of life of those in the locality;
- c. the activities detailed in Part 3(1) of this Order are being carried out and are likely to continue to be carried out in Restricted Area C, or parts of it, which have and will have a detrimental effect on the quality of life of those in the locality; and
- d. the activities detailed in Part 4(1) of this Order are being carried out and are likely to continue to be carried out in Restricted Area D, or parts of it, which have and will have a detrimental effect on the quality of life of those in the locality.

The Council is satisfied that the effect of these activities mentioned above is, or is likely to be, of a persistent or continuing nature, and is, or likely to be such, as to make the activities unreasonable. The effect of the activities, therefore, justifies the restrictions imposed.

The Council has had regard to the rights and freedoms set out in the European Convention on Human Rights. The Council has had particular regard to the rights and freedoms set out in Article 10 (right of freedom of expression) and Article 11 (right of freedom of assembly) of the European Convention on Human Rights and has concluded that the restrictions on such rights and freedoms imposed by this Order are lawful, necessary and proportionate.

For the purposes of this Order an “**Authorised Person**” means a Constable, a Police Community Support Officer or a person duly authorised in writing by Lewisham Borough Council for the purposes of giving directions under this Order.

THE COUNCIL MAKES therefore has exercised its power under section 59(4) of the Anti-Social Behaviour, Crime and Policing Act 2014 to make this Order prohibiting or requiring the things specified in Parts 2 and 4.

PART 1

RESTRICTED AREA A

1. This Part 1 applies to the following activities:
 - a. Consumption of alcohol so as to cause, or be likely to cause, nuisance or annoyance to any other person.
 - b. Engaging in behaviour which is causing, or is likely to cause nuisance or annoyance to any other person whilst intoxicated through the consumption of drugs or Psychoactive Substances.
2. The following prohibitions and exclusions shall apply:
 - a. A person in Restricted Area A shall not consume alcohol so as to cause, or be likely to cause, nuisance or annoyance to any other person.
 - b. A person in Restricted Area A shall not engage in behaviour which is causing, or is likely to cause nuisance or annoyance to any other person whilst intoxicated through the consumption of drugs or Psychoactive Substances.
3. for the purposes of this part of the Order:
 - a. “**Psychoactive Substance**” means any substance which is capable of producing a Psychoactive Effect in a person who consumes it and is not an exempted substance;
 - b. a substance produces a “**psychoactive effect**” in a person if, by stimulating or depressing the person’s central nervous system, it affects the person’s mental functioning or emotional state; and
 - c. a person “**consumes**” a substance if the person causes or allows the substance, or fumes given off by the substance, to enter the person’s body in any way.
4. **EXCLUSIONS:** Part 1(2)(a) of this Order does not apply to premises as described in section 62 of the Anti-Social Behaviour, Crime and Policing Act 2014 being:
 - a. premises authorised by a premises licence to be used for the supply of alcohol;

- b. premises authorised by a club premises certificate to be used by the club for the supply of alcohol;
- c. a place within the curtilage of premises within paragraph (a) or (b);
- d. premises which has a Temporary Event Licence by virtue of Part 5 of the Licensing Act 2003;
- e. a place where facilities or activities relating to the sale or consumption of alcohol are at the relevant time permitted by virtue of a permission granted under section 115E of the Highways Act 1980 and
- f. council-operated licensed premises when the premises are being used for the supply of alcohol.

PART 2

RESTRICTED AREA B

1. This Part 2 applies to the following activities:
 - a. Urination or defecation without reasonable excuse for doing so on land open to the air.
 - b. Making or permitting to be made any noise with any Amplification Equipment which is so loud or so continuous or repeated as to give reasonable cause for annoyance to other persons in any space open to the public.
 - c. Encampment of any vehicle, caravan, tent, yurt or other temporary structure without the express consent of the owner or person in control of the land.
 - d. Leaving waste deposited by any dog in any space open to the public other than bagged and in a designated dog waste or general waste bin.
 - e. Being in charge of more than 4 dogs in any space open to the public.

2. The following prohibitions and exclusions shall apply:
 - a. A person in Restricted Area B shall not urinate or defecate without reasonable excuse for doing so on land open to the air.
 - b. A person in Restricted Area B shall not, after being requested to desist by an Authorised Officer, make or permit to be made any noise with any Amplification Equipment in any space open to the public which is so loud or so continuous or repeated as to give reasonable cause for annoyance to other persons.
 - c. A person shall not when required by an Authorised Officer refuse to remove any vehicle, caravan, tent, yurt or other temporary structure and/or any associated equipment, possessions or other paraphernalia that is on any space open to the public in Restricted Area B without the express consent of the owner or person in control of the land.
 - d. A person in charge of a dog which defecates at any time on any space open to the public in Restricted Area B shall not fail to remove the faeces from the land forthwith. For the purposes of this part of the Order:
 - i. bagging the faeces and placing in a receptacle on the land which is provided for this purpose, or for the disposal of waste, shall be a sufficient removal from the land; and
 - ii. being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device for or other suitable means of removing the faeces, shall not be a reasonable excuse for failing to remove the faeces.

- e. A person shall not be in charge of more than four (4) dogs in Restricted Area B.
3. For the purposes of this Part of the Order:
- a. **“Amplification Equipment”** means microphones, speakers, loudspeakers, megaphones, loudhailers public address systems or any other similar equipment used for the amplification of voice, music or pre-recorded audio-tracks, but not apparatus designed and used as an aid to defective hearing, as an aid for speech or speech replacement, or apparatus used where the sound is received through headphones, or apparatus whilst being used to undertake personal private communication; and
 - b. a person who has a dog in his possession shall be taken to be **“in charge”** of the dog.
4. **EXCLUSIONS:**
- a. Part 2(2)(d) of this Order does not apply to any person who:
 - i. is registered as partially sighted or blind, in a register compiled under section 29 of the National Assistance Act 1948; or
 - ii. is registered as “sight-impaired”, “severely sight-impaired” or as “having sight and hearing impairments which, in combination, have a significant effect on their day to day lives”, in a register compiled under the Care Act 2014; or
 - iii. has a disability which affects his mobility, manual dexterity, physical coordination, or ability to lift, carry, or otherwise move everyday objects, such that they cannot reasonably be expected to remove the faeces; or
 - iv. has some other disability, such that they cannot reasonably be expected to remove the faeces.
 - b. Part 2(2)(e) of this Order shall not apply to the normal activities of a working dog whilst the dog is working, including but not limited to in connection with emergency search and rescue, law enforcement and the work of His Majesty’s armed forces.

PART 3

RESTRICTED AREA C

1. This Part 3 applies to the following activities:
 - a. Taking a dog(s) onto or permitting a dog(s) to enter or to remain in children’s play areas, sporting areas, nature reserves, allotments and/or gardens.
2. The following prohibitions and exclusions shall apply:
 - a. A person in charge of a dog shall not take the dog onto or permit the dog to enter or to remain on land within the areas specified in Appendix 3.
3. For the purposes of this Part of the Order a person who has a dog in his possession shall be taken to be **“in charge”** of the dog.

4. **EXCLUSIONS:** Part 3(2) of this Order shall not apply to:
 - a. the normal activities of a working dog whilst the dog is working, including but not limited to in connection with emergency search and rescue, law enforcement and the work of His Majesty's armed forces;
 - b. a disabled person who uses a dog on which they rely upon for assistance. Dogs preferably should be trained by a member of Assistance Dogs UK or any other registered charity whose activities include the training of assistance dogs.

PART 4

RESTRICTED AREA D

1. This Part 4 applies to the following activities:
 - a. Failing to put and keep a dog(s) on a lead.
2. The following prohibitions and exclusions shall apply:
 - a. A person shall not without reasonable excuse fail to put and keep a dog in his charge in Restricted Area D on a lead.
3. For the purposes of this Part of the Order:
 - a. "lead" means any rope, cord, leash or similar item used to tether, control or restrain a dog, but does not include any such item which is not actively being used as a means of restraint so that the dog remains under a person's close control; and
 - b. a person who has a dog in his possession shall be taken to be "in charge" of the dog.
4. **EXCLUSIONS:** Part 4(2) of this Order shall not apply to the normal activities of a working dog whilst the dog is working, including but not limited to in connection with emergency search and rescue, law enforcement and the work of His Majesty's armed forces.

PART 5

OTHER MATTERS

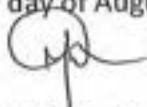
1. Where a person wishes to rely upon any of the exemptions set out in this Order, the burden will be on that person to prove that they satisfy the requirements of the exemption being relied upon.
2. Failure without reasonable excuse to comply with the prohibitions or requirements imposed by this Order is an offence under Section 67 of the Anti-Social Behaviour, Crime and Policing Act 2014.
3. A person guilty of this offence is liable on summary conviction to a fine not exceeding level 3 on the standard scale, namely £1000.00 as at the date of the Order.
4. An Authorised Person may under Section 68 of the Anti-Social Behaviour, Crime and Policing Act 2014, issue a fixed penalty notice of up to £100 to anyone that Authorised Person has reason to believe has committed an offence under Section 67 of that Act in relation to this Order.

