

GUERNSEY STATUTORY INSTRUMENT 2012 No.42

**The Control of Intoxicating Liquor (Designated Public Places)
(Vale Castle) Order - 2012**

Made: 6 August 2012

Coming into force: 26 August 2012

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) Castle Road to the junction with Rue des Barras; and
 - (b) North Quay, North Pier and its environs, Abraham's Bosum; and
 - (c) North Side; Bank Lane, Trafalgar Road, Trafalgar Lane, Les Monmains; Longree and
 - (d) The Bridge,

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 12 noon on Sunday 26th August 2012 and 12 noon on Monday 27th August 2012
3. This Order may be cited as the Intoxicating Liquor (Designated Public Places) (Vale Castle) Order- 2012.
4. This Order shall come into force on the 26th August 2012.

GREFFE
ROYAL COURT
29 AUG 2012
GUERNSEY 

Dated this sixth day of August 2012

A handwritten signature in black ink, appearing to read 'J P Le Tocq', written in a cursive style.

DEPUTY J P LE TOCQ
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.

