

# **ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014**

## **THE BOROUGH COUNCIL OF CALDERDALE**

### **ALCOHOL CONSUMPTION IN DESIGNATED PUBLIC PLACES**

#### **PUBLIC SPACE PROTECTION ORDER 2022**

This Order is made by the Borough Council of Calderdale ("the Council") under the Anti-Social Behaviour Crime and Policing Act 2014 ("the Act"), in exercise of its powers under Section 59 of the Act.

1. The Council is satisfied that the activities carried on in the "Restricted Area" have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the public place and that they will have such an effect. The said activities being the consumption of alcohol such that people become inebriated and prone to demonstrate or incite anti-social behaviours to or with other persons in the Restricted Area.
2. The Council is satisfied that the conditions set out in section 59 of the Act have been met and is satisfied on reasonable grounds that doing so is necessary to prevent:
  - A) Occurrence (or recurrence) of the activities identified in the order; and/or
  - B) An increase in the frequency or seriousness of those activities after the expiry of the existing order on the 16<sup>th</sup> June 2022.

The Council hereby makes the following Order:

1. This Order shall come into operation at 12:01am on the 17<sup>th</sup> Day of June 2022 and shall have effect until midnight on 16<sup>th</sup> June 2025, unless extended by further orders under the Council's statutory powers.
2. If a constable or other authorised officer reasonably believes that a person is or has been consuming intoxicating liquor in the Restricted Area or intends to do so in such a place, the constable or other authorised officer may require the person concerned;
  - A) Not to consume in that place anything which is or which the constable or other authorised officer reasonably believes to be intoxicating liquor.
  - B) To surrender anything in their possession which is or which the constable or other authorised officer reasonably believes to be intoxicating liquor or a container for such liquor, including a sealed container.
3. The effect of the Order will make it a criminal offence to continue to consume intoxicating liquor within the Restricted Area when required not to do so by a constable or authorised officer.

4. A constable or other authorised person may dispose of anything surrendered to him in such a manner as they consider appropriate.
5. Any person who fails without reasonable excuse to comply with a requirement imposed upon them by a constable or other authorised person commits an Offence and is liable to arrest by a Constable or will be reported for summons by an officer of the Local Authority, and upon summary conviction is liable to a fine not exceeding Level 2 on the Standard Scale or to a Fixed Penalty Notice of £100 payable within 14 days.
6. The effect of this Order is to apply from 16<sup>th</sup> June 2022 until midnight on 17<sup>th</sup> June 2025, within the Restricted Area (namely all open spaces accessible to the public within the borough boundary).

DATED 16<sup>th</sup> June 2022

GIVEN under the Corporate Common Seal of the Borough Council of Calderdale on 16<sup>th</sup> June 2022

THE CORPORATE COMMON SEAL of  
THE BOROUGH COUNCIL OF CALDERDALE

Was hereunto affixed in the presence of :-



M Marshall  
Authorised Signatory



## Appendix 1 – Map of ‘Restricted Area’



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Drawn By:

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Date: 05 May 2022
Scale: 1:160000
Map Centre: 402246, 424840

