

**Proposed Designated Public Place (alcohol restriction) scheme to
cover public land at Faringdon Road Park
and the surrounding area**

Licensing Committee

Date: 15 June 2009

Author: Head of Licensing

Wards Affected: Central, Eastcott

Purpose

- To consider comments made concerning the proposed implementation of a new Designated Public Place Order, covering land at Faringdon Road and the surrounding area.

Recommendation

Licensing Committee is asked : -

- To propose to full Council on 16 July 2009 that a new Designated Public Place is created, covering the area shown on the map at Appendix.
- To agree that the start date proposed for the coming into effect of the Order should be 1 August 2009.

1. Reasons

- 1.1 The consultation process has generated one comment, from a licensee in the area. The representation should be taken into account before a final decision is made.

2. Detail

- 2.1 A letter has been received from the premises licence holder for the Bakers Arms, Emlyn Square. The licence holder says that when previous efforts have been made to move street drinkers away from the park, some of those who were moved decided instead to sit at the tables provided outside the Bakers Arms, for customers. The letter does not express outright opposition to the declaration of a Designated Public Place Order but it does express that scepticism about the possible outcome.
- 2.2 During opening hours, a Designated Public Place Order would have no effect on the seating area of the Bakers Arms or any other public house, although it would apply if the premises were not open for business at the time. The police have other powers at their disposal, to remove any unwanted guests during opening hours.
- 2.3 No legislative change has been introduced, to enable the favoured policy of the Licensing Committee, namely the extension of a Designated Public Place Order to cover the whole of the Swindon Borough Council area. The

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only lawful option open to the Council at the moment is to declare new areas as and when documented evidence of incidents are provided by the police. This piecemeal approach unfortunately involves far greater cost, as well as imposing a much larger bureaucratic burden on all concerned.

Risk Management

Financial and Procurement Implications

No change from the primary report.

Legal / Human Rights Implications No change from the primary report.

Links to Corporate Plans and Policies (in particular to Swindon 2010 Promises)

The designation of Designated Public Places relates particularly to the LAA outcome of reducing crime and the fear of crime.

Consultees

- Consultees as previously listed.

Background Papers and Appendices

- Appendix One. Letter from Bakers Arms, Emlyn Square.