

Appendix 3: Proposed Order – Intoxicating Substances

Intoxicating Substances are defined for the purposes of this order as Alcohol and any other substance which have the ability to suppress and/or depress the bodies central nervous system

Restrictions – District Wide

Alcohol

The order will allow a police constable or authorised person to require a person, in a designated public place:

- Not to drink alcohol in that place if the officer or authorised person reasonably believes that a person has consumed alcohol or intends to do so.
- To surrender the alcohol and any opened or sealed containers in the person's possession.
- Any person who fails without reasonable excuse to comply with an officer's request may commit an offence and be liable to prosecution and/or a fine not exceeding £1000.

Please note - The Order does not make it an offence to drink alcohol in public place. An offence is only committed if the person continues to drink alcohol after being asked to stop or refuses to hand over any alcohol. Police or designated Council Officers will only exercise their powers under the Order in relation to "problem" drinking.

Additional Intoxicating Substances

The order will allow a police constable or authorised person to require a person, in a designated public place:

- Not to ingest, inhale, inject, smoke or otherwise use other intoxicating substances.
- To surrender the additional intoxicating substances when requested to do so.
- Any person who fails without reasonable excuse to comply with an officer's request may commit an offence and be liable to prosecution and/or a fine not exceeding £1000.

Fixed Penalty Notices

A Constable or authorised person may issue a fixed penalty notice of £100 if it believed that a breach of the above order has taken place.