



# **CITY OF WESTMINSTER**

## **DRAFT BYELAWS FOR GOOD RULE AND GOVERNMENT** **(No.3)**

Byelaws made under section 235 of the Local Government Act 1972 by the Council of the City of Westminster for the good rule and government of the City of Westminster and for the prevention and suppression of nuisances.

### **INTERPRETATION**

1. In these Byelaws:

“the Council” means the Council of the City of Westminster;

“distribute free refreshments” means give them out or offer to make them available to, members of the public;

“health authority” means a Strategic Health Authority, a Primary Care Trust, an NHS trust, a Special Health Authority, an NHS foundation trust or a Local Health Board;

“public place” means any street, road, square, piazza, doorway, forecourt, courtyard, bridge, stairway, walkway or other similar place in the open air to which the public have or are permitted to have access, whether with or without payment;

“refreshments” includes food or drink;

refreshments are “free” if they are distributed without charge to the persons to whom they are distributed.

### **EXTENT**

2. These Byelaws apply to those areas in the City of Westminster identified in the Schedule and shown edged in red on the plan attached.

### **LYING DOWN AND SLEEPING ETC**

3. (1) No person shall lie down or sleep in or on any public place.
- (2) No person shall at any time deposit any materials used or intended to be used as bedding in or on any public place.

### **DISTRIBUTION OF FREE REFRESHMENT**

4. (1) No person shall distribute any free refreshment in or on any public place.
- (2) No person shall knowingly permit any person to distribute any free refreshment in or on any public place.

### **EXEMPTIONS**

5. Byelaw 4 does not apply to the distribution of free refreshments -
  - (a) to persons taking part in a sporting event;
  - (b) on any premises on which there is in force a premises licence under Part 3 of the Licensing Act 2003 or a temporary event notice under section 100 of the same Act;
  - (c) if the distribution is of samples of refreshments and is carried out for marketing purposes on land adjacent to retail premises in which the same refreshments are available for sale;
  - (d) by the Council or any health authority (or any person acting on behalf of the Council or any health authority) exercising powers to protect public health.

### **PENALTY**

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

## SCHEDULE

The designated area is that shown on the map attached to the application, and described below:

### **Red boundary line:**

**NOTE: All references should be taken from the building line. See plan.**

Starting at point A: From Buckingham Gate (north side) at the junction with Birdcage Walk, head south along Buckingham Gate to the junction with Vandon Street as marked as Point B. From this point head east along Vandon Street (north side) to the junction with Caxton Street (Point C). From Point C head east along Caxton Street (north side) to the junction of Broadway (Point D). From Point D, the head south down Broadway (east side) to junction of Victoria Street (Point E). From Point E head west along Victoria Street (south side) to the junction with Artillery Row (Point F). From Point F head south down Artillery Row (east side) continuing on to Greencoat Place (east side) to the junction with Greencoat Row (Point G). From Point G, head south down Greencoat Place (east side) to the junction with Willow Place (Point H). From Point H head south along Willow Place (east side) to the junction with Vauxhall Bridge Road (Point I). From Point I head north along Vauxhall Bridge Road to the junction with Neathouse Place (Point J). From Point J head west through Neathouse Place (north side) to the junction with Wilton Road (Point K). From Point K head north up Wilton Road (west side) to the junction of Terminus Place (Point L). Then head north across Terminus Place (north side) and across Victoria Street to the junction Allington Street (east side) and Victoria Street (north side) to Point M. From Point M, head east along Victoria Street (north side) to the junction with Bressenden Place (Point N). From Point N, head north along Bressenden Place (west side) to the junction with Buckingham Place Road (Point O). From Point O head north along Buckingham Gate (west side) to junction with Birdcage Walk to Point A.

THE COMMON SEAL OF WESTMINSTER

CITY COUNCIL was hereunto affixed

This        day of                2011

in the presence of:

Peter Large

Head of Legal Services