

Management Committee

6 March 2018

Anti-Social Behaviour related Public Spaces Protection Order

For Recommendation To Council

Briefholder

Cllr Francis Drake

Senior Leadership Team Contact:

S Hill, Strategic Director

Report Author:

P Davies, Licensing and Community Safety Manager

Statutory Authority

Anti-social Behaviour Crime & Policing Act 2014

The Anti-Social Behaviour Crime and Policing Act 2014 enables Local Authorities, following consultation with the public, to make local Public Spaces Protection Orders (PSPOs). A PSPO can be made if a Council is satisfied on reasonable grounds that activities carried out, or likely to be carried out, in a public place:

- i. have had or are likely to have a detrimental effect on the quality of life of persons in those areas;
- ii. is or is likely to be persistent and continuing in nature;
- iii. is or is likely to be unreasonable; and
- iv. justifies the restriction to be imposed.

Purpose of Report

- 1 To report on the recommendations of the Policy Development Committee in respect of introducing a Public Space Protection Order (PSPO) to assist the Council in tackling anti-social behaviour (ASB) within areas of Weymouth and Portland, and for your committee to consider recommending the making of the Order to Full Council.

Recommendations

- 2 That your committee agree the Anti-Social Behaviour provisions contained within the draft Public Space Protection Order and recommend the Order to Full Council.

Reason for Decision

- 3 To act upon the recommendations of Policy Development Committee and help provide a safe and pleasant environment in the Borough.

Background and Reason Decision Needed

- 4 Policy Development Committee considered a report (Appendix A) regarding the need to make a Public Spaces Protection Order within areas of Weymouth and Portland to assist the Council and partner agencies in tackling ASB. The report proposed 4 controls on:
 - a. Alcohol related ASB
 - b. Begging related ASB
 - c. Intentional feeding of gulls
 - d. Cycling on The Esplanade
- 5 Due to the complexity of each individual proposal, the chair agreed that it would be best to consider each proposal in turn, this is reflected in the minutes of the meeting (Appendix B).
- 6 In discussing the proposals, Members wanted to ensure that the PSPO would tackle the individual behaviour and not target groups of individuals or vulnerable people. Members also wanted to ensure that there was clear signage where appropriate and an awareness campaign to support the aims of the PSPO.
- 7 Members further agreed that any concerns in relation to the provisions such as begging or cycling should be handled by way of a review period. A report with information on the performance of the Order should be brought to the committee within 12 months of taking effect.
- 8 Following the discussions the committee approved all four provisions and made the following decisions:
 - (a) that the need for an Anti-Social Behaviour Public Spaces Protection Order be agreed;
 - (b) that the proposed provisions as set out within the report (as amended) be approved;
 - (c) a report with information on the performance of the Order be brought to the Committee within 12 months of taking effect.
9. The draft Order is attached as Appendix C. The Equalities Impact Assessment is attached as Appendix D.

Implications

Corporate Plan

- 10 This Order contributes to Empowering Thriving and Inclusive Communities and Improving Quality of Life.

Financial

- 11 Additional signage will need to be displayed at certain locations to inform the public. The cost of this will be met within existing budget.

Equalities

- 12 An Equalities Impact Assessment has been completed.

Environmental

- 13 The Order will help contribute to maintaining a safe and pleasant environment.

Human Resources

- 14 The Order does create additional staff duties for the Council. These will be accommodated within the existing establishment. There is a proposal to establish a Community Safety Accreditation Scheme and scheme officers would be at the forefront of enforcement in Weymouth town centre.

Consultation and Engagement

- 15 The proposal has been developed following a 12 week public consultation exercise, the results of which can be found at Appendix A. 800 responses were received. 83% of the respondents currently live in Weymouth and Portland. Results will be published on the council's website www.dorsetforyou.com

Appendices

- A – Report to Policy Development Committee 19 February 2018
- B – Minutes of Policy Development Committee 19 February 2018
- C – Draft ASB Public Space Protection Order
- D – Equalities Impact Assessment

Background Papers

Anti-Social Behaviour, Crime and Policing Act 2014
Anti-Social Behaviour, Crime and Policing Act 2014: Reform of Anti-Social Behaviour Powers, Home Office Statutory Guidance for