

SALISBURY DISTRICT COUNCIL

CRIMINAL JUSTICE AND POLICE ACT 2001

ALCOHOL CONSUMPTION IN DESIGNATED PUBLIC PLACES

(DURRINGTON PARISH ORDER No 1)

The Council of Salisbury District (in this Order called "the Council") hereby makes the following Order under Section 13(2) of the above Act:

1. The land described in the Schedule below and shown on the map attached to this Order, being public places in the area of the Council which are public spaces in which the consumption of alcohol has been associated with disorder, nuisance to members of the public or a section of the public, is hereby designated for the purposes of section 13(2) of the above Act.
2. This Order may be cited as the Alcohol Consumption in Designated Public Places for the area of Durrington Parish Order (No1) 2009 and shall come into force on Monday 30th March 2009.

SCHEDULE

All public places within the area identified on the map attached to this Order and bounded by the red line; being land mainly within the parish of Durrington and to include (but not limited to) all streets and public open spaces.

Dated this 19th Day of March 2009

The common seal of the Salisbury District Council

was hereunto fixed in the presence of

Deborah [Signature]

Salisbury District Council

Criminal Justice and Police Act 2001
The Local Authorities
(Alcohol Consumption in Designated Public Places)
Regulations 2007

NOTICE IS HEREBY GIVEN THAT Salisbury District Council in exercise of its powers under the Local Authorities (Alcohol Consumption in Designated Public Places) Regulations has made an Order which shall come into effect on Monday 30th March 2009 identifying places detailed in the schedule below as designated public places pursuant to the Criminal Justice and Police Act 2001 (as amended by the Violent Crime Reduction Act 2006).

The Order allows a police officer, police community support officer (where accredited under section 41, section 42 and schedule 5 to the Police Reform Act) and people accredited through a community safety accreditation scheme to control the consumption of alcohol within designated public places. If they believe someone is consuming alcohol or intends to consume alcohol they can require them to stop or they can confiscate the alcohol.

Any person who fails without reasonable excuse to comply with an officer's request under this provision may commit an offence and may be issued with a penalty notice for disorder or may be liable to prosecution.

A "Public Place" means any place to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of any express or implied permission.

The following will NOT be a Designated Public Place or part of such a place;

- 1) Premises in respect of which a premises licence has effect or club premises certificate is in force which authorises the premises to be used for the sale or supply of alcohol under the Licensing Act 2003 (eg. Pubs, clubs, restaurants, bars and off-licences) and places within the curtilage of these premises;
- 2) Premises where the council (the local authority) holds a Premises Licence or the Premises Licence is held by another person but the premises are occupied by the council or managed by or on behalf of the council but ONLY at times when alcohol is being supplied under the licence and for 30 minutes thereafter;
- 3) Premises in respect of which a Temporary Event Notice under the Licensing Act 2003 has effect which authorises the premises to be used for the time being for the supply of alcohol, or which could have been so used within the last 30 minutes;

- 4) A place where facilities or activities relating to the sale or consumption of alcohol are for the time being permitted by virtue of a permission granted under section 115E of the Highways Act 1980.

SCHEDULE

All Public Places within the area identified on the map below bounded by the bold line. Being land mainly within the parish of Durrington and to include (but not limited to) all streets and other public open spaces.



Designated Public Place Order
Community Initiatives Department
Salisbury District Council
PO Box 2117
Salisbury
SP2 2DS