

**The Control of Intoxicating Liquor (Designated Public Places)
(Liberation Day) Order 2009**

GREFFE
ROYAL COURT
28 APR 2009
GUERNSEY

Made: 20 April 2009

Coming into force: 9 May 2009

THE STATES HOME DEPARTMENT, in exercise of the powers conferred upon it by section 2(1) and (2) of the Control of Intoxicating Liquor (Designated Public Places) Ordinance, 2007, hereby orders:-

1. In order to prevent nuisance or annoyance to members of the public or a section of the public or disorder which is likely to be associated with the consumption of intoxicating liquor in that place, the area marked in red on the attached plan, that is:-
 - (a) The Gategny Esplanade to the south of its junction with Bosq Lane, the North Esplanade, North Plantation, Le Tourgand, to its junction with Le Pollet, and the Quay to its junction with Church Hill; and
 - (b) The North Beach Car Park from its north access road at the St. Julian's Roundabout to the service road running north to south at the eastern end of the area designated as disc zone and St. Julian's Emplacement to the south from its junction with the said access road and the St. Julian's Roundabout; and
 - (c) The Weighbridge taxi rank to the junction with Le Truchot to the west, the junction with Le Pollet to the south and the junction with St. Julian's Avenue to the north; and
 - (d) The Victoria Pier for its entire area, including the north and south arms of the Pier; and
 - (e) The Albert Pier for its entire area; and
 - (f) North Pier Steps from the Quay to the High Street; and
 - (g) Quay Steps from the Quay to North Pier Steps; and

- (h) Quay Street from its junction with the Quay to its junction with High Street; and
- (i) Cow Lane from its junction with the Quay to its junction with Church Square; and
- (j) The paved area to the seaward side of the Town Church to its junction with Church Hill to the south and its boundary with Church Square to its west; and
- (k) The two Venelles located between Quay Steps and Quay Street from their junction with Quay to the High Street; and
- (l) Le Pollet for its entire length from its junction with Le Truchot to its junction with High Street and Smith Street; and
- (m) La Plaiderie from its junctions with Le Pollet to the start of the lane, which leads to Hospital Lane, between La Plaiderie Chambers (Guernsey Financial Services Commission) and Investec House; and
- (n) Smith Street from its junction with the High Street and Le Pollet to the War Memorial; and
- (o) The High Street from its junction with Le Pollet and Smith Street to its junction with Church Square; and
- (p) The part of Lefebvre Street from its junction with the High Street to the corner bounded by Hadsley House and Lefebvre Court; and
- (q) The entire area of Church Square, including Church Hill and the alleyway and steps leading from Church Square to the Commercial Arcade; and
- (r) The whole of the Commercial Arcade; and
- (s) Fountain Street from its junction with Church Hill to the Bordage and Market Street; and
- (t) Market Street and Market Square from its junction with the Bordage and Fountain Street to its junctions with Church Square and Church Hill; and
- (u) Constitution Steps from its junction with Market Street to the junction with Clifton Stairs; and
- (v) The entire area covered by the Bus Terminus and the South Esplanade from its junction with the Quayside to its junction with the Castle Pier and Havelet; and
- (w) Cornet Street from the junction with the South Esplanade up as far as the junction with Tower Hill and Cliff Street;

shall be a designated public place for the purpose of the Ordinance within the times specified below.

2. The area specified in 1. above, save for (e) shall be a designated public place between 11.00am and 11.00pm on Saturday 9 May 2009
3. The area specified in 1.(e) above shall be a designated public place between 11.00am and 6pm on Saturday 9 May 2009.
4. This Order may be cited as the Intoxicating Liquor (Designated Public Places) (Liberation Day) Order 2009.
5. This Order shall come into force on the 9 May 2009.

Dated this twentieth day of April 2009.



DEPUTY G H MAHY
Minister of the States Home Department
For and on behalf of the Home Department

EXPLANATORY NOTE

(This note is not part of the Order but is intended to indicate its general purport).

This order sets out the areas that are to be designated as a Designated Public Place, that is, prohibiting the consumption of intoxicating liquor in the areas so specified during the times specified.

The Order shall not apply to:-

- (a) licensed premises within the meaning of the Liquor Licensing Ordinance 2006 ;
- (b) a place within the curtilage of such licensed premises;
- (c) a place which may be used for the supply of intoxicating liquor or which could have been so used within the last twenty minutes by virtue of an occasional liquor permit within the meaning of the Liquor Licensing Ordinance 2006; or
- (d) a place where facilities or activities relating to the sale of or consumption of intoxicating liquor are for the time being permitted by virtue of an *al fresco* licence granted under the Public Highways (Temporary Closure) Ordinance 1999.

Further, if a police officer reasonably believes that a person is, or has been, consuming intoxicating liquor in a designated public place or intends to consume intoxicating liquor in such a place the officer may require the person concerned:-

- (a) not to consume in that place anything which is, or which the police officer reasonably believes to be, intoxicating liquor;
- (b) to surrender anything in his possession which is, or which the police officer reasonably believes to be, intoxicating liquor or a container for such liquor.

However, a person is not required to surrender intoxicating liquor in a sealed container unless a police officer reasonably believes that the person concerned intends to consume the liquor in a designated public place.