PART 6

APPEALS

In accordance with section 66 of the Anti-Social Behaviour, Crime and Policing Act 2014, any interested person (as defined in section 66(1) of the Anti-Social Behaviour, Crime and Policing Act 2014) who wishes to challenge the validity of this Order on the grounds that the Council did not have the power to make the Order or that a requirement under the Act has not been complied with may apply to the High Court within six weeks from the date upon which the Order or Variation is made.

Dated this 1st day of August 2024



The **COMMON SEAL** of
THE MAYOR AND BURGESSES OF
THE LONDON BOROUGH OF LEWISHAM

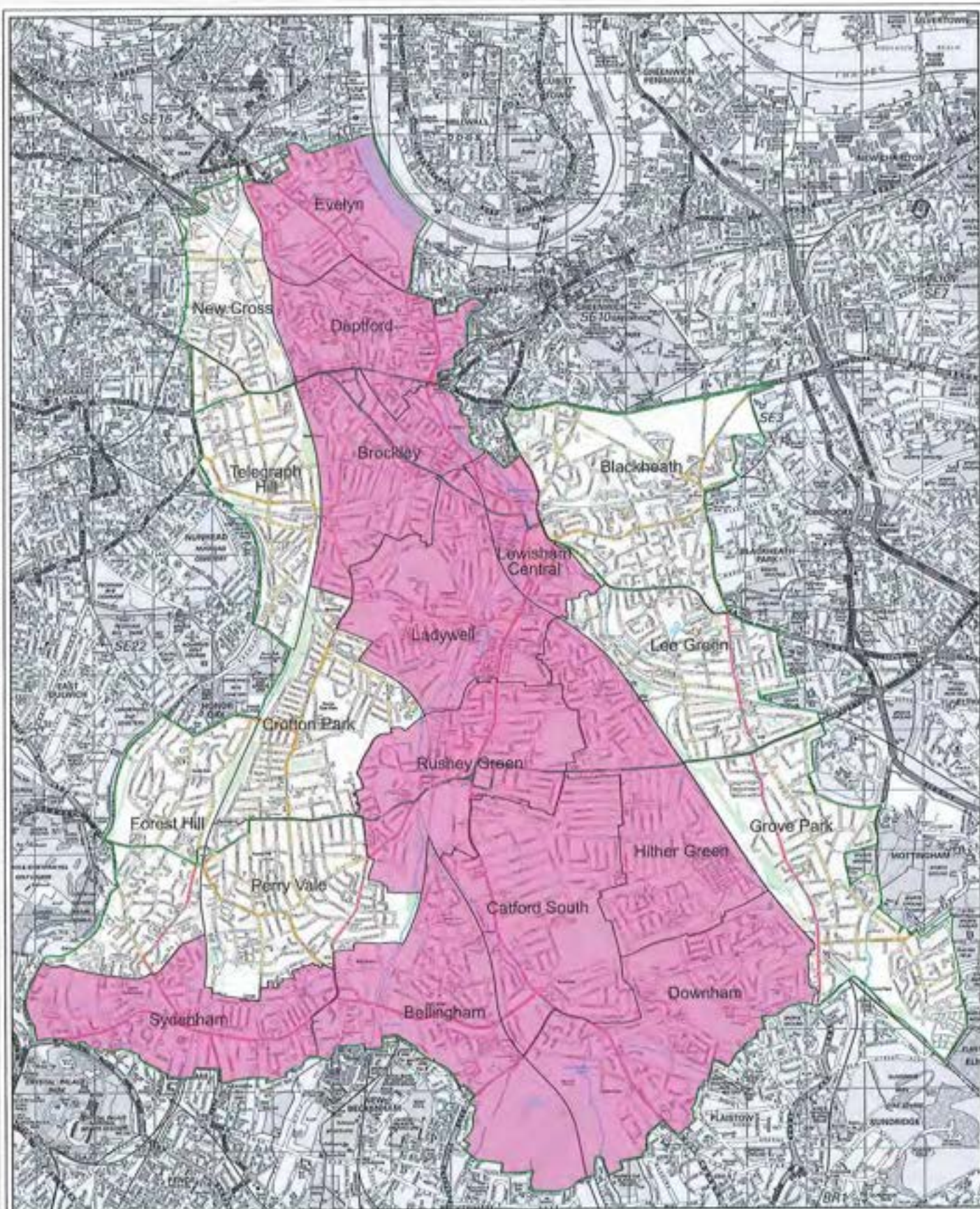
was hereunto affixed in the presence of
(Authorised signatory) MELANIE DAWSON

HEAD OF LEGAL SERVICES
FOR DIRECTOR OF LAW AND
CORPORATE GOVERNANCE



4824434

APPENDIX 1



Appendix 1, Wards where drug and alcohol related ASB restrictions apply

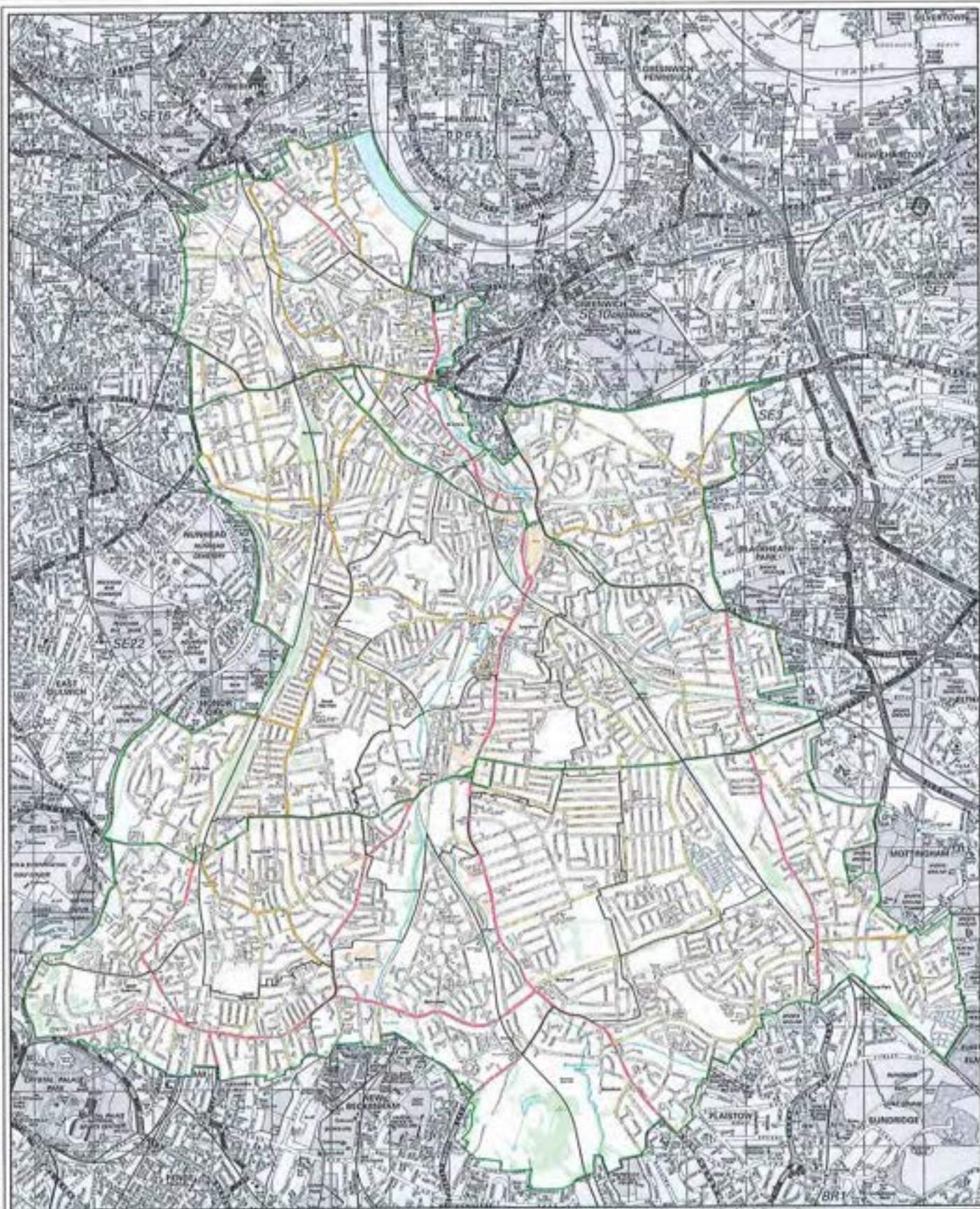
DataGraphics
 Lawrence House
 Rushey Green
 Catford, London
 SE6 4BJ



All plan scales: Not to scale
 Date: 29.07.2024
 Scale: 1:10000



APPENDIX 2



Appendix 2.

