

**WOLVERHAMPTON CITY COUNCIL PUBLIC SPACES PROTECTION ORDER**

**WOLVERHAMPTON CITY COUNCIL (PUBLIC ALCOHOL CONSUMPTION AND ALCOHOL-RELATED ANTI-SOCIAL BEHAVIOUR) ORDER 2020**

Pursuant to section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014, further to the consultation exercise (from 27 May 2020 to 29 June 2020) and further to the decision of Wolverhampton City Council's Cabinet of 29 July 2020

**WOLVERHAMPTON CITY COUNCIL MAKES THE FOLLOWING ORDER:**

1. Anywhere within the boundaries of the Wolverhampton City Council local authority area, Police Officers (including Police Community Support Officers) are hereby authorised to require a person to stop drinking alcohol and surrender any alcohol in their possession, where anti-social behaviour is occurring, or in the reasonable belief of a Police Officer, likely to occur. Any person who, without reasonable excuse, fails to comply with a Police Officer's request commits an offence and may be liable to prosecution.
2. The following exclusions apply to clause 1 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 Highways Act 1980 apply as such legislative provisions provide safeguards against anti-social behaviour.
3. It is prohibited to consume alcohol in any public place anywhere within the entirety of St Peter's and Park Ward areas of the Wolverhampton City Council local authority area. For the avoidance of doubt, these areas include the City Centre. This prohibition is subject to the limitations of clause 2 above.
4. Clause 3 above includes a waiving option to allow for public drinking at organised events within the St Peter's and Park Ward areas of the Wolverhampton City Council local authority area where applications for temporary event notices have been made to, and approved by, the Licensing Team of Wolverhampton City Council.
5. Failure to comply with the provisions set out above, without reasonable excuse, may result in Fixed Penalty Notices being issued by authorised officers of Wolverhampton City Council or other persons designated by Wolverhampton City Council.

6. This Order may be cited as the Wolverhampton City Council (Public Alcohol Consumption and Alcohol-Related Anti-Social Behaviour) Order 2020 and shall come into force from 06.00 hours on 10 September 2020.

THE COMMON SEAL of Wolverhampton City Council was hereunto affixed on this 25th day of August 2020 in the presence of:

A handwritten signature in black ink, appearing to read 'N. H. H.', positioned below the text describing the seal's affixing.

519/2020