

**THE STRATFORD-ON-AVON DISTRICT COUNCIL PUBLIC SPACES PROTECTION
ORDER**

**STRATFORD-ON-AVON DISTRICT COUNCIL (PUBLIC ALCOHOL CONSUMPTION AND
ALCOHOL RELATED ANTI-SOCIAL BEHAVIOUR) ORDER 2024**

Pursuant to section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014, this draft order is being published in aid of the consultation exercise (from March 2024 to May 2024).

STRATFORD-ON-AVON DISTRICT COUNCIL MAKES THE FOLLOWING ORDER:

1. Anywhere within the boundaries of 'Stratford Town Centre' (see annex A attached), Police Officers, including a Police Community Support Officer and any other person duly authorised by the Council are hereby authorised to require a person to stop drinking alcohol and surrender anything in their possession which is, or which is reasonably believed to be, alcohol or a container for alcohol, where anti-social behaviour is occurring, or in the reasonable belief of a Police Officer [including a Police Community Support Officer and any other person duly authorised by the Council], is likely to occur. Any person who, without reasonable excuse, fails to comply commits an offence and may be liable to prosecution. A person who is guilty of an offence shall on summary conviction be liable to a fine not exceeding level 2 on the standard scale.
2. It is prohibited to consume alcohol in any public place if anti-social behaviour is occurring anywhere within 'Stratford Town Centre'. This applies to all public places in the part of 'Stratford Town Centre' edged red on the appended plan (annex A).
3. The following exclusions apply to clause 1 and 2 above. This Public Spaces Protection Order cannot be used to restrict the consumption of alcohol where the premises or its curtilage (a beer garden or pavement seating area) is licensed for the supply of alcohol. This is made without prejudice to where either Part 5 of the Licensing Act 2003 or Section 115E of the Highway Act 1980 apply as such legislative provisions provide safeguards against anti-social behaviour.
4. This prohibition is subject to the limitations of clause 3 above.
5. Clause 3 above includes a wavering option to allow for public drinking at organised events within 'Stratford Town Centre' where applications for temporary event notices have been made to, and approved by, the Licencing Team of Stratford-On-Avon District Council.
6. Failure to comply with the provisions set out above, without reasonable excuse, may result in Fixed Penalty Notices being issues by authorised officers of Stratford -On-Avon District Council or other persons designated by Stratford-On-Avon District Council.
7. This order shall come into operation on xxxxxx 2024 and shall continue until xxxxxx2027.

8. This Order may be cited as the Stratford-Upon-Avon District Council (Public Alcohol Consumption and Alcohol-Related Anti-Social Behaviour) Order 2024 and shall come into force from 06:00 hours on xxxxxxxxxxxxxxxxxxxxxx 2024.

THE COMMON SEAL of Stratford-On-Avon District Council was hereunto affixed on this xx day of xxxxxx 2024 in the presence of:

ANNEX A

