

Draft Guildford town centre Public Spaces Protection Order (PSPO)

In the area covered by the Public Spaces Protection Order (“the Restricted Area”):

1. Prohibition on consumption of Alcohol in public spaces

- (1)** No person shall consume alcohol or anything an authorised officer reasonably believes to be alcohol in breach of an authorised officer’s request to cease its consumption.
- (2)** No person shall have an unsealed container of alcohol or anything an authorised officer reasonably believes to be alcohol in breach of an authorised officer’s request to surrender it.
- (3)** Where an Authorised Person reasonably believes that a person is consuming alcohol or has been consuming alcohol in the restricted area and that the consumption of alcohol is, or is likely to contribute to anti-social behaviour; or where an Authorised Person reasonably believes that a person intends to consume alcohol in circumstances which would be a breach of this Order, then the Authorised Person can take the following steps:
 - i)** To prohibit the person from consuming alcohol or anything which the authorised person reasonably believes is an alcoholic beverage in breach of this Order;
 - ii)** To require that the person must surrender any alcohol, or anything which the authorised person reasonably believes to be alcohol, that is in the person’s possession including a container for alcohol; and
 - iii)** Disposal of the alcohol may be undertaken by the Authorised Person in whatever way they consider appropriate.
- (4)** This provision does not apply to alcohol being consumed within premises licensed under the Licensing laws.

2. Prohibition on use of Psychoactive substances or other intoxicating substances

- (1)** No person shall ingest, inhale, inject, smoke, possess or otherwise use Psychoactive substances or other intoxicating substances.
- (2)** Nor shall any unlicensed person sell or supply intoxicating substances.
- (3)** Where an Authorised Person reasonably believes that a person is or has been ingesting, inhaling, injecting or smoking, any substance that has the capacity to stimulate or depress the central nervous system in the Restricted Area and that the ingesting, inhaling, injecting or smoking of that substance is, or is likely to cause or contribute to anti-social behaviour; or
- (4)** Where an authorised person reasonably believes that a person intends to ingest, inhale, inject or smoke that substance in circumstances which are likely to cause or contribute to anti-social behaviour, then the Authorised Person can take the following steps:

- iv) To require the person to not ingest, inhale, inject or smoke, any psychoactive substances or other intoxicating substance that has the capacity to stimulate or depress the central nervous system;
- v) To require that the person surrenders up any psychoactive substances or other intoxicating substances, or anything, which the Authorised Person reasonably believes to be psychoactive substances or other intoxicating substances that is in the person's possession including any container for drugs, psychoactive substances or other intoxicating substances; and,
- vi) Disposal of the psychoactive substances or other intoxicating substances in whatever manner they consider to be appropriate in the circumstances.

(5) This prohibition does not apply where:

- i) The substance is used for valid and demonstrable medicinal purpose;
- ii) The substance is a cigarette made with lawful tobacco alone or vaporiser; or
- iii) The substance is a food product regulated by food, health and safety legislation.

3. Prohibition on Rowdy and inconsiderate and Anti-Social Behaviour

(1) Within the Restricted Area all persons, whether individually or in groups, are prohibited from or behaving or inciting others to behave in an anti-social manner which is causing or is likely to cause harassment, alarm or distress to others.

Such behaviour will include:

- i) intentionally or recklessly, shouting, using foul or abusive language, screaming, being verbally abusive or acting in a manner that causes, or a reasonable person would believe would be likely to cause, harassment, alarm or distress;
- ii) urinating or defecating in public places other than Public Conveniences;
- iii) acting in an anti-social manner that a reasonable person would think is likely to cause harassment, alarm or distress.

(2) The Prohibitions in this Section do not apply to any activities conducted in the public interest, including lawful freedom of expression and freedom of assembly by way lawful demonstrations and other forms of protest or other activities to influence the policy of government, private sector and civil society organisations and individuals.