

ALLERDALE BOROUGH COUNCIL

EXECUTIVE COMMITTEE – 28th JULY, 2004

STREET DRINKING BAN – WORKINGTON, SEATON, MOORCLOSE, WIGTON,
SILLOTH, ASPATRIA, KESWICK, COCKERMOUTH

Purpose of Report	To advise Members of the result of consultation on the above proposal.
Recommendation	That a street drinking ban for the area shown on the attached plan be introduced with effect from 1 st September, 2004.
Environmental Implications	
Community Safety Implications	The introduction of the ban is seen by the Crime and Disorder Reduction Partnership as a way of reducing violent and antisocial crime and the fear of such crime.
Financial Implications	Advertisements in local papers approximately £600.00.
Human Rights Implications	This is a preventative measure which will be enforced in a proportionate manner.
Employment Implications	None.
Health and Safety Implications	None.
Wards Affected	Various.
The Contribution this Decision would make to the Council's Key Aims	It would assist in making the area a great place to live and visit.

Portfolio Holder

Councillor P. Tibble

Lead Member of Staff

Trevor Gear, Legal Executive

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**(A detailed list of implications
is appended to the report)**

1.0 Introduction

The Local Authorities (Alcohol Consumption in Designated Public Places) Regulations 2001 came into force in September 2001 and allows Local Authorities to make order(s) prohibiting the consumption of alcohol in designated public places.

- 1.1 In areas where such orders have been made the Police may request a person drinking alcohol to desist from drinking or confiscate the alcohol or if the person fails to comply for them to be arrested.
- 1.2 This is seen as a preventative measure which would be used with discretion and in a proportionate manner.

2.0 Before making an order a local authority shall consult:

- (a) the Chief Officer of Police
- (b) the Parish or Community Council
- (c) the Chief Officer of Police, the local authority and the parish or county council for any area near to the public place which they consider may be affected by the designation and
- (d) the licensee of any licensed premises in that place or which they consider may be affected by the designation.

Reasonable steps shall also be taken to consult the owners or occupiers of any land proposed to be identified.

- 2.1 A local authority shall consider any representation as to whether or not a particular public place should be identified in an order whether made as a result of consultation or otherwise.
- 2.2 The Local Authority shall cause to be published in a newspaper circulating in their area a notice.
 - (a) identifying the place proposed
 - (b) setting out the effect of an order
 - (c) inviting representatives whether or not the order should be made.

- 2.3 After making the order a further notice will be circulated containing (a) - (c) above.
- 2.4 Before an order takes effect a local authority shall cause to be erected such signs as they consider sufficient to draw attention of members of the public to the effect of the order. These signs are to be financed by the Crime and Disorder Reduction Partnership.
- 3.0** The necessary consultation has been carried out and a summary of the responses are attached at appendix 1.
- 4.0** In view of the above it is officers view that areas on the maps at appendices 2-8 can be designated as areas where alcohol consumption in a public place should be prohibited.

T. GEAR
LEGAL EXECUTIVE

TG/jr
18th June, 2004
Exec28July04.streetdrinkban.tg

Report Implications

Please delete where applicable.

Community Safety	Y/ N	Sport	Y /N
Financial	Y/ N	Leisure	Y /N
Legal	Y/ N	Tourism	Y /N
Social Inclusion	Y /N	E-Government	Y/ N
Human Rights	Y/ N	North West Regional	Y /N
Youth Issues	Y/ N	European	Y /N
Ethnic Minority Issues	Y /N	National	Y /N
Older People Issues	Y/ N	Partnership	Y /N
Disability Issues	Y /N	Heritage/Culture	Y /N
Employment (external to the Council)	Y /N	Planning Policy	Y /N
Employment (internal)	Y /N	Enforcement	Y/ N
Environmental/sustainability	Y /N	Transport	Y /N
Environmental/visual	Y/ N	Asset Management	Y /N
Health	Y /N	Health & Safety	Y /N
Is this a statutory recommendation?	Y /N		
Is this a key decision?	Y /N		
Has a risk assessment been undertaken?	Y /N		
Wards affected	Various		
Background papers	The Local Authorities (Alcohol Consumption in Designated Public Places) Regulations 2001		

Minutes of the CDRP Violent Crime Group

WORKINGTON TOWN CENTRE

Consultation commenced on 7th May, 2004, including Licensees, Town Council, Ward Councillors, Police and newspaper advertisement.

Representations received to-date:

Tesco:

In full agreement

Ward Councillors:

Area should be extended to cover Harbourside and Stanley Street also Horse Close and Northside.

SEATON

Consultation commenced 11th May 2004 including Licensees, Parish Council, Ward Councillors, Police and newspaper advertisement.

Representations received to-date:

Seaton Parish Council :

The Council agrees with such an order.

MOORCLOSE

Consultation commenced 25th May 2004 including Licensees, Town Council, Ward Councillors. Police and newspaper advertisement.

Representations received to-date

None.

WIGTON

Consultation commenced on 12th May 2004 including Licensees, Town Council, Ward Councillors, Police and newspaper advertisement.

Representations received to-date:

Town Council:

Fully supports the initiative but suggests alteration to boundary. To exclude Western Bank but include areas further along B5304.

SILLOTH

Consultation commenced on 12th May, 2004 including Licensees, Town Council, Ward Councillors, Police and newspaper advertisement.

Representations received to-date:

Spar:

Total agreement with proposal

Fletchers Funfair:

Extend area to include Fun Fair area

Golf Hotel:

In favour but extend to Dock entrance (fun fair area)

Town Council:

Agreed to the street drinking ban provided used as a preventative measure and discretion is applied to the enforcement of such a ban.

ASPATRIA

Consultation commenced on 12th May, 2004 including Licensees, Town Council, Ward Councillors, Police and newspaper advertisement.

Representations received to-date:

Co-op:

We are responsible retailers and do everything to assist in the prevention of alcohol consumption in public places.

J. Bouch & Son:

I totally back your decision to consider making an order to ban street drinking.

Town Council:

Fully support the implementation of the proposal.

Ward Councillor:

No objections, full agreement.

KESWICK

Consultation commenced on 27th May, 2004 including Licensees, Town Council, Ward Councillors, Police and newspaper advertisement.

Representations received to-date:

Keswick Rugby Club:

Will help to stop undesirables/youths. Consider extending area towards Lakeside.

Casa Bella Ristorante:

Causes me no concern.

Booths:

Seeks clarification as to whether ban would affect customers to Tea Room.

Keswick Town Council:

Support the scheme. Particularly pleased to see both Hope and Fitz Parks included.

Rafters Bar:

Support the ban. Hope it doesn't effect families having picnics and enjoying a bottle of wine or cases of beer.

COCKERMOUTH

Consultation commenced on 17th May, 2004 including Licensees, Town Council, Ward Councillors, Police and newspaper advertisement.

Representations received to-date:

Co-op:

We are responsible retailers and do everything to assist in the prevention of alcohol consumption in public places.

Garrard Wines:

Fully in favour

Cockermouth Town Council:

Area should be extended to cover Sports Centre and Scout Hall.