



# **ALCOHOL CONSUMPTION IN DESIGNATED PUBLIC PLACES ORDER 2004**

Made by the Cheltenham Borough Council under Section 13 of the  
Criminal Justice and Police Act 2001 and coming into operation on **1<sup>st</sup> February 2005**

## **ALCOHOL CONSUMPTION IN DESIGNATED PUBLIC PLACES ORDER 2004**

Designation Order made by the Cheltenham Borough Council under Section 13(2) of the Criminal Justice and Police Act 2001

### **Interpretation**

1. In this designation order:-

“the Council” means the Cheltenham Borough Council ;

“designated place” means any place specified in the Schedule 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% by volume;

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

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

### **Extent**

- 2. (1) This designation applies to all designated places.
- (2) Notice of the effect of designation 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 fails without reasonable excuse to comply with a constable’s requirement to:
  - (i) not consume in a designated place anything which the constable reasonably believes to be intoxicating liquor

- (ii) surrender anything in his possession which is, or which the constable reasonably believes to be, intoxicating liquor, or a container(s) for such liquor, shall be guilty of an offence PROVIDED that no offence is committed by a person who consumes intoxicating liquor 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 under Section 115(E) of the Highways Act 1980 to the licensee of such premises to use the highway for the provision of facilities for refreshments or, in the case of private land, a comparable licence / approval issued by the landowner.

A constable who imposes a requirement under i) or ii) above shall inform the person concerned that failing without reasonable excuse to comply with the requirement is an offence.

### **Penalty**

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

### **Schedule**

#### **Highways (including all streets, roads, cul-de-sacs and unnamed passageways and all associated footways, verges and amenity land)**

Albert Road  
Albion Passage  
Albion Street  
Albion Walk  
Ambrose Place  
Ambrose Street  
Andover Road

Back Montpellier Terrace  
Baker Street  
Barratts Mill Lane  
Bath Parade  
Bath Road (from High Street to junction with Shurdington Road)  
Bath Street  
Bathville Mews  
Baynham Way  
Bayshill Lane  
Bayshill Road  
Bayshill Villas Lane  
Bennington Street  
Bleasby Gardens  
Bloomsbury Street  
Brunswick Street (St Paul's Road to Swindon Road section)  
Burton Street

Cakebridge Place  
Calderwood Court  
Cambray Place  
Cedar Court Road  
Central Cross Drive (from Evesham Road to

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junction with West Drive  
Chapel Street  
Chapel Walk  
Chester Walk  
Christchurch Road  
Christchurch Court  
Church Street  
Clarence Parade  
Clarence Road  
Clarence Square  
Clarence Street  
Clarke Way  
College Place  
College Road  
Colne Avenue  
Corpus Street  
County Court Road  
Crescent Place  
Crescent Terrace  
Cromwell Road (from Prestbury Road to  
junction with Severn Road)

Devonshire Street  
Douro Road  
Drakes Place  
Dunalley Street

Eldorado Crescent  
Eldorado Road  
Evesham Road (from Portland Street junction to  
Racecourse roundabout)

Fairview Place  
Fauconberg Road

Glencairn Park Road  
Glencairn Close  
Glensanda Court  
Gloucester Place  
Gloucester Road  
Granville Street  
Great Western Road  
Great Western Terrace  
Grosvenor Place  
Grosvenor Place South  
Grosvenor Street  
Grosvenor Terrace  
Grove Street

Henrietta Street  
Hendre Mews  
Hereford Place  
Highbury Lane  
High Street (including The Strand)

Hine Gardens  
Honeybourne Line Cycle Track  
Honeybourne Way

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Imperial Circus  
Imperial Lane  
Imperial Square  
Inner Promenade

Jenner Walk

Kensington Avenue  
Keynsham Road  
Keynshambury Road  
King Street  
Knapp Lane  
Knapp Road  
Lansdown Castle Drive  
Lansdown Close  
Lansdown Lodge Drive  
Lansdown Parade  
Lansdown Place  
Lansdown Place Lane  
Lansdown Road  
Lansdown Terrace Lane  
Lansdown Walk  
Little Bayshill Terrace  
London Road (from College Road to Keynsham  
Road)  
Lypiatt Drive  
Lypiatt Lane  
Lypiatt Road

Malden Road  
Malvern Place  
Malvern Road  
Manchester Way  
Market Street  
Millbrook Gardens  
Millbrook Street  
Milsom Street  
Mitre Street  
Monson Avenue  
Montpellier Avenue  
Montpellier Drive  
Montpellier Grove  
Montpellier Parade  
Montpellier Retreat  
Montpellier Spa Road  
Montpellier Street  
Montpellier Terrace  
Montpellier Villas  
Montpellier Walk – Outer  
Montpellier Walk – Inner

New Barn Lane (from Racecourse Roundabout  
to junction with Albert Road)  
New Rutland Court  
New Street  
Normal Terrace

