

**DURHAM COUNTY COUNCIL**  
**Durham County Council Alcohol Control (Durham City) Public Space**  
**Protection Order June 2022**

Durham County Council by virtue of section 59 of the Anti -Social Behaviour, Crime & Policing Act 2014 (the Act) being satisfied that the conditions set out in section 59, 63 and 72 of the act have been met hereby makes the following Public Space Protection Order.

(1) The Order comes into force on the 1<sup>st</sup> day of July 2022 and will remain in force for three years unless extended under section 60 of the act.

(2) The Order applies to the area outlined red on the plan shown as schedule 1 known as the 'Restricted Area'

(3) The effect of the Order is to prohibit the consumption of alcohol in the 'Restricted Area'

(4) An 'Authorised Officer', for the purpose of this Order is defined as a person authorised by Durham Constabulary or a person authorised by Durham County Council.

**Alcohol consumption**

(5) Save for the exemptions set out section 62 of the Act, where an Authorised Officer reasonably believes that a person is or has been consuming alcohol, or intends to consume alcohol in the Restricted Area, on request of the Authorised Officer the Person must:

- a. Not to consume in breach of the order alcohol or anything which the Authorised Officer reasonably believes to be alcohol;
- b. Surrender anything in their possession which is, or which the Authorised Officer reasonably believes to be, alcohol or a container for alcohol.

(6) The Authorised Officer may dispose of anything surrendered under Section 5 in whatever way he or she thinks appropriate.

## **Penalty**

(7) A person who fails without reasonable excuse to comply with a requirement imposed at section 5 of this Order commits a criminal offence and is liable on summary conviction to a fine not exceeding level 2 on the standard scale.

(8) A fixed penalty notice may be issued by a authorised person in accordance with section 68 of the Act as an alternative method of disposal of an offence under section 63 of the Act.

**Made this 29 June day of June 2022 by the affixing of the Common Seal of the County Council of Durham by Order:**

**Authorised signatory**

**(A permanent officer of the County Council.**



Repeat of document as a series of images to include official seal

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.....*S. Hamway*.....

Authorised Signatory

(a permanent Officer of the County Council)



