

# REGULATORY COMMITTEE

Minutes of the meeting held on Wednesday 4 January 2006, in the Town Hall, Royal Leamington Spa at 4.30 pm.

**Present:** Councillor Mrs Goode (Chair); Councillors Butler, Coker, Doody, Mrs Knight and Kundi.

Apologies for absence were received from Councillors Ms Flanagan and Harris.

## 747. COUNCILLOR GRAHAM WINDYBANK

At the commencement of the meeting, the Committee stood in silence as a mark of respect in memory of the late Councillor Graham Windybank.

## 748. DECLARATIONS OF INTEREST

There were no declarations of interest.

## 749. EXTENSIONS TO THE RESTRICTED DRINKING ZONE

A report from Community Safety was submitted on proposed extensions to the current zone under the provisions of the Criminal Justice and Police Act 2001.

The Act had introduced a new power which allowed Councils to make Orders covering any part of their area. The making of such an order empowered a Police Constable to require a person in the area of the Order not to consume intoxicating liquor and to surrender to the Constable any intoxicating liquor or container for such liquor.

The Committee had decided at a meeting in June 2002 to make an Order covering the centre of Leamington and to repeal the byelaws which designated the area a No Alcohol Zone. The Order had come into effect on the 4 November 2002.

Following a request from Whitnash Town Council, the Committee had decided in January 2004, to identify the number of signs and to cost a district wide scheme. However, current Home Office advice was that the new power was not intended to cover whole areas and alcohol related crime and disorder had to be evidenced in order for an area to be designated. All the areas where alcohol related crime and disorder could be proved had been mapped and a copy of the map was circulated with the report.

Before making an Order the Council had to publish in the local newspaper circulating in the area a notice identifying the area to which the Order would relate, setting out the effect of the Order and inviting representations as to whether or not the order should be made. No Order could be made until at least 28 days after the publication of the Notice. After making the Order and before it took effect, the Council had to publish a Notice in the local

## **REGULATORY COMMITTEE (Continued)**

newspaper identifying the area to which the Order would relate, setting out the effect of the Order and indicating the date on which it would take effect.

Before an Order could take effect, the Council had to erect such signs as it considered sufficient to draw the attention of members of the public to the effect of the Order.

A draft Order was circulated with the report. It was pointed out that some of the areas on the draft order were covered by the previous Order and would therefore be deleted. Car parks in Kenilworth which were shown on the maps were not listed in the draft order but needed to be.

Since the report was written research had been undertaken in respect of reported incidents in Crown Way and Mason Avenue and the Holt recreation grounds and the Pageant Gardens, Warwick. The research had revealed that there was sufficient evidence of crime and disorder in these areas to enable them to be added to the Order.

In order to avoid confusion it was suggested that the area in front of the shops in Heathcote Road and the road leading from Heathcote Road to Acre Close recreation ground should be mentioned separately in the Order.

External funding of £6000 had been secured from the Warwick District Crime and Disorder Reduction Partnership would would cover the cost to the Council of making the Order and erecting the necessary signs.

Reference was made to the need to ensure that the signs required to identify the areas were not intrusive and this was accepted by the Officers.

### **RESOLVED** that

- (1) the making of an Order in the form set out in Appendix 'A' be approved;
- (2) the Officers be authorised to carry out the necessary procedure to bring the Order into effect; and
- (3) if objections to the Order are received, following the public notice, a further report be submitted to the Committee.

(The meeting ended at 4.55 pm)