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 Catford, London
 SE6 4BU



All plan scale: Not to scale
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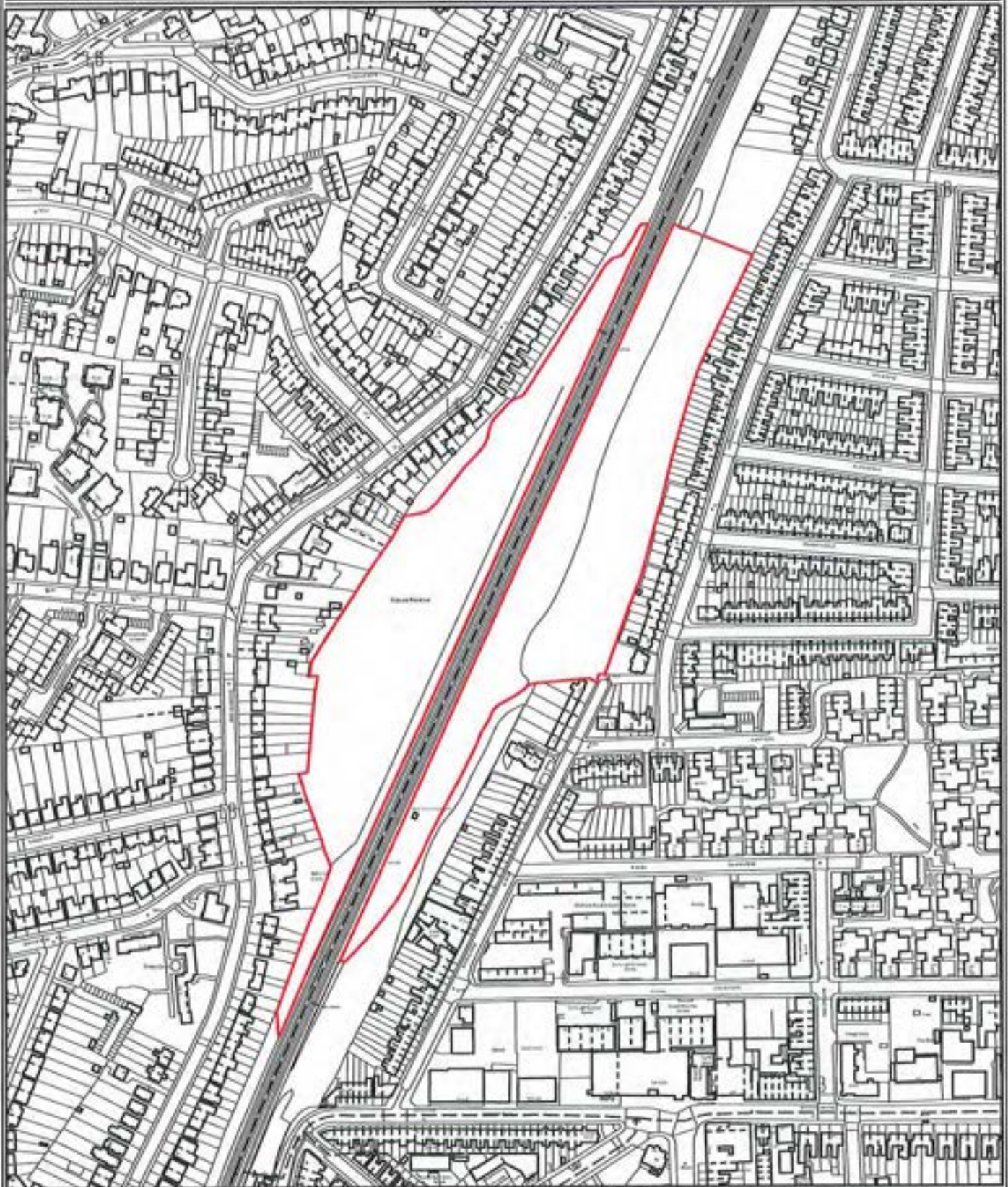
APPENDIX 3

The following areas of land which are open to the air and to which the public are entitled or permitted to have access (with or without payment) within the London Borough of Lewisham:

1. All children's play areas
2. All fenced sporting areas
3. All nature reserves, allotments and gardens as specified below:
 - Devonshire Road Nature Reserve – SE23 3SZ (Map 1)
 - Garthorne Road Nature Reserve – SE23 1AA (Map 2)
 - Dacres Wood Local Nature Reserve – SE23 2NR (Map 3)
 - Besson Street Multi Cultural Garden – SE14 5AS (Map 4)
 - Brookmill Local Nature Reserve – SE8 4JJ (Map 5)
 - Queenswood Nature Reserve (Sydenham Gardens) – SE23 2LW (Map 6)
 - Chinbrook Allotments - SE12 9SB (Map 7)
 - Grove Park Library Gardens – SE12 0BX (Map 8)
 - Brookmill Park - SE8 4JJ (Map 9)
 - Friendsbury Gardens – SE4 2BL (Map 10)
 - Broadway Fields – east of the river – SE8 4HY (Map 11)
 - Central Field in Mayow Park- SE26 4SS (Map 12)
 - Central Field in Northbrook Park – SE12 0JS (Map 13)
 - Manor House Garden – SE13 5SU (Map 14)
 - Iona Close Orchard Nature Reserve – SE6 4RN (Map 15)
 - Burnt Ash Pond Local Nature Reserve – SE12 0AL (Map 16)
 - Friendly Gardens– SE8 4DT (Map 17)
 - Telegraph Hill Park – lower – SE14 5TN (Map 18)
 - Cornmill Gardens (excluding the waterway link) – SE13 7BN (Map 19)
 - Horniman's Play Park – SE23 3PH (Map 20)

Devonshire Road Nature Reserve. Dog exclusion

MAP 1



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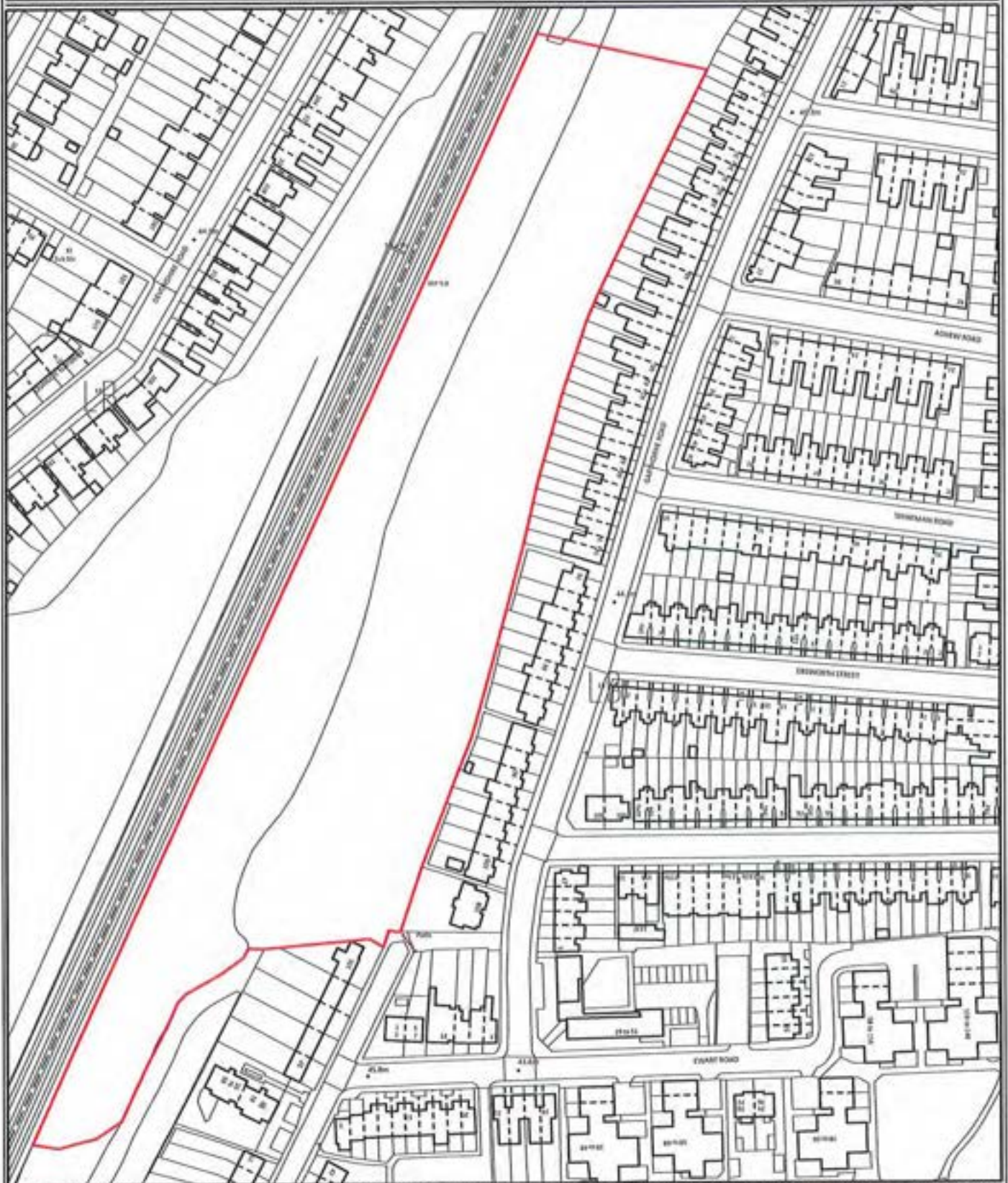
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Garthome Road Nature Reserve. Dog exclusion