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Northfield Passage  
Northfield Terrace  
North Place  
North Street

Old Millbrook Terrace  
Olio Lane  
Ormond Place  
Orrisdale Terrace  
Park Place  
Overton Park Road  
Overton Road  
Overton Court  
Oxford Passage

Parabola Close  
Parabola Lane  
Parabola Road  
Paragon Terrace  
Park Street  
Phoenix Passage  
Pittville Circus  
Pittville Lawn (from Prestbury Road to  
Wellington Road)  
Pittville Mews  
Popes Close  
Poole Way  
Portland Square  
Portland Street  
Post Office Lane  
Prestbury Road (from Winchcombe Street to  
junction with Cromwell Road)  
Priory Place  
Promenade

Queen's Circus  
Queen's Court  
Queen's Parade  
Queen's Retreat  
Queen's Road

Regent Street  
Robin's Close  
Rodney Road  
Rose and Crown Passage  
Rotunda Terrace  
Royal Circus (Montpellier Street)  
Royal Crescent  
Royal Parade Mews  
Royal Well Lane  
Royal Well Place  
Royal Well Road

Sandford Road (from Bath Road to junction with  
Keynsham Road)  
Sandford Street

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Severn Road  
Sherborne Place  
Somerset Passage  
Southwood Lane  
Skillicorne Mews  
Station Street  
St. George's Close  
St. George's Drive  
St. George's Place  
St. George's Road  
St. George's Square  
St. George's Street  
St. James' Square  
St. James' Street  
St. John's Avenue  
St. Luke's Place  
St. Luke's Road  
St. Margaret's Road  
St. Paul's Lane  
St. Paul's Road  
St. Paul's Street North  
St. Paul's Street South  
Stoneville Street  
Suffolk Parade  
Suffolk Road  
Suffolk Square  
Swindon Road  
Swindon Street

Thames Road  
The Grove  
The Park  
Townsend Street  
Trafalgar Street  
Trinity Lane

Vernon Place  
Vittoria Walk

Warwick Place  
Wellesley Road  
Wellington Lane  
Wellington Passage  
Wellington Road  
Wellington Square  
Wellington Street  
Well Place  
Well Walk  
Wendover Gardens  
West Approach Drive  
West Drive  
Western Road  
Whaddon Road  
Whitehart Street  
Winchcombe Street  
Wolseley Terrace  
Wyman's Road

## Un-named highways

- (1) Link Road known as Synagogue Lane extending in a southerly direction to the un-named road referred to in (2) below
- (2) Private link road leading from St. George's Place in a westerly direction to the un-named road known as Synagogue Lane referred to above and then in a southerly direction to Royal Well Lane
- (3) Footway between St. George's Road in a northerly direction to Royal Well Lane
- (4) Access road on the western side of Promenade running from St. George's Road in a south westerly direction to No. 119 Promenade
- (5) Link road and footway connecting Knapp Road and St Jame's Square
- (6) Footway running from Royal Well Place in a south westerly direction to Royal Well Lane
- (7) Access road on southeast side of Bayshill Road and running alongside Nos. 1-2 Bayshill Road
- (8) Access roads on northern side of St. George's Road and running alongside Nos. 13-27a and 29-87 St. George's Road
- (9) Access Road on eastern side of Malvern Road and running alongside Nos. 1-22 Malvern Road
- (10) The Parish Churchyard footways connecting High Street/Church Street/Chester Walk/Well Walk
- (11) Lane between Bloomsbury Street/Stoneville Street
- (12) Lane between High Street/Hereford Place
- (13) Lane between High Street/Normal Terrace
- (14) Lane between New Street/Knapp Road
- (15) Lane between Knapp Road/Chapel Street
- (16) Lane between New Street/High Street
- (17) Lane between Malvern Road and Overton Road
- (18) Lane between Park Street/Burton Street
- (19) Lane next to No. 117 High Street and known as Wellington Passage
- (20) Lane leading from North Place/Portland Street/Trinity Lane/Winchcombe Street
- (21) Adopted Lane between Lypiatt Road and Andover Road
- (22) Lane leading between Montpellier Walk/Montpellier Street/Royal Parade Mews
- (23) Lane between Bath Road/Wellington Street
- (24) Lane between St. James' Street (now known as St. John's Street)/Grosvenor Street
- (25) Lane between Lansdown Road/Lansdown Place Lane
- (26) Footway connecting Montpellier Street with Montpellier Walk
- (27) Footway connecting the footway (33) above to Inner Montpellier Walk
- (28) Paved areas on the southern end of Montpellier Walk adjacent to The Rotunda
- (29) Footways crossing Imperial Gardens
- (30) Footways crossing Montpellier Gardens



**Publicly owned open spaces (including parks, gardens (grassed or paved)/grass and open spaces, pleasure grounds, cemeteries, car parks etc)**

