

BASINGSTOKE AND DEANE

BYELAWS

CONSUMPTION OF INTOXICATING LIQUOR IN DESIGNATED AREAS

I certify that this is a true copy of the byelaws
as confirmed by the Secretary of State

Signed

Borough Solicitor

BASINGSTOKE AND DEANE BOROUGH COUNCIL

CONSUMPTION OF INTOXICATING LIQUOR IN DESIGNATED PLACES

Byelaws made by the Borough Council of Basingstoke and Deane under section 235 of the Local Government Act 1972 for the good rule and government of the Borough of Basingstoke and Deane and for the prevention and suppression of nuisances (except where some other provision applies), under section 164 of the Public Health Act 1875 with regard to public walks, pleasure grounds and open spaces, and under section 60 of the Food Act 1984 with regard to the Market Place and the immediate approaches to it.

INTERPRETATION

1. In these byelaws:-

“the Council” means Basingstoke and Deane Borough Council;

“designated place” means any place specified in the Schedule, and shown hatched black on the plan which forms part of these byelaws, excepting:

- (a) any area which is within the curtilage of any licensed premises or registered club; or
- (b) any place at which the sale of intoxicating liquor is, or has within the previous 20 minutes been, authorised by virtue of an occasional licence or an occasional permission;

“intoxicating liquor” means spirits, wine, beer, cider and any other fermented, distilled or spirituous liquor with an alcohol content exceeding 0.5 per cent by volume;

“licensed premises”, “registered club” and “occasional licence” have the same meanings as in the Licensing Act 1964;

“occasional permission” has the same meaning as in the Licensing (Occasional Permissions) Act 1983.

EXTENT

2. (1) These byelaws apply to all designated places.
- (2) Notice of the effect of these byelaws shall be given by signs placed in such positions as the Council may consider adequate to inform persons using designated places.

CONSUMPTION OF INTOXICATING LIQUOR IN DESIGNATED PLACES

3. Any person who consumes intoxicating liquor in a designated place upon being warned by a constable not to do so shall be guilty of an offence. PROVIDED that no offence is committed by a person who consumes alcohol purchased from adjoining licensed premises in any delineated area in respect of which there is at that time in force a permit granted by the Council to the licensee of such premises to use the highway for the provision of facilities for refreshments under its powers in section 115(E) of the Highways Act 1980

PENALTY

4. Any person offending against byelaw 3 shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale.

SCHEDULE OF DESIGNATED PLACES

STREETS

- 1 Church Street
2. Cross Street including adjacent landscaped area
- 3 London Street
- 4 Market Place
- 5 New Road – pedestrianised section adjacent to the side of 38 London Street and
pedestrianised section adjacent to the side of 41 London Street
- 6 Land, footpath and alleyway to the rear of Seal Road
- 7 Winchester Street including pedestrianised area to the side of 28 Winchester
Street
- 8 Wote Street

Section 60 of the Food Act 1984 applies to that part of the Market Place on which
and on the days and at the times when the market is held and in the immediate
approaches to it

ALLEYWAYS

1 Off Church Street

Alleyway beside No.2 linking Church Street to Wote Street

Alleyway under 27 and 29 Church Street

2 Off Cross Street

Alleyway between 10 and 12 Cross Street

3 Off London Street

Jacobs Alley

Mark lane – pedestrianised section

May Place

Anchor Court Alleyway next to 36 London Street

Passage between 15 and 16 London Street

Passage between 1 and 3 London Street

4 Off Market Place

Alleyway between 1 and 2 Market Place

Castons Walk

5 Off Winchester Street

Alleyway between 12 and 14 Winchester Street

Albert Walk

6 Off Wote Street

Feathers Lane

Alleyway between Haymarket Theatre and 12 Wote Street

Alleyway between 12 and 14 Wote Street

Alleyway between 21 Queen Anne's Walk and 20 Wote Street

linking Wote Street to Potters Walk

OF BASINGSTOKE AND DEANE was hereunto
affixed on the 1st day of August One Thousand Nine
Hundred and Ninety Six in the presence of:-

the Borough Solicitor

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come
into operation on the first day of October 1996

Signed by authority of the Secretary of State

R G Evans

Head of Unit

Constitutional and Community Policy Directorate

16 Sep 1996

Home Office

London SW1

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Scale 1 : 2500
 Date 15 March 1996
 Legal_005
 Produced by - PRH - GEW using
 Assist Mapping Information Systems

PLAN No1

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