MAP 2



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Dacres Wood Local Nature Reserve. Dog exclusion (MAP 3)



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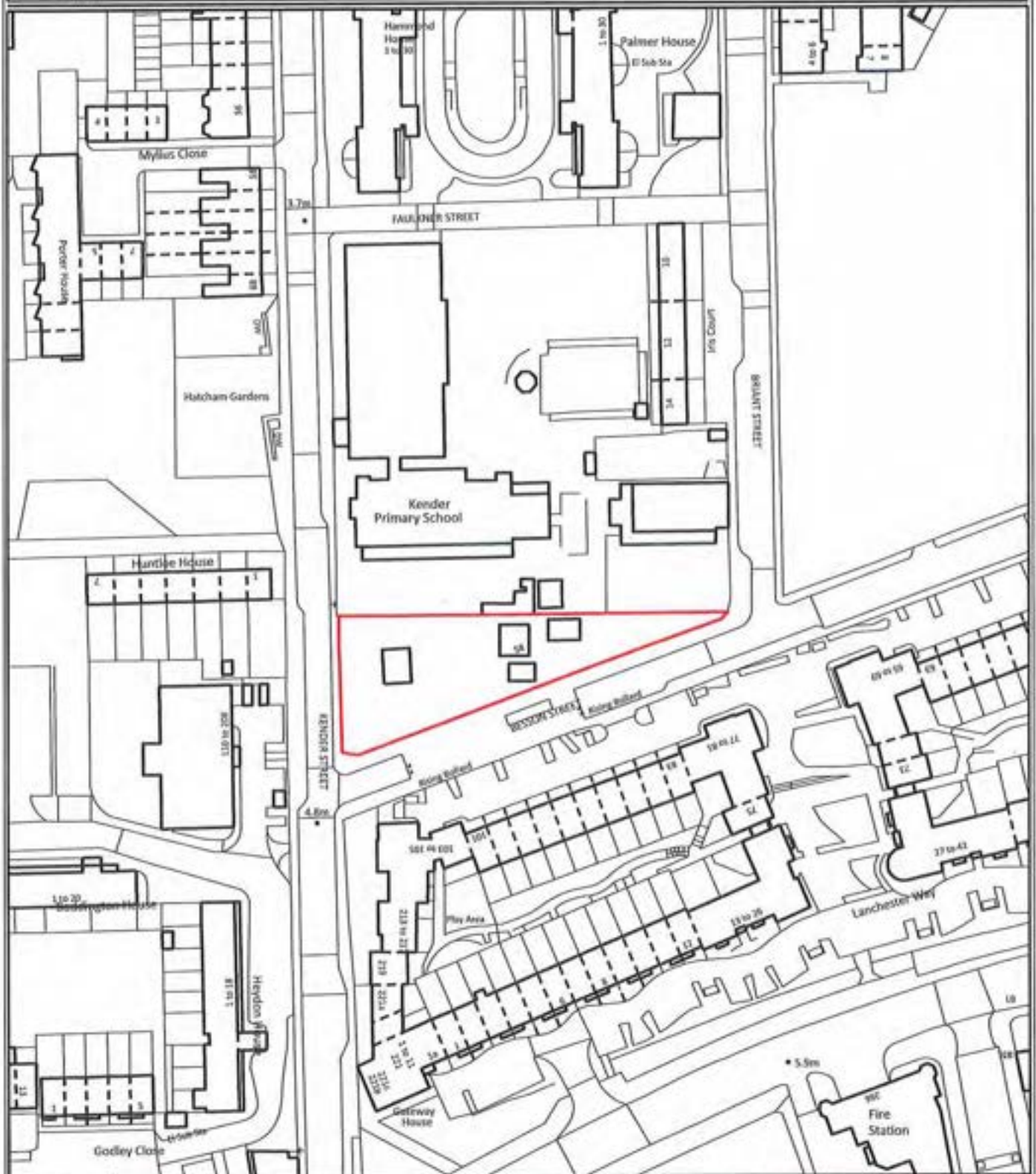
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Besson Street multicultural garden. Dog exclusion

MAP 4




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Brookmill local nature reserve. Dog exclusion

MAP 5



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Queenswood nature reserve
(Sydenham Gardens)
Dog exclusion

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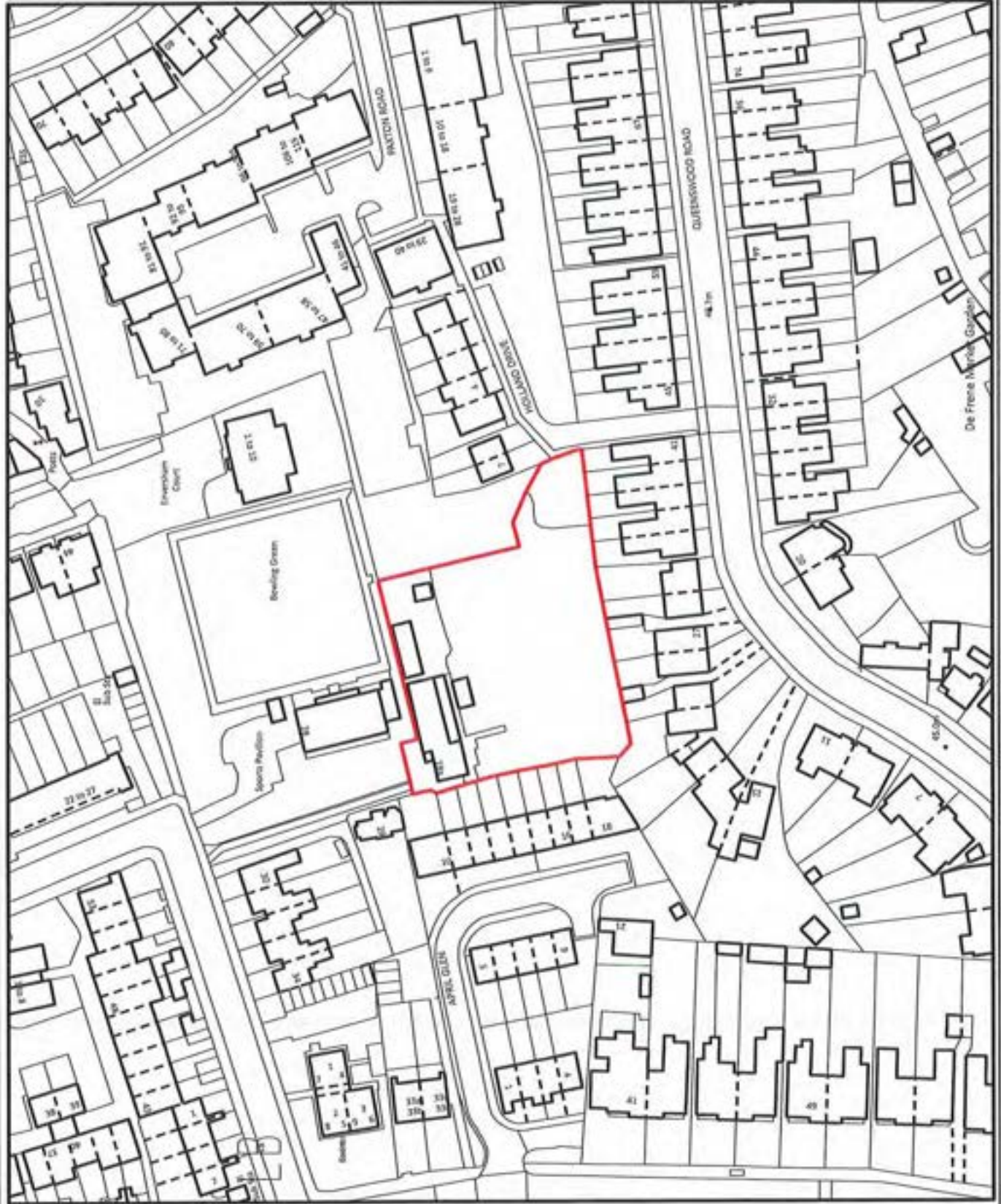
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Chinbrook Allotments Nature Reserve. Dog exclusion.