**Car Parks**

Bath Terrace  
Baynham Way  
Bennington Street / Henrietta Street  
Beechwood Place  
Chester Walk  
North Place  
Phoenix Passage  
Portland Street  
St Jame's Street  
Sherborne Place  
St George's Road  
Jessop Avenue  
Regent Arcade

**Parks / Gardens / Open Spaces / Play Areas: (grassed or paved)**

Agg Gardner's Play Area, in Pittville Park off Hudson Street  
Barrington Avenue Play Area, Barrington Avenue  
Beeches Playing Field, (incl play area and skateboard facility) Charlton Kings  
Benhall Play Area, in open space off Bibury Road  
Billings Way Play Area, Billings Way  
Brizen Recreation Ground Play Area and Skateboard area, Up Hatherley Way  
Burrows Play Area, Moorend Grove  
Caernarvon Park, Caernarvon Road, Up Hatherley  
Camberwell Road Play Area, off Fidlers Green Lane  
Chalford Avenue Play Area, off North Road  
Church Piece and the Grange Playing Field, Charlton Kings  
Chelt Walk Open Space and Play Area, off Princess Elizabeth Way  
Clarence Square  
Clyde Crescent Play Area  
Elm Farm Play Area, Springbank Road  
Elmfield Play Area, Elm Field Road  
Ewens Farm Play Area, Oak Avenue  
Fairview Open Space (incl play area), Selkirk Street  
George Readings Way Play Area, George Readings Way  
Hatherley Court Gardens, Hatherley Road  
Hatherley Park, Hatherley Court Road  
Hesters Way Park Play Area, off Princess Elizabeth Way  
Hillview Play Area, off Car Park at Hulbert Crescent  
Humpty Dumps Play Area, Old Reddings Road  
Imperial Gardens  
Jenner Gardens (ancient graveyard)  
Jessops Play Area, Royal Well Lane  
King George V Playing Field (incl play area), off car park, Edinburgh Place  
Lansdown Crescent Open Space (including play area)  
Leckhampton Lanes Play Area, The Spindles  
Montpellier Gardens (including play area)  
Naunton Park Play Area, Asquith Road

Neptune's Fountain and the Long Garden fronting Municipal Offices, Promenade  
Oldbury Close Play Area, Oldbury Close  
Pakistan House Play Area, off Seacombe Road  
Pates Avenue Play Area, Pates Avenue  
Pilgrove Way Play Area, Pilgrove Way  
Pittville Crescent Open Spaces  
Pittville Park (all including play area and skateboard area)  
Prestbury Playing Field Play Area, off Prestbury Road  
Priors Farm Playing Field, Imjin Road  
Queen Elizabeth II Recreation Ground (incl play area), King Alfred Way  
Salisbury Avenue Play Area, Salisbury Avenue  
Sandford Park  
Sandy Lane (including disused railway line), off Everest Road  
The Chase Play Area, Appleton Avenue  
Welch Road Playing Field, Springbank  
Wellington Square  
Whaddon Road Recreation Ground  
Winston Churchill Memorial Gardens (formerly St Mary's Cemetery) High Street / Market Street

**Privately owned areas such as bus stations, car parks, churchyards, grassed areas and gardens, forecourts, yards and doorways and commercial centres**

#### **Car Parks**

Cheltenham General Hospital, Sandford Road  
Cheltenham Spa Railway Station  
Cheltenham Town F.C., Whaddon Road  
Parklands Community Association, Wymans Road  
Sandford Park Lido, Keynsham Road

#### **Churchyards and lawned areas**

St Mary's Churchyard, Town Centre  
St Andrew's Churchyard  
Christchurch Grounds  
First Church of Christ

#### **Grassed Areas and Gardens**

##### **Forecourts, Grounds, Yards and Doorways**

Cheltenham General Hospital, Sandford Road – Grounds and approaches  
Cheltenham Spa Railway Station – forecourt and approaches  
Cheltenham Town F.C., Whaddon Road – forecourt and approaches  
Parklands Community Association – forecourt and approaches  
Sandford Park Lido, Keynsham Road – forecourt and approaches (excl all pool areas)  
The Quadrangle Building, Promenade – forecourt and approaches

## **Commercial Centres**

Beechwood Place Shopping Centre

Brewery Site, St Margarets Road / Monson Avenue – shared amenity space, partly covered mall, car park and approaches

Regent Arcade Shopping Centre

## **Bus Station**

Royal Well Bus Station

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**THE COMMON SEAL OF THE** )  
**CHELTENHAM BOROUGH COUNCIL** )  
affixed hereto on )  
the Nth day of NNNN 2004 )  
is authenticated by the undersigned )  
a person authorised by the said )  
Council to act for that purpose )

Seal Number

Head of Legal Services

DRAFT



**CHEL TENHAM**  
BOROUGH COUNCIL

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