

DATED

20 OCTOBER

2020

THE ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014
THE BOROUGH COUNCIL OF PENDLE
(ALCOHOL CONTROL)
PUBLIC SPACES PROTECTION ORDER 2020

H.P. Culshaw
Head of Legal Services
Town Hall Nelson Lancashire

THE ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014
THE BOROUGH COUNCIL OF PENDLE
(ALCOHOL CONTROL)
PUBLIC SPACES PROTECTION ORDER 2020

The Borough Council of Pendle ("the Council") in exercise of its powers under section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 ("the Act") being satisfied that the conditions set out in section 59 of the Act have been met hereby makes the following Order:-

1. This Order applies to the public spaces within the Borough Council of Pendle described in the Schedule to this Order and shown edged in blue on the plans annexed to this Order
2. This Order may be cited as the Borough Council of Pendle (Alcohol Control) Public Spaces Protection Order 2020.
3. This Order takes effect on the 20th October 2020 and continues to have effect for a period of three years thereafter

4. **Offences**

4.1 Alcohol control in a public space:

All persons are prohibited from consuming alcohol and must dispose of any vessel believed to contain alcohol, when asked to do so by an authorized person, when it is believed that they are either committing or likely to commit anti-social behaviour in a public space.

An authorized person can require any person:

- a) Not to consume alcohol or anything the authorized person reasonably believes to be alcohol, in sealed or unsealed containers.
- b) To surrender anything in the person's possession which is, or the authorized person reasonably believes to be alcohol.

Any surrendered items are to be retained by the authorized person and safely disposed of as appropriate

4.2 **Exemptions**

This provision does not apply to alcohol being consumed within premises (including designated outdoor areas) that have obtained a licence under the Licensing Act 2003 or section 115E of the Highways Act 1980.

4.3 Breaches

Failure without reasonable excuse to comply with clause 4.1 of this Order is a summary offence under section 67 of the Act. A person guilty of an offence under section 67 of the Act is liable on summary conviction to a fine not exceeding level 3 on the standard scale

5. For the purposes of this Order:

5.1 'alcohol' means any liquid, intended for consumption by the person in possession of it, containing more than 0.05% alcohol by volume; and

5.2 'authorized person' means an officer or agent acting on behalf of the Council, a police constable or a police community support officer.

The COMMON SEAL of the
BOROUGH COUNCIL OF PENDLE
was hereunto affixed to this document this

20th day of October 2020
in the presence of

Philip Mousdale

Philip Mousdale
Corporate Director



SCHEDULE

Plan No.	Area
1.	Barnoldswick Town Centre Victory Park Letcliffe Park
2	Barrowford Town Centre
3.	Colne Town Centre – Linden Road eastwards to Carry Lane for a distance of 50 metres either side of the centre of the A56/B2650
4.	Earby Town Centre and Sough Park
5.	Nelson Town Centre