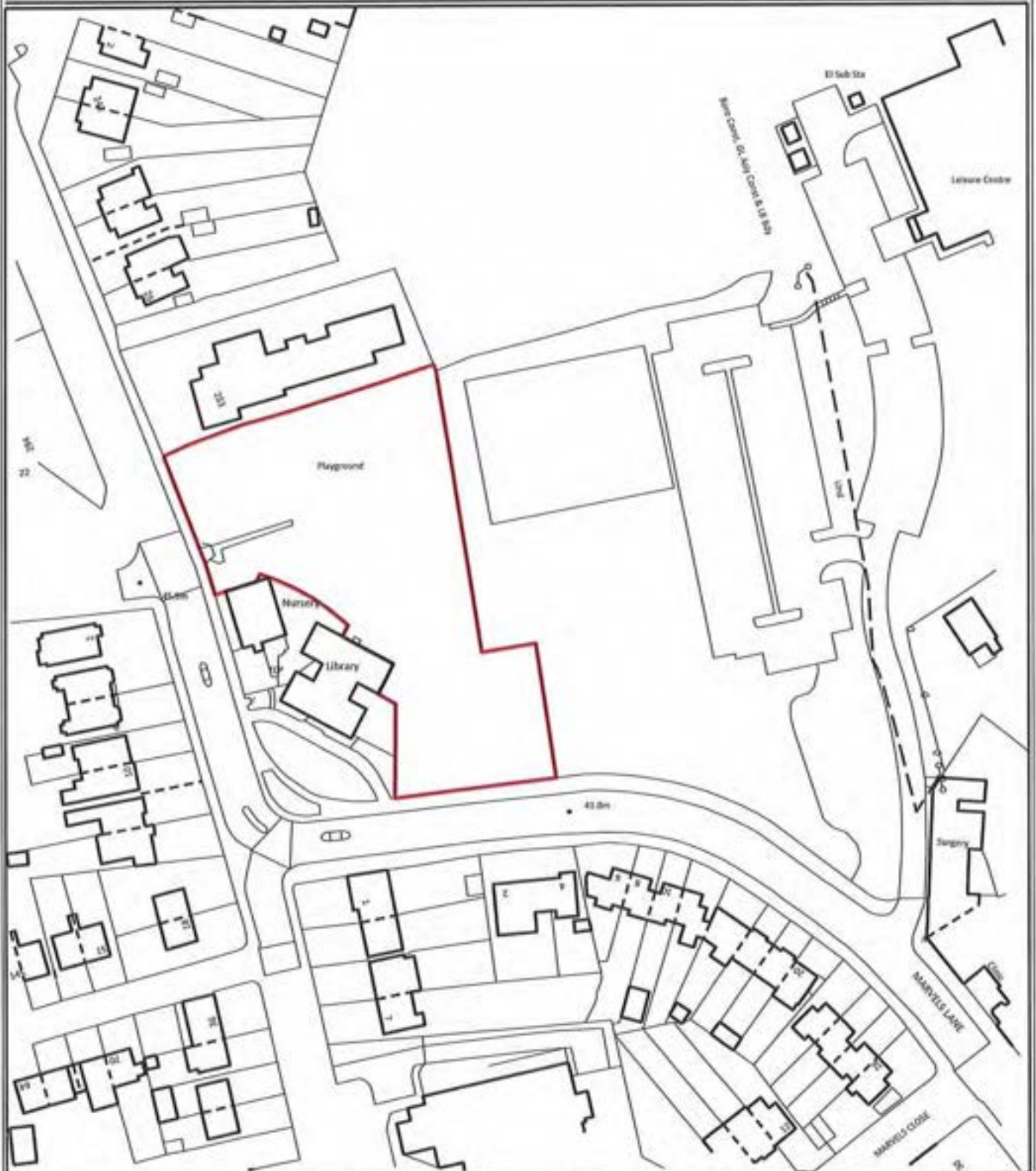
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Grove park Library Gardens. Dog exclusion
MAP 8



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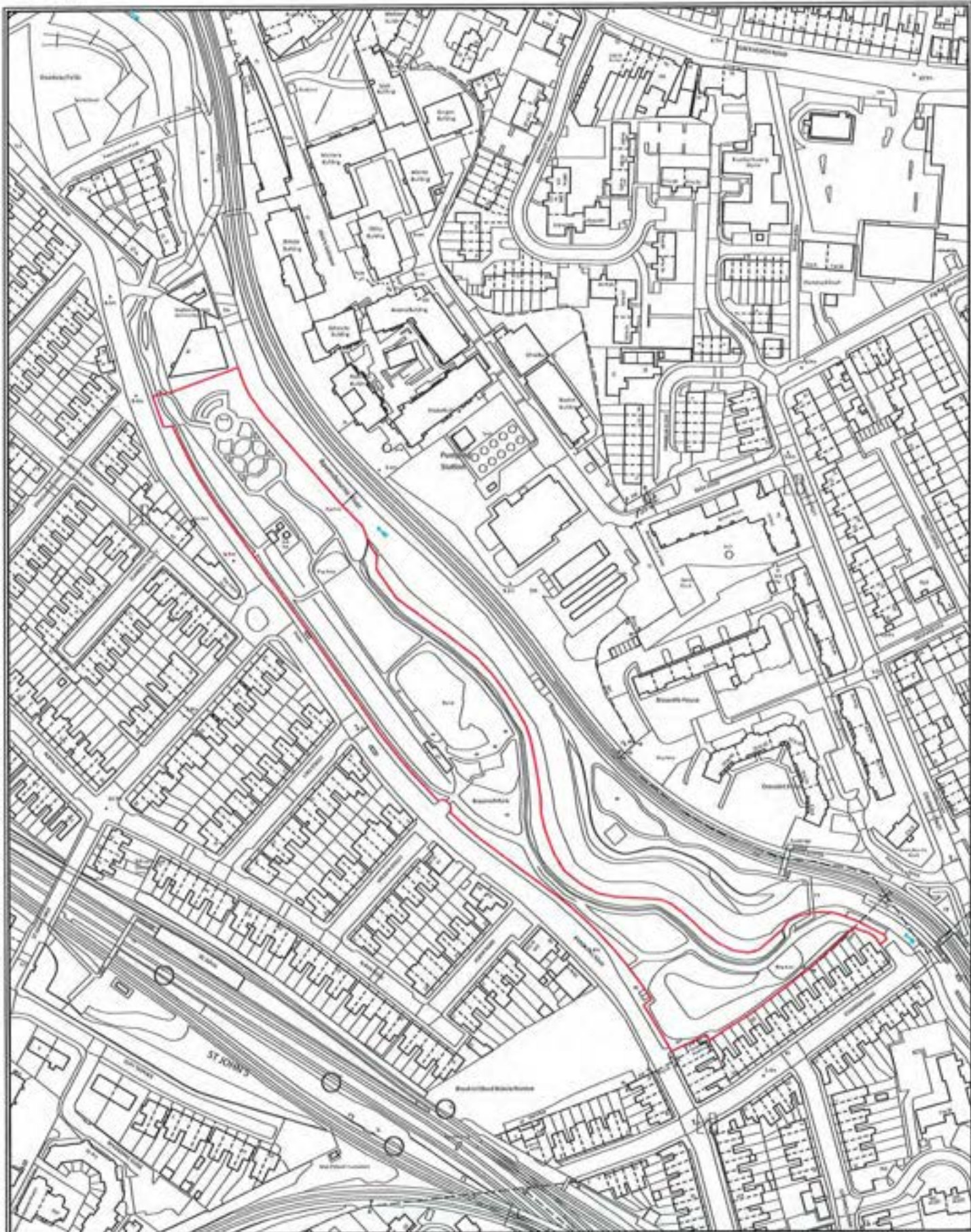
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Brookmill park. Dog exclusion

