

GUERNSEY STATUTORY INSTRUMENT 2010 No. 41

The Control of Intoxicating Liquor (Designated Public Places)

(Vale Earth Fair Collective) Order 2010

**GREFFE
ROYAL COURT**

29 APR 2009

GUERNSEY

Made: 28 April 2010

Coming into force: 10 May 2010

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 its junction with Bosq Lane; and
 - (b) The North Esplanade, North Plantation, Le Tourgand, to its junction with Le Pollet; and
 - (c) The North Beach Car Park from its north access road at the St. Julian's Roundabout and everything to its east including the harbour areas; and
 - (d) 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
 - (e) Le Pollet from its junction with Le Truchot to its junction with Le Tourgand; and

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

2. The area specified in 1. above shall be a designated public place between 5.00pm and 11.00pm on Monday 10 May 2010

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.

Vale Earth Fair Collective
Monday 10th May 2010
Alcohol Free Zone

