

# TONBRIDGE & MALLING BOROUGH COUNCIL

## COUNCIL

10 August 2005

### Report of the Chief Executive and Cabinet Member for Community Development

#### Part 1- Public

#### Matters For Decision

#### **1 RESTRICTIONS ON THE CONSUMPTION OF ALCOHOL IN PUBLIC PLACES**

##### **Summary**

**Following consideration by the Community Development Advisory Board, Council is requested to approve the designation of an area of Snodland Town Centre as a place where restrictions on the consumption of alcohol in public places apply.**

#### **1.1 Background**

- 1.1.1 Members are requested to refer to the Chief Executive's report to meetings of the Community Development Advisory Board held on 10 May 2005 and 27 July 2005.

From those papers Members will be aware that it is proposed to use powers contained within Sections 12-16 of the Criminal Justice and Police Act 2001 to designate an area of Snodland Town Centre as a place where restrictions on the consumption of alcohol in public places apply.

#### **1.2 The effect of a designation**

- 1.2.1 In a designated area, a police officer would have the power to require a person not to drink alcohol in the area where the officer believes that the person is, has or intends to do so and to surrender any alcohol or alcohol containers (other than sealed containers) in his or her possession. It should be noted that consuming alcohol in the designated area would not be an offence. It is only if a person persisted in drinking after being requested not to do so by a police officer or failed to surrender alcohol that an offence would be committed.

#### **1.3 Financial Implications**

- 1.3.1 The costs of making the Order relate to newspaper advertisements and signage once the Order is made. These costs can be accommodated from within existing budgetary provision the Council has allocated to tackling crime and disorder issues.

## 1.4 Recommendations

### 1.4.1 We **RECOMMEND** that:

- i. The Council makes an Order, pursuant to the Local Authorities (Alcohol Consumption in Designated Public Places) Regulations 2001, to designate the area outlined on the map of Snodland Town Centre that is attached to this report at Annex 1 as an area where restrictions apply to the consumption of alcohol in a public place; and
- ii. The Crime and Disorder Reduction Partnership be requested to monitor the operation and effectiveness of the Order and submit a report to the Community Development Advisory Board after twelve months operation of the Order.

Background papers:

contact: David Hughes

Nil

David Hughes  
Chief Executive