A2

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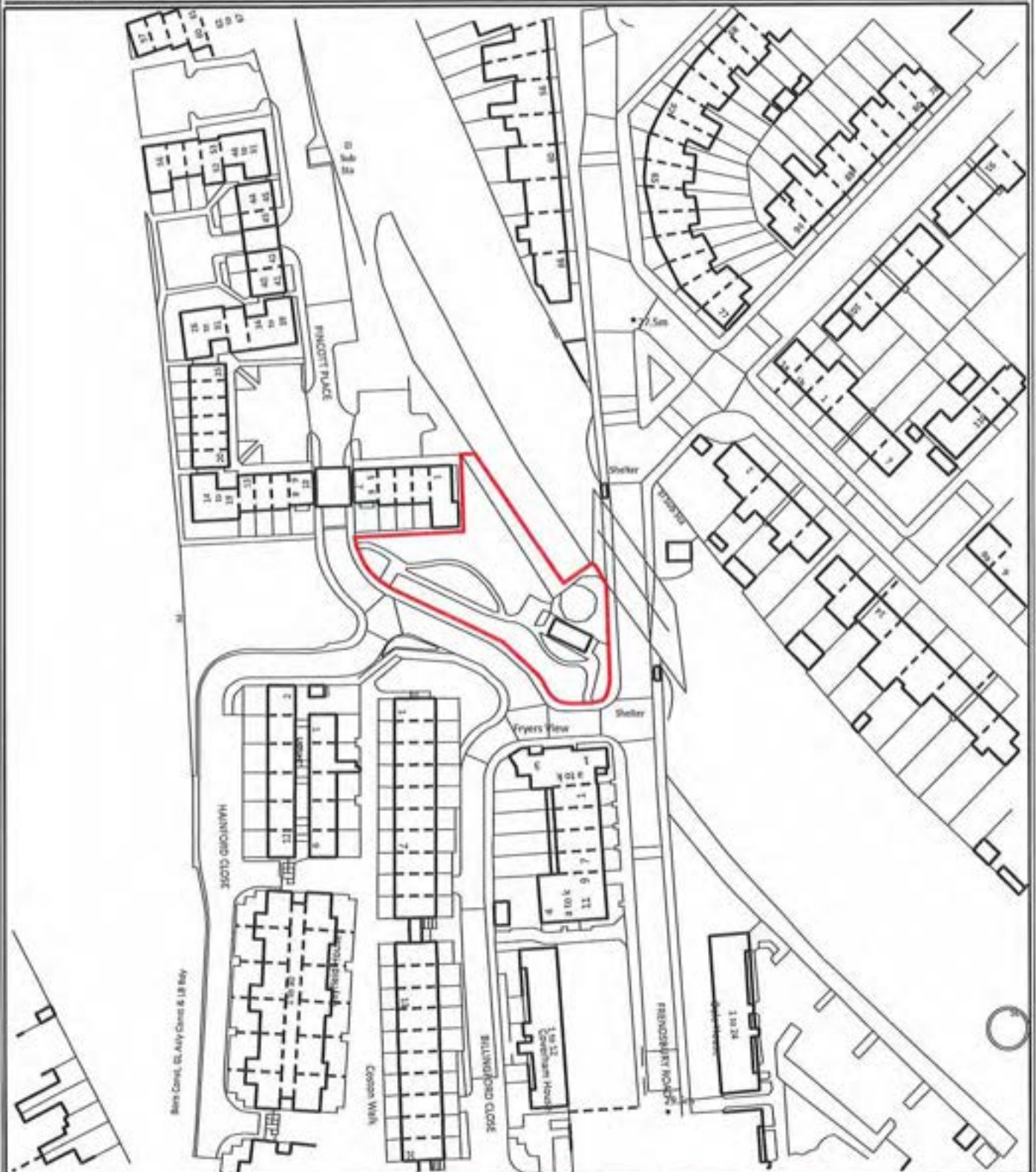
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Frensbury Gardens. Dog exclusion

MAP 10



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Broadway Fields East of the River Dog exclusion

MAP 11

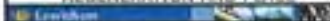


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MAP 12

A3

Mayow Park central field,
Dog enclosure

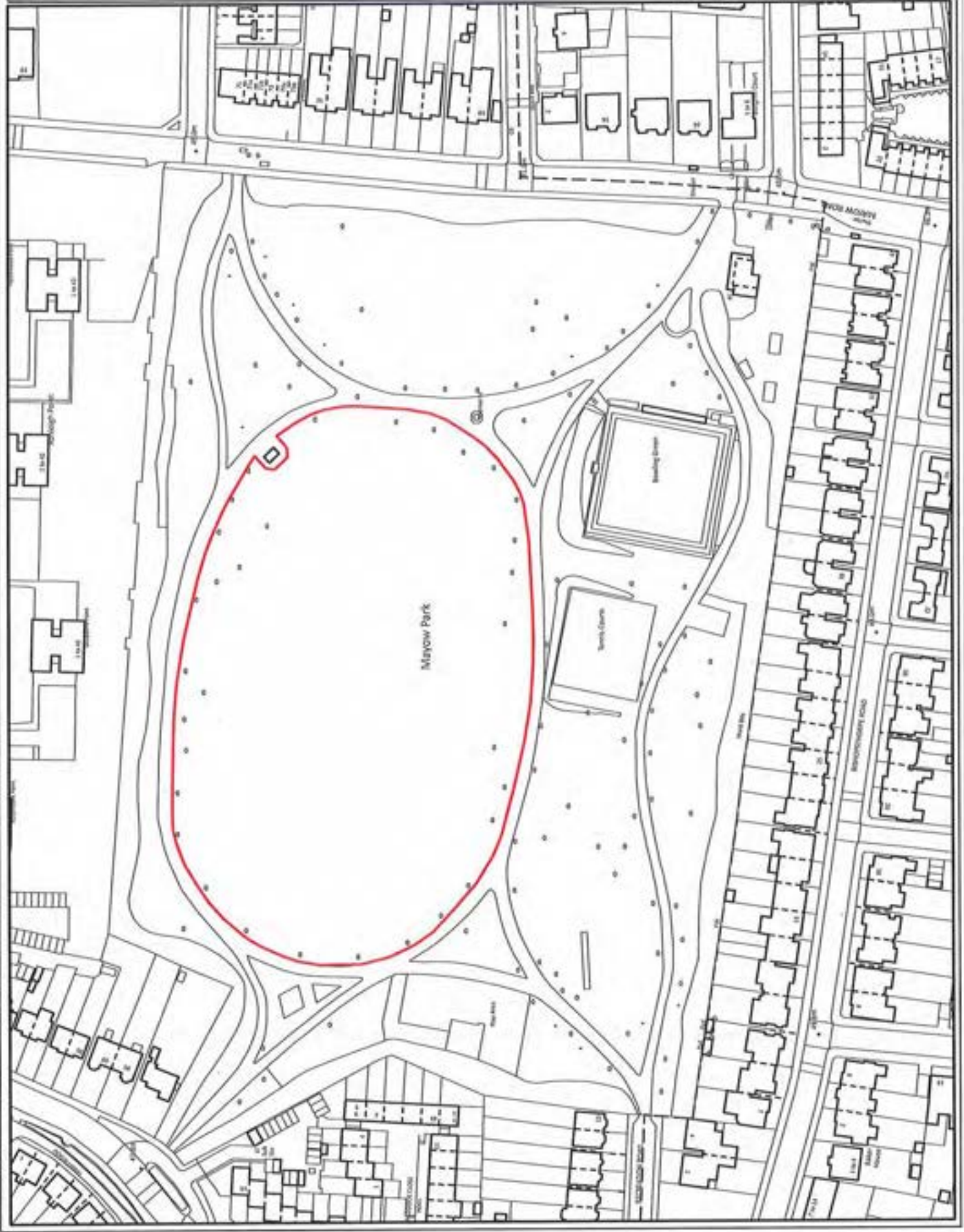
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Northbrook park central field dog exclusion

MAP 13



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Manor House Gardens. Dog exclusion

MAP 16



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Iona Close orchard nature reserve. Dog exclusion

MAP 15



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Burnt Ash Pond nature Reserve. Dog exclusion

(MAP 16)



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Friendly Gardens. dog exclusion

C MAP 17



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Telegraph Hill lower Dog exclusion MAP 18



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HORNIMAN'S TRIANGLE Dog exclusion

MAP 20



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APPENDIX 4

Dogs must be kept on a lead at all times in the following areas of land which are open to the air and to which the public are entitled or permitted to have access (with or without payment) within the London Borough of Lewisham:

- All roads within the London Borough of Lewisham at all times (as defined by Section 142 of the Road Traffic Regulation Act 1984)
- Cemeteries and Crematoriums within the London Borough of Lewisham
- Grove Park Local Nature Reserve – SE12 0UW (Map A)
- Hare & Billet Pond – SE8 ORB (Map B)
- Sydenham Cottages Nature Reserve – SE12 9PW (Map C)
- London Squares green spaces within Rushey Green (Map D)
- Beckenham Place Park (Map E)
- Sue Godfrey Nature Park Local Nature Reserve – SE8 3DT (Map F)
- Pepys Park Nature Area – SE8 3GD (Map G)
- Bridgehouse Meadows Nature Area - SE14 XB (Map H)
- Downham Woodland Walk Local Nature Reserve -BR1 5PL (Map I)