**BARNOLDSWICK TOWN CENTRE,
VICTORY PARK &
LETCLIFFE PARK**

VICTORY
PARK

BARNOLDSWICK

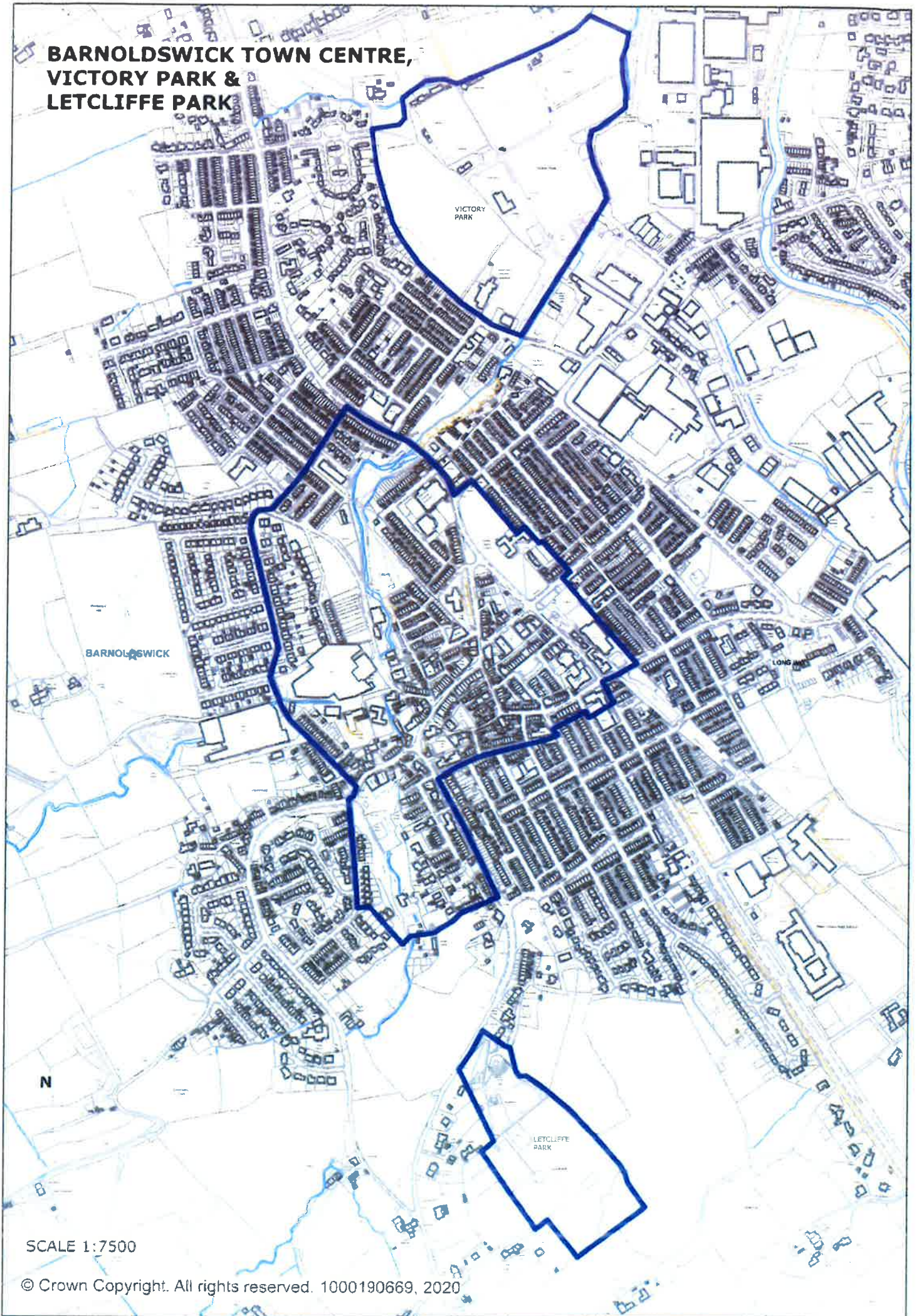
LONG

LETCLIFFE
