

Introduction of Byelaws to

# **prohibit the consumption of alcohol in designated public places**

in the Scottish Borders

ENGAGEMENT BOOKLET AND QUESTIONNAIRE

17 JUNE - 29 NOVEMBER 2013

# CONTENTS

<b>BACKGROUND</b>	<b>3</b>
What do the Byelaws mean?	3
<b>DESIGNATED PUBLIC PLACES</b>	<b>4</b>
So does this mean there would be a penalty for drinking in public?	4
What about drinking during Common Ridings or in my own back garden?	4
Do other areas of Scotland have Byelaws?	4
In which areas of the Borders will the Byelaws be implemented?	4
<b>INVOLVEMENT</b>	<b>5</b>
Who was involved in developing the Byelaws?	5
Where can I find out more and/or get involved in discussions about the Byelaws?	5
<b>VIEWS</b>	<b>6</b>
How can I submit my views?	6
Got a question?	6
What happens after I submit my views?	6
<b>ENGAGEMENT</b>	<b>7</b>
Engagement on the Introduction of Alcohol Byelaws in the Scottish Borders	7

# BACKGROUND ENGAGEMENT BOOKLET AND QUESTIONNAIRE

Scottish Borders Council is asking members of the public to submit their views on proposed Byelaws Prohibiting the Consumption of Alcohol in Designated Public Places.

The public engagement process is open from **5pm on 17 June until midnight on 29 November 2013.**

## WHAT DO THE BYELAWS MEAN?

### The Byelaws would:

- provide an additional tool for the police to reduce anti-social behaviour through early intervention.
- allow the Council and its partners to meet the top priority of the Borders public, as identified in the 2008, 2009 and 2010 Scottish Borders Household Surveys, 'Making the Borders a safer place in which to live, work and visit'.
- help the Council and its partners to support the following five Licensing Objectives:
  - preventing crime and disorder
  - securing public safety
  - preventing public nuisance
  - protecting and improving public health
  - protecting children from harm.

# DESIGNATED PUBLIC PLACES

## SO DOES THIS MEAN THERE WOULD BE A PENALTY FOR DRINKING IN PUBLIC?

If Byelaws were implemented in certain areas of the Borders, the police would have the power to issue a fine of up to £500 if an individual was found to be consuming alcohol in a designated public place.

## WHAT ABOUT DRINKING DURING COMMON RIDINGS OR IN MY OWN BACK GARDEN?

**The proposed Byelaws would NOT apply for:**

- the Border Common Ridings and local Summer Festivals
- Hogmanay - New Year's Eve
- licensed establishments e.g. Beer gardens
- private homes e.g. back garden barbeques etc.

## DO OTHER AREAS OF SCOTLAND HAVE BYELAWS?

Scottish Borders Council is the only council in Scotland not to have such Byelaws in place. The Byelaws already apply in 480 towns and villages across Scotland.

## IN WHICH AREAS OF THE BORDERS WILL THE BYELAWS BE IMPLEMENTED?

The designated areas have not yet been determined. The Council is asking for your views on whether you think the Byelaws should only be applied to certain towns.

# INVOLVEMENT

## WHO WAS INVOLVED IN DEVELOPING THE BYELAWS?

The proposed Byelaws are based on the National Model Byelaws. Officers from Scottish Borders Council, Alcohol and Drugs Partnership and Police Scotland have considered and developed these proposals.

## WHERE CAN I FIND OUT MORE AND/OR GET INVOLVED IN DISCUSSIONS ABOUT THE BYELAWS?

**The proposed Byelaws will be discussed at the following Area Forums and members of the public are welcome to attend:**

- **CHEVIOT** - Wednesday 6 November 2013
- **EILDON** - Wednesday 13 November 2013
- **TEVIOT & LIDDESDALE** - Tuesday 19 November 2013
- **BERWICKSHIRE** - Monday 25 November 2013
- **TWEEDDALE** - Wednesday 27 November 2013.

Venues and times will be confirmed nearer the time, so please check [www.scotborders.gov.uk/areaforums](http://www.scotborders.gov.uk/areaforums) or call 0300 100 1800 for details.