Grove Park local nature reserve. Dogs on leads

MAP A



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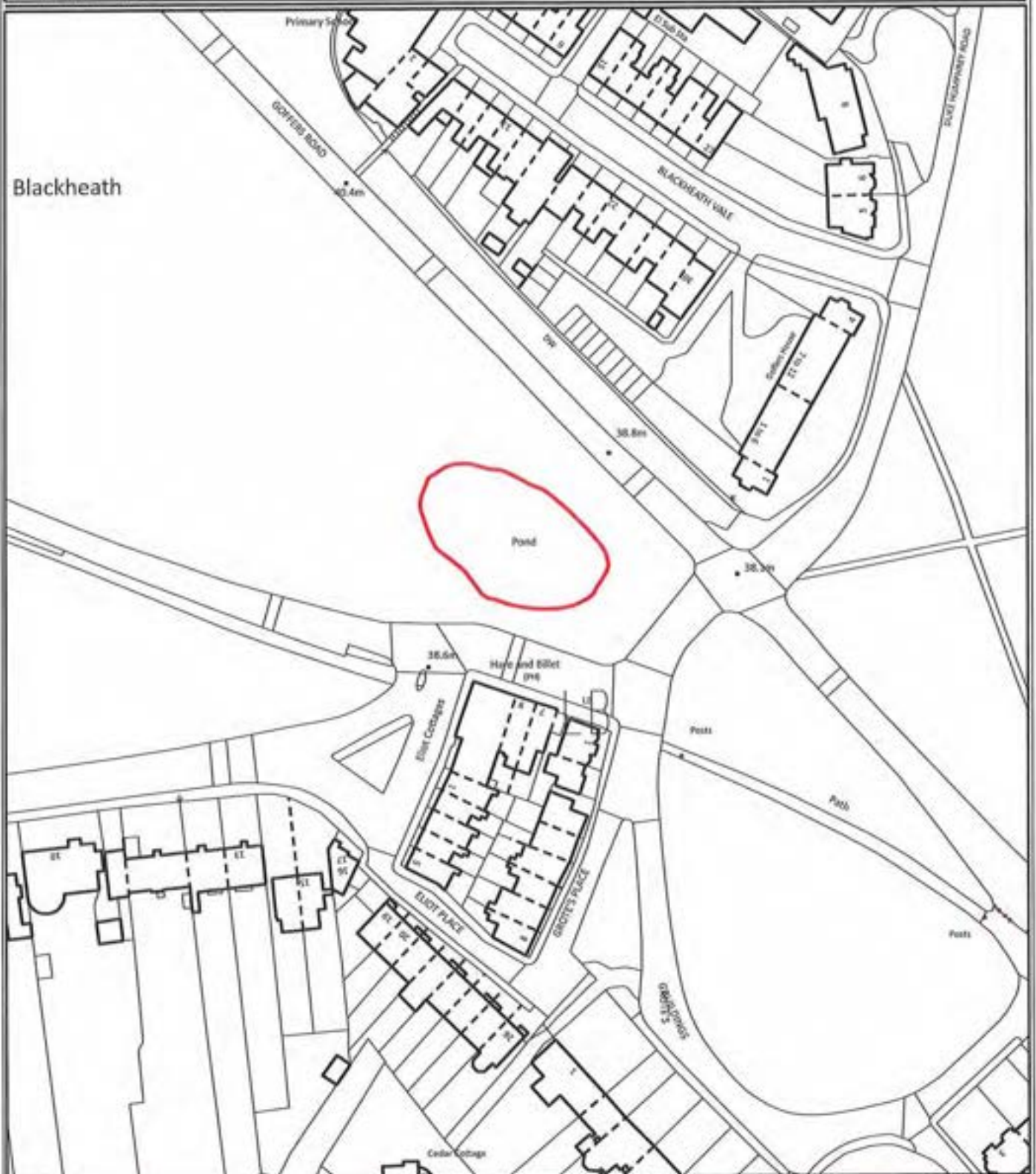
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Hare and Billet pond nature reserve. Dogs on leads

MAP B

Blackheath



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Sydenham Cottages nature reserve. Dogs on leads

MAP C



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A4 plan scale: 1:1250

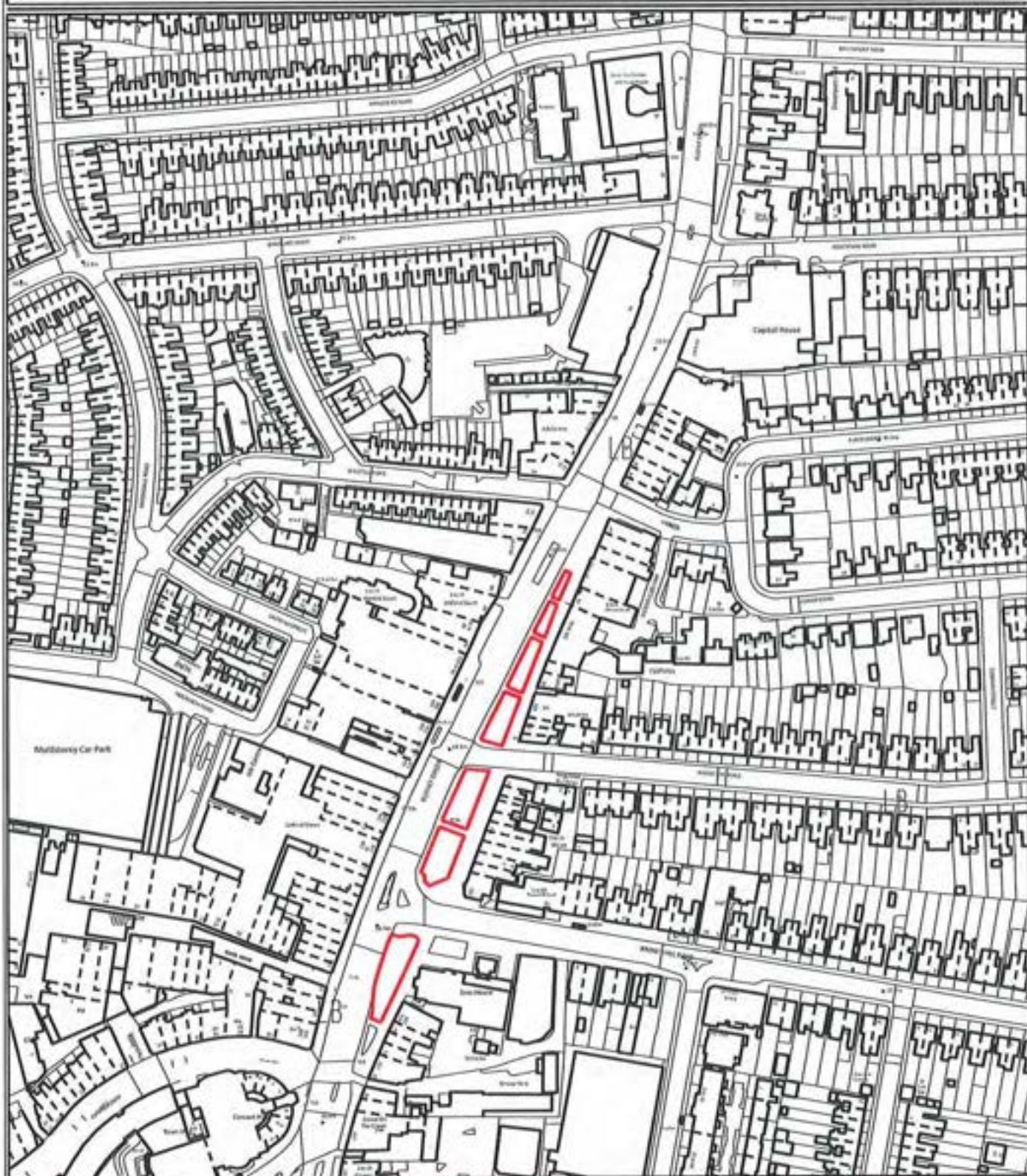
date:03/07/2024
drawn:acm
coloured: acm
amended:
drawing ref.Dog parks

REGENERATION AND PLACE
Lewisham
DataGraphics
Laurence house
Rushey Green
Catford, London
SE6 4RU



London Squares. Rushey Green. Dogs on leads

MAP D



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A4 plan scale: 1:2500

date:03/07/2024
drawn:acm
coloured: acm
amended:
drawing ref.Dog parks

REGENERATION AND PLACE



DataGraphics
Laurence house
Rushey Green
Catford, London
SE6 4RU



Beckenham Place Park. Dogs on leads.

MAP E



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A2 plan scale: 1:1250

date: 11/07/2024
drawn: acm
coloured: acm
checked:
amended:
drawing ref: Dog parks

Beckenham Place Park. Dogs on leads.