PARK

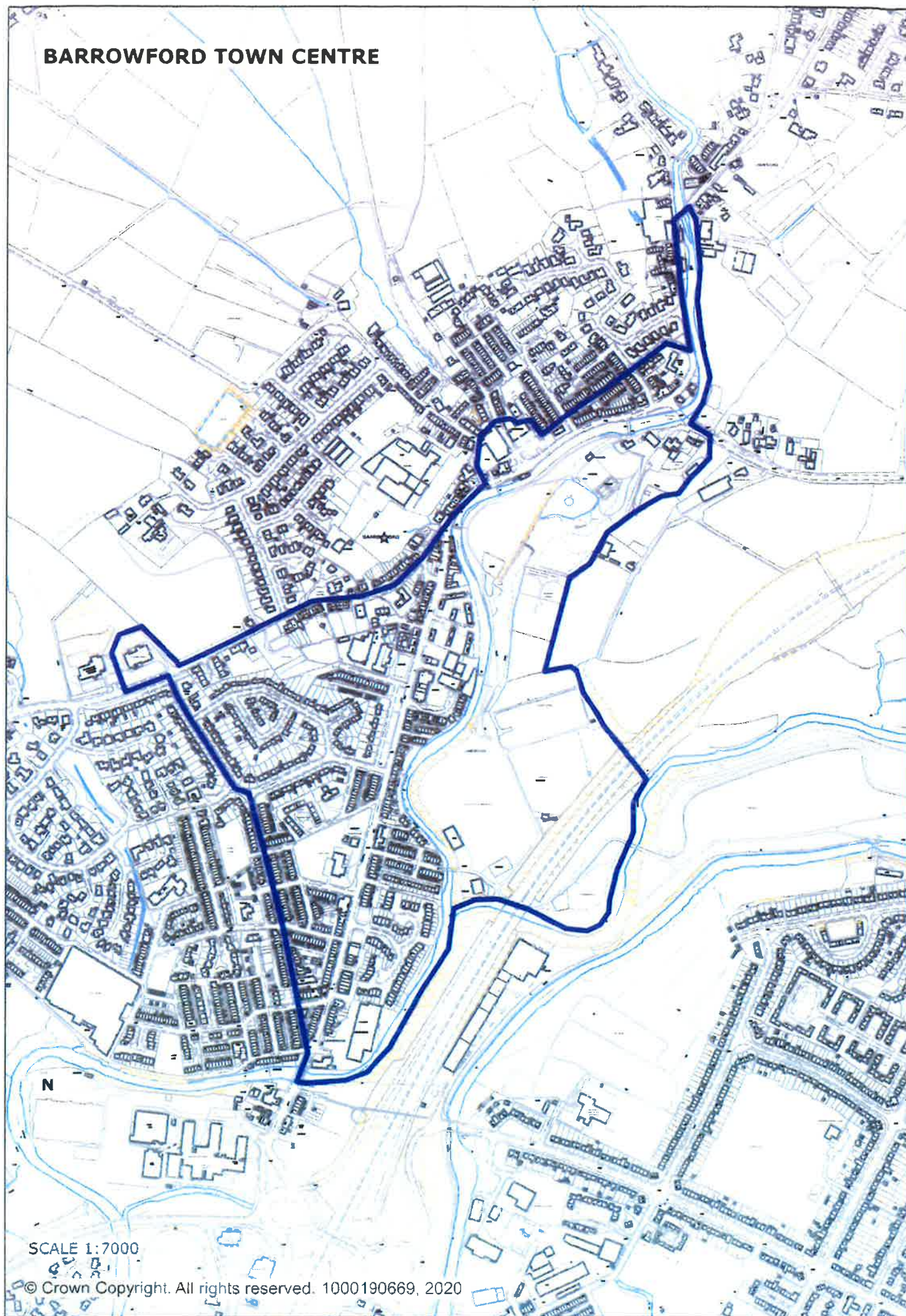
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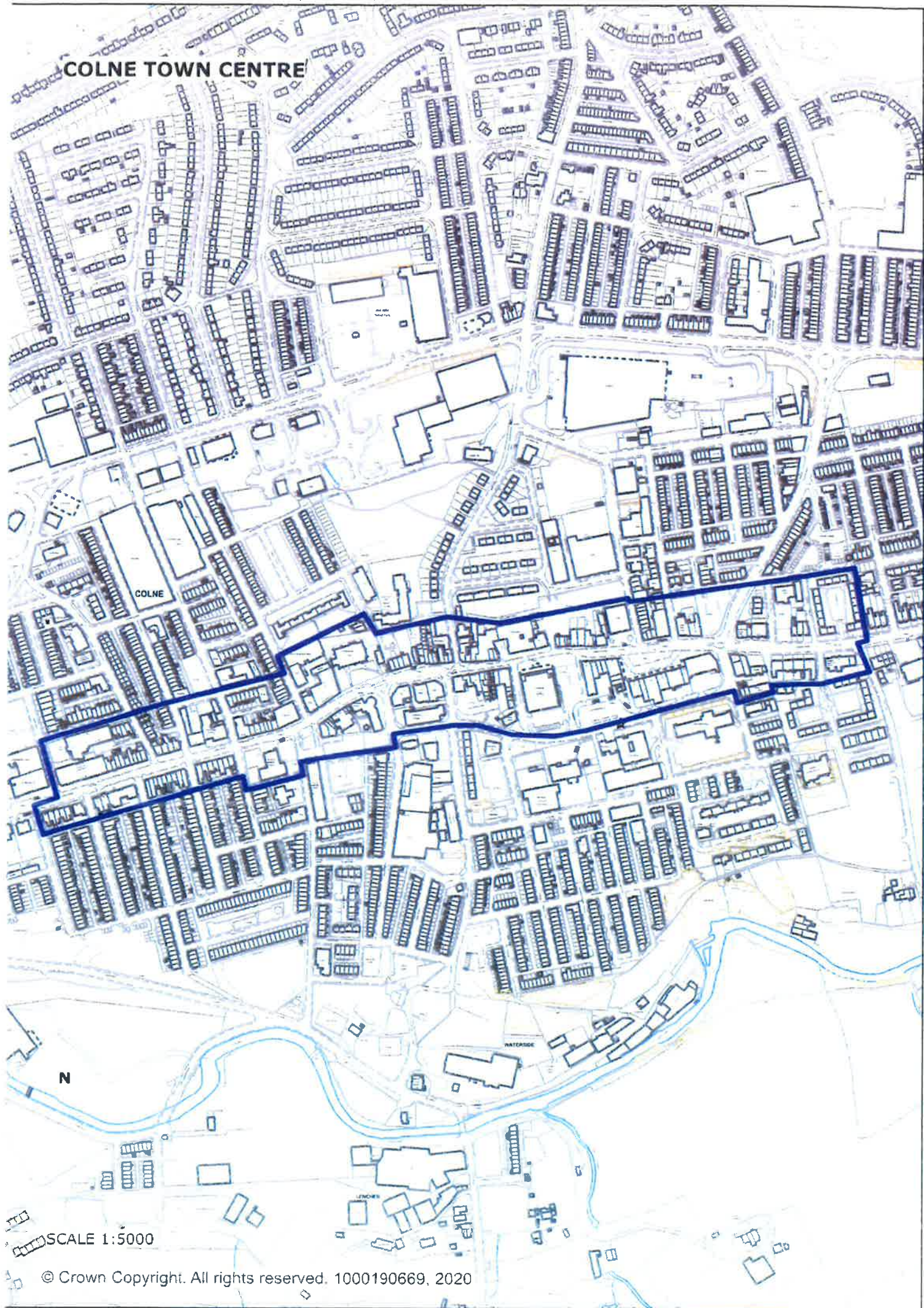


