

CANNOCK CHASE DISTRICT COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014

**PUBLIC SPACES PROTECTION ORDER 2022
(Alcohol Restrictions)**

The Cannock Chase District Council (“the Council”), in exercise of its powers under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 (“the Act”), hereby makes the following Order:-

1. This Order shall come into operation on the FIRST day of FEBRUARY 2022 and shall have effect for a period of three years from the date thereof (unless it is extended pursuant to Section 60 or varied pursuant to Section 61 of the Act).
2. This Order applies to the areas within the Cannock Chase District as specified in the Schedule to this Order and shown marked on the attached Plans at Appendices 1, 2, 3, 4 and 5, being public spaces in the Council’s area to which the Act applies (“the Restricted Areas”).

BY THIS ORDER

3. The effect of this Order is to impose the following prohibitions and/or requirements in the Restricted Areas at all times:-

Alcohol consumption and the carrying of alcohol

A police constable or authorised person may require any person who is causing, or is likely to cause, anti-social behaviour in the Restricted Areas:-

- (a) Not to consume, in breach of the Order, alcohol or anything which the police constable or authorised person reasonably believes to be alcohol; and/or
- (b) To surrender anything in a person’s possession which is, or which the police constable or authorised person reasonably believes to be, alcohol or a container for alcohol.

4. Exemptions

Nothing in Paragraph 3 of this Order shall apply to a person who is in possession of an open alcohol container within the curtilage of any licensed premises located within a restricted area, or any premises licensed under s.11 of the Licensing Act 2003 for the supply of alcohol, or premises permitting the sale of alcohol by s.100 of the said Act (Temporary Event Notices), or premises permitting the sale of alcohol by s.115E of the Highways Act 1980.

5. Authorised Person

An "authorised person" for the purposes of this Order means any person authorised in writing by the Council for the purposes of giving directions under this Order, or a Community Support Officer authorised by virtue of Section 69 of the Act.

6. Offences

A person who fails without reasonable excuse to comply with a requirement imposed on him or her under Clause 3 of this Order commits an offence and is liable on summary conviction to a fine not exceeding Level 2 on the Standard Scale (£500.00), or if in receipt of a Fixed Penalty Notice, to a financial penalty of up to £100.00.

7. Fixed Penalty Notices

A police constable or authorised person may, in appropriate circumstances, issue a Fixed Penalty Notice to any person who commits an offence in contravention of this Order. Payment of the fixed penalty within the prescribed time period as specified in the Notice will discharge any liability to conviction for the offence.

8. The Council is satisfied that the conditions set out in Sections 59, 64 and 72 of the Act have been satisfied, and that it is in all the circumstances expedient to make this Order for the purposes of reducing anti-social behaviour in the restricted areas. The Council makes the Order because anti-social behaviour in the restricted areas has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is of a persistent or continuing nature such as to make it unreasonable, and justifies the restrictions imposed in this Order.

DATED this 20TH day of JANUARY 2022

The Common Seal of the
CANNOCK CHASE DISTRICT COUNCIL
was hereunto affixed in the presence of:-



Authorised Officer

A handwritten signature in blue ink, consisting of a stylized 'K' followed by a horizontal line.

SCHEDULE OF THE RESTRICTED AREAS

Location	Nature of Prohibition/Requirement	Map Number/Ref
Cannock Town Centre and Park	Alcohol Restriction (see Paragraph 3 of this Order)	Appendix 1
Hednesford Town Centre and Park	Alcohol Restriction (see Paragraph 3 of this Order)	Appendix 2
Rugeley Town Centre	Alcohol Restriction (see Paragraph 3 of this Order)	Appendix 3
Rugeley – Fernwood Area	Alcohol Restriction (see Paragraph 3 of this Order)	Appendix 4
Ravenhill Park, Brereton	Alcohol Restriction (see Paragraph 3 of this Order)	Appendix 5