You can also consult your local Community Council. They will be considering this between now and the time of your local Area Forum meeting in November.

# VIEWS

WE ARE KEEN TO HEAR YOUR VIEWS ....

## HOW CAN I SUBMIT MY VIEWS?

### BY HAND

Complete the attached questionnaire and hand it into any SBC office or venue.

### BY POST

Complete the attached questionnaire and post it to the address below:

#### CORPORATE GOVERNANCE

Scottish Borders Council | Council Headquarters | Newtown St Boswells  
MELROSE | TD6 0SA

### ONLINE

visit [www.scotborders.gov.uk/consultations](http://www.scotborders.gov.uk/consultations) and complete the online survey.

Please remember you can visit any one of our libraries to use the internet free-of-charge.

## GOT A QUESTION?

**If you have a query about the Byelaws you can:**

email: [legal@scotborders.gov.uk](mailto:legal@scotborders.gov.uk) | tel: 01835 825002 or 01835 825006

## WHAT HAPPENS AFTER I SUBMIT MY VIEWS?

Once this engagement process closes at midnight on **29 November 2013**, all the responses received will be analysed by SBC and will inform a report to council scheduled for early 2014. This report will contain recommendations for the development of the Byelaws. There will then be a formal Statutory Consultation process. The Byelaws will then need the approval of Scottish Ministers to allow them to be implemented.

# ENGAGEMENT

## ON THE INTRODUCTION OF ALCOHOL BYELAWS IN THE SCOTTISH BORDERS

17 JUNE 2013 TO 29 NOVEMBER 2013

Please tick relevant box

1. **Do you think Byelaws prohibiting the consumption of alcohol in designated public places in the Scottish Borders should exist?** (These Byelaws do not apply to private spaces like a back garden or any outdoor licensed area like a licensed beer garden)

YES

NO

MAYBE

Do you have any comments about having the Byelaws in place?

2. **The proposed exemptions to the Byelaws are 1) Border Common Ridings and local Summer Festivals, 2) Hogmanay - New Year's Eve.**

YES

NO

MAYBE

Do these exemptions make sense?

3. **Should the Byelaws apply to towns with 1500 people or more?** (Hawick, Galashiels, Peebles, Kelso, Selkirk, Jedburgh, Innerleithen, Eyemouth, Duns, Tweedbank, Melrose, Coldstream, Earlston)

YES

NO

MAYBE

4. **Should the Byelaws also apply to towns with 500 to 1500 people?** (West Linton, Lauder, Newtown St. Boswells, Chirnside, St. Boswells, Newcastleton, Yetholm, Coldingham, Walkerburn, Clovenfords, Eddleston, Stow, Greenlaw, Ayton, Cardrona)

YES

NO

MAYBE

5. Do you have any comments regarding where the Byelaws should be applied?

6. Do you have any other comments regarding the potential Byelaws?

Please tick relevant box

<b>7. What area of the Scottish Borders do you live in?</b>	<input type="checkbox"/>
<b>Berwickshire</b> (Towns - Eyemouth, Duns, Coldstream)	<input type="checkbox"/>
<b>Cheviot</b> (Towns - Kelso, Jedburgh, Yetholm)	<input type="checkbox"/>
<b>Eildon</b> (Towns - Galashiels, Selkirk, Lauder, Melrose)	<input type="checkbox"/>
<b>Teviot and Liddesdale</b> (Towns - Hawick, Denholm, Newcastleton)	<input type="checkbox"/>
<b>Tweeddale</b> (Towns - Peebles, Innerleithen, West Linton, Walkerburn)	<input type="checkbox"/>
<b>Outwith the Scottish Borders</b>	<input type="checkbox"/>

8. Are you happy for your comments to be publicly available?  YES  NO

If you would like your name to be attributed to the comments please give your details below.

THANK YOU FOR YOUR COMMENTS  
COMMENTS WILL BE ACCEPTED FROM 5PM ON  
17 JUNE UNTIL MIDNIGHT ON 29 NOVEMBER 2013