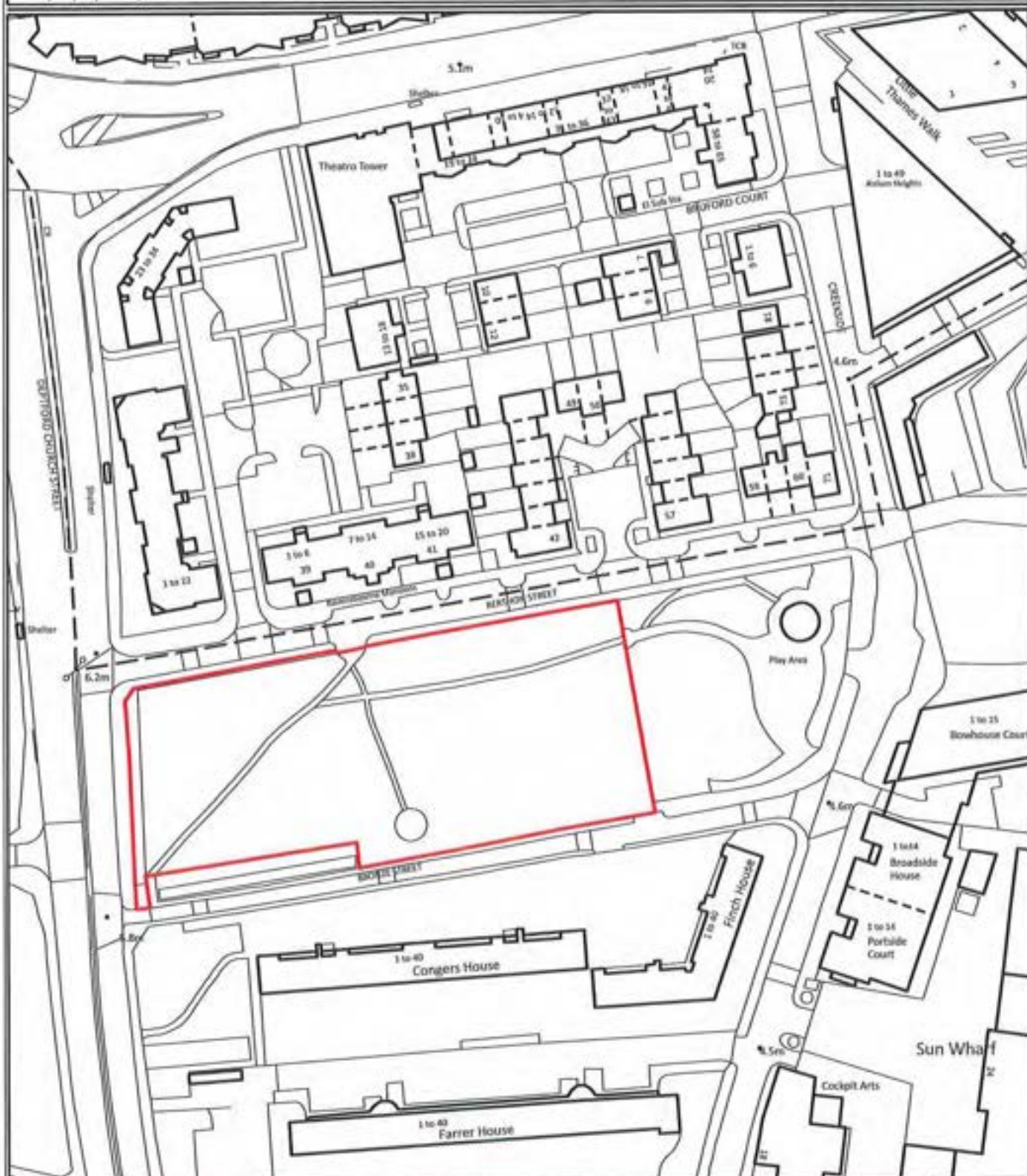
REGENERATION AND PLACE
DataGraphics
Laurence House
Rushey Green
Catford, London
SE6 4RU



A2

Sue Godfrey local nature reserve. Dogs on leads

MAP F



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A4 plan scale: 1:1250

date:03/07/2024
drawn:acm
coloured:acm
amended:
drawing ref.Dog Parks

REGENERATION AND PLACE



DataGraphics
Laurence House
Rushey Green
Catford, London
SE6 4RU



Pepys Park Nature Area. Dogs on leads

MAP G



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A4 plan scale: 1:1250

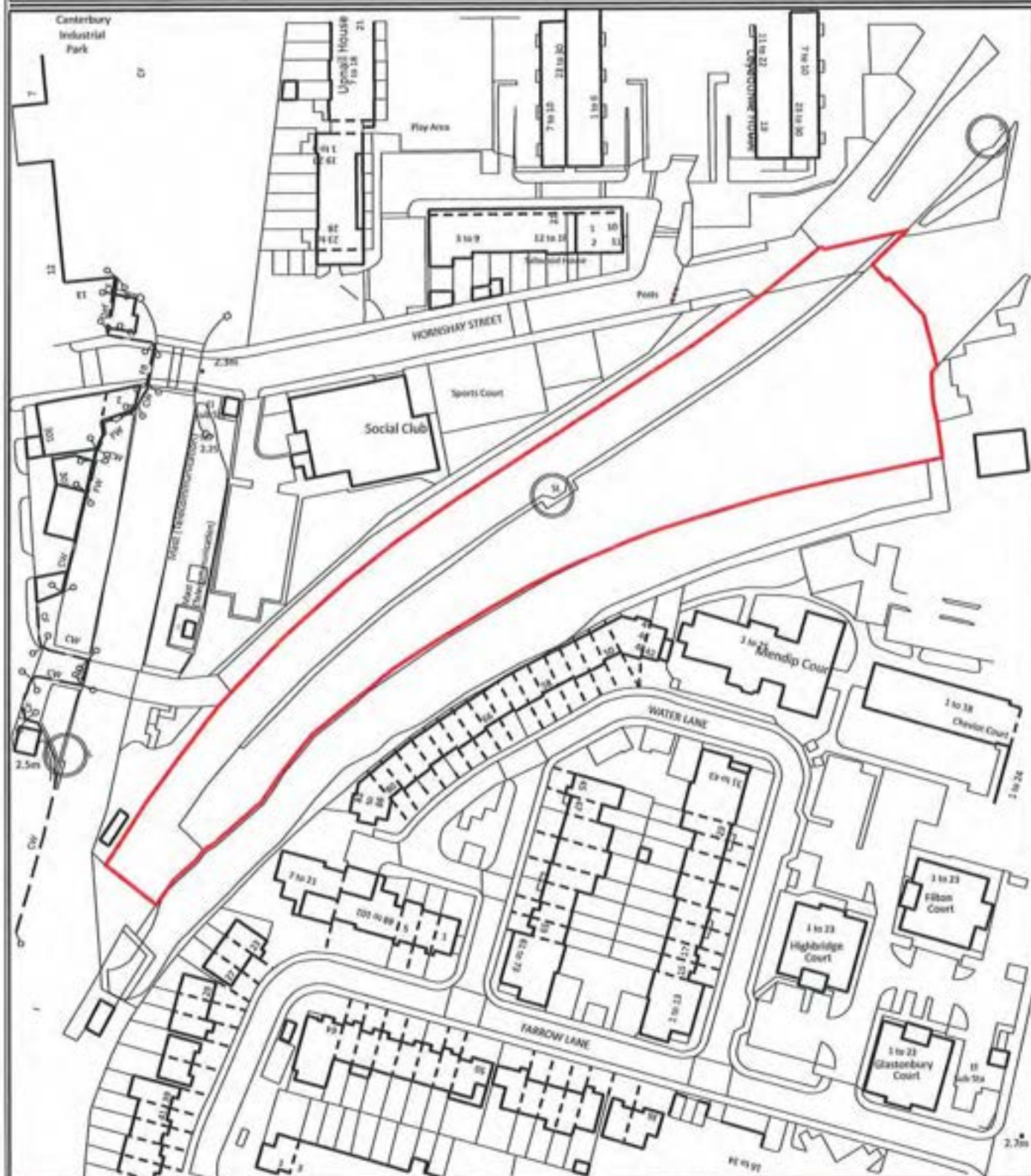
date:04/07/2024
drawn:acm
coloured:acm
amended:
drawing ref.:Dog parks

REGENERATION AND PLACE
Landscape
DataGraphics
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Rushey Green
Catford, London
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Bridgehouse Meadows Nature Area. Dogs on leads

MAP H



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A4 plan scale: 1:1250

date: 04/07/2024
drawn: acm
coloured: acm
amended:
drawing ref.: Dog parks

REGENERATION AND PLACE
DataGraphics
Laurence House
Rushey Green
Catford, London
SE6 4RU



MAP I

A2

Devonham Woodland walk
local nature reserve.
Drops on leads

A2 plan scale: 1:2500
date: 04/07/2024
drawn: abm
coloured: acm
amended:
drawing ref: Dog parks

RESOLUTION: A2: 1:2500

DetailGraphics
Laurence House
Rudhey Green
Cufford, London
SE8 4BU



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