



## **Notice of Extension to Public Spaces Protection Order**

Notice is hereby given that Mole Valley District Council ("the Council") has extended the Dorking Town Centre Public Spaces Protection Order dated 16<sup>th</sup> October 2020 (which came into force on 20<sup>th</sup> October 2020 and continued until 19<sup>th</sup> October 2023) ("the Order") under section 60(2) of the Anti-Social Behaviour, Crime and Policing Act 2014.

1. The land edged red on Plan A annexed below, being land in the area of the Council, is land to which the Anti-Social Behaviour, Crime and Policing Act 2014 applies and will be protected by the extension to the Order ("the Restricted Area").
2. The Order will be extended from **18<sup>th</sup> October 2023** for a duration of 3 years, until **17<sup>th</sup> October 2026**.
3. The Council is satisfied that the conditions set out in Section 60(2) of the Act have been met, namely that it is satisfied on reasonable grounds that extending the Order is necessary to prevent the occurrence or recurrence of the activities identified in the Order, or to prevent an increase in the frequency or seriousness of those activities after the Order is due to expire.
2. In making this extension, the Council has had regard to the rights of freedom of expression and freedom of assembly set out in articles 10 and 11 of the Human Rights Act 1998.

### **Prohibitions on alcohol**

5. The effect of the Order is to impose the following conditions on the use of the Restricted Area:
  - 5.1 In the Restricted Area a person commits an offence if without reasonable excuse he or she continues to carry out activities which are prohibited namely;
    - 5.1.1 Continuing to drink, consume or otherwise ingest alcohol when asked to stop doing so by an authorised person

5.1.2 Failing to surrender any alcohol in his or her possession when asked to do so by an authorised person.

6. Provisions 5.1.1 and 5.1.2 of this Order do not apply to premises within the Restricted Area which have a premises licence or club premises certificate to for the supply of alcohol. These provisions also do not apply to council-operated licensed premises.

7. An authorised person includes a Police Constable, Police Community Support Officer, a Council Officer or any other person authorised by the Council. A Council Officer or any other person authorised by the Council must be able to present their authority on request.

### **Fixed Penalty Notices and Offences**

8. In accordance with section 63 of the Act, a person found to be in breach of this Order by consuming or by refusing to surrender alcohol is guilty of an offence and is liable on summary conviction to a fine not exceeding level 2 on the standard scale.

9. An authorised person may issue a Fixed Penalty Notice not exceeding £100 to anyone they have reason to believe has committed an offence under this Order.

### **Appeals**

10. In accordance with section 66 of the Act, any interested person who wishes to challenge the validity of this Order on the grounds that the Council did not have the power to make the Order or that any requirement of the Act has not been complied with they may apply to the High Court within six weeks from the date on which this Order is made.

A plan of the Restricted Area edged red is annexed to this Order as Plan A

This notice is signed by

Rachel O'Reilly

Dated

# Plan A

