

Notice is hereby given that South Tyneside Council in its exercise under section 59, 64 and 72 of the Anti-social Behaviour Crime and Policing Act 2014("the Act") proposes to make the following Order:

**South Tyneside Council
Public Spaces Protection Order
Number 2 of 2021**

1. The Order shall come into operation on 17 May 2021 and shall have effect for a period of three years thereafter, unless extended by further orders under South Tyneside Council's (hereafter the Council) statutory powers.
2. The Order relates to the area outlined in red on the attached plan (marked Area A) and for the purposes of this Order the 'Restricted Area' includes the public land within the borough of South Tyneside.
3. The effect of the Order is to regulate the consumption of alcohol in the 'Restricted Area'
4. **Alcohol consumption in the Restricted Area**
 - (a) Where a constable or authorised person reasonably believes that a person: (i) is or has been consuming alcohol, or (ii) intends to consume alcohol,
 - (b) The constable or authorised person may require a person
 - (i) Not to consume, in breach of the order, alcohol or anything which the constable or authorised person reasonably believes to be alcohol:

and/or
 - (ii) To surrender anything in a person's possession which is, or which the constable or authorised person reasonably believes to be alcohol or a container for alcohol.
5. A person who fails without reasonable excuse to comply with a requirement imposed on him or her under subsections (b) (i) and (ii) commits an offence and is liable on summary conviction to a fine not exceeding level 2 on the standard scale.
6. **Fixed Penalty Notice**

A constable or authorised person may issue a fixed penalty notice to anyone he or she has reason to believe has committed an offence under s63 or 67 of the Anti-social behaviour Crime and Policing Act 2014.
7. The Council is satisfied that the conditions set out in Section 59, 63, 64 and 72 of the Act have been satisfied and that it is in all the circumstances expedient to make this Order to reduce the detrimental effect or to reduce the risk of crime and anti-social behaviour and its continuance, occurrence or reoccurrence in the 'Restricted Area', which has had a detrimental effect on the quality of life of those in the locality. The effect or likely effect of this is persistence or continuing nature such as to make this unreasonable, and justified the restrictions imposed by this Order.
8. If any interested person desires to question the validity of this Order on the grounds that the Council had no power to make it or that any requirement of the Act has not been complied with in relation to this Order, he or she may apply to the High Court within six weeks from the date on which this Order is made.

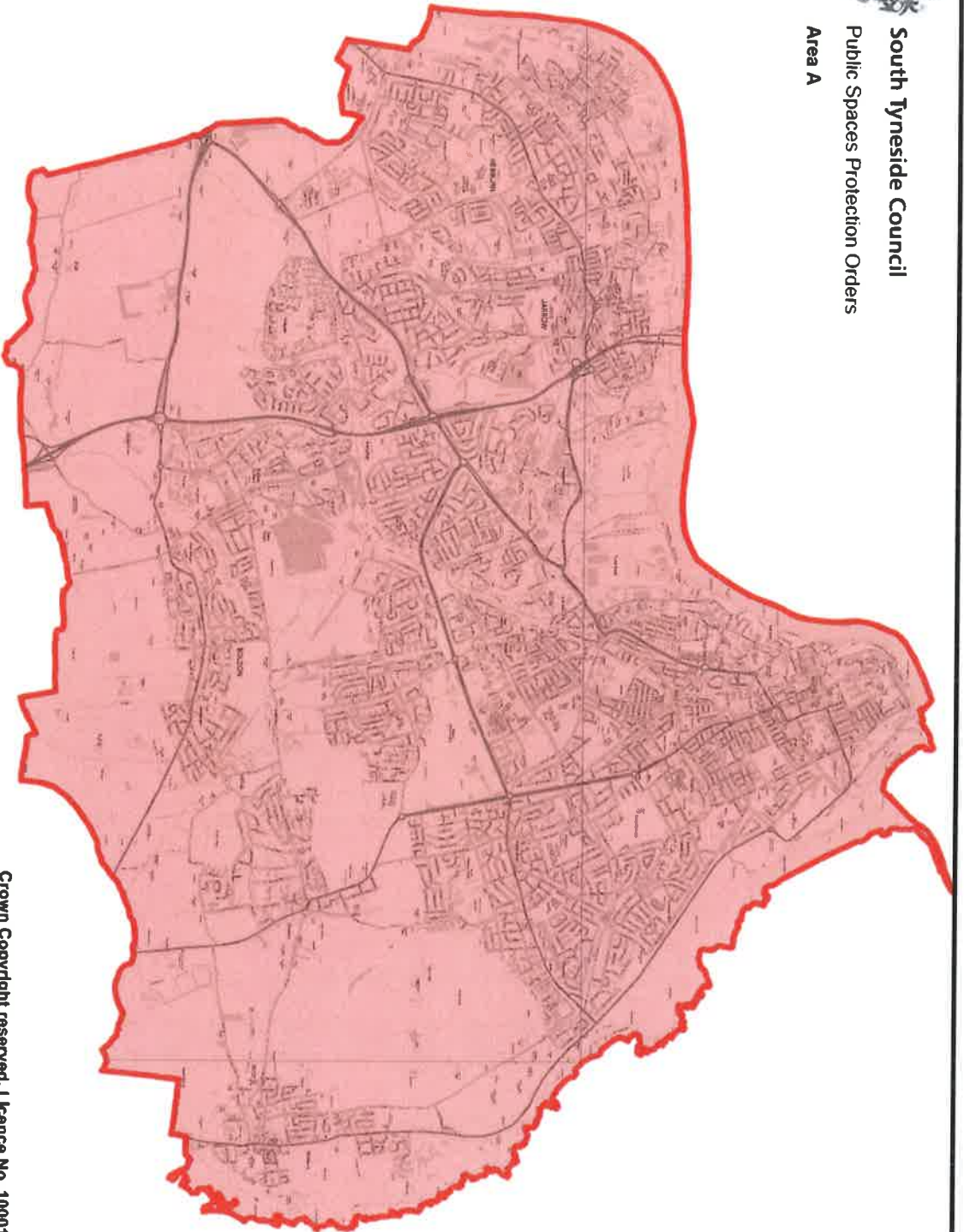
Dated this 22nd day of April 2021



South Tyneside Council

Public Spaces Protection Orders

Area A



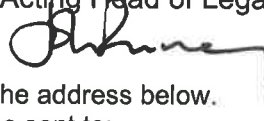
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The Common Seal of the Council
Of the Borough of South Tyneside
Was hereunto affixed in the presence of



Mayor

Acting Head of Legal Services



A copy of the Order plan may be obtained by contacting the address below.
Written representations about the proposed Order must be sent to:
South Tyneside Council, Town Hall and Civic Offices, Westoe Road, South Shields, Tyne and
Wear, NE33 2RL
The Order can also be seen at: www.southtyneside.gov.uk/PSPO