BARROWFORD TOWN CENTRE

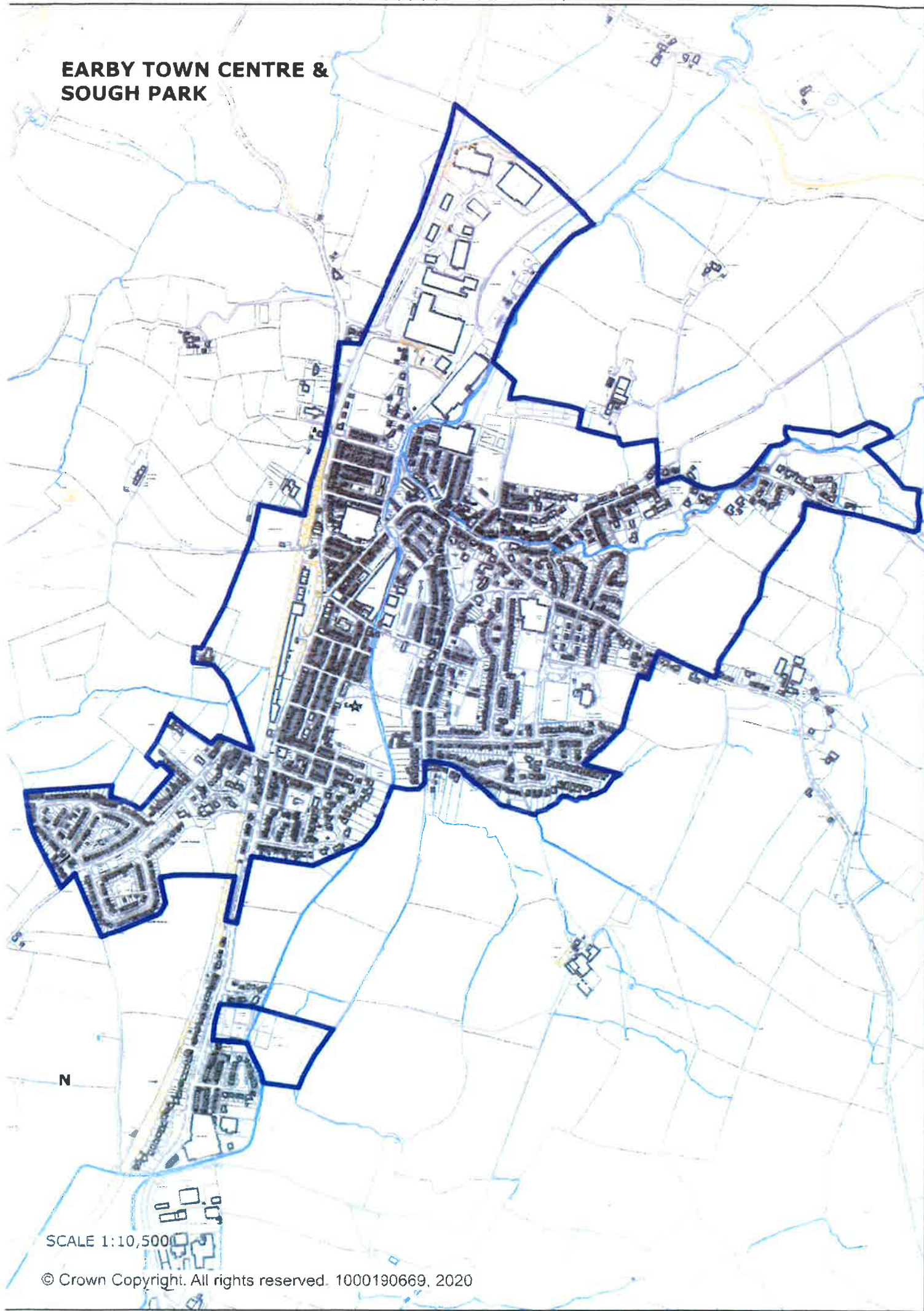


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**EARBY TOWN CENTRE &
SOUGH PARK**



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NELSON TOWN CENTRE

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NELSON

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