

Soho, Handsworth and Lozells PSPO

Proposed Conditions:

If granted, it is requested the order prohibits the following:

1) Groups

a) An Authorised Person may require an individual, or group, within the Restricted Area to leave the location, where they reasonably suspect that an individual or any persons within that group is causing or likely to cause nuisance or disorder, or harassment, alarm or distress to any other person.

b) An individual or group required to leave the Restricted Area by an Authorised Person is; i) Required to leave that area immediately, and ii) Prohibited from returning to the Restricted Area within 24 hours of being required to leave.

c) An individual will not breach paragraph 1(b)(ii), if they attend a railway station, bus-stop or tram-stop within the Restricted Area for the purpose of taking public transport out of the Restricted Area, so long as they are not accompanied by any other person who has also been required to leave the Restricted Area (except for a dependent person).

2) Alcohol

a) If an Authorised Officer reasonably suspects that a person who is or has been drinking alcohol in the open air within the Restricted Area is causing or likely to cause a nuisance or disorder, they may request the person to; i) Immediately stop drinking alcohol within the Restricted Area; and/or ii) Hand to the Authorised Person any container of alcohol in their possession, whether or not it has been opened, and even if it is empty.

b) A person who has who has been requested to do either or both of the things referred to at paragraph 3(a) above, is required to comply with such a request immediately.

c) For the purpose of this paragraph, the Restricted Area does not include frontages covered by a current authority to sell or supply alcohol under the Licensing Act 2003, or an area covered by a pavement licence.

3) Intoxicating Substances

a) It is prohibited for any person to possess or consume in any manner an Intoxicating Substance within the Restricted Area, except a prescription drug which has been prescribed for their use.

b) It is prohibited for any person to be under the influence of an Intoxicating Substance within the Restricted Area, except a prescription drug which has been prescribe for their use.

c) It is prohibited for any person to sell or supply any Intoxicating Substance within the Restricted Area, except a pharmacist who does so in fulfilment of a medical prescription.

4) Obstructing Footpaths and inappropriate use of bus shelters

a) An authorised officer may request that a person remove themselves from the footpath where they reasonably suspect is causing or is likely to cause anti-social behaviour.

b) A person is prohibited from refusing to remove themselves when asked to do so by an authorised officer in the restricted area.

c) An Authorised person may request an individual leave a Bus Shelter within the Restricted Area if they reasonably suspect that individual is engaging in anti-social behaviour. i) Is not using the Bus Shelter for the purposes of waiting for a bus ii) Is causing, or likely to cause harassment, alarm or distress to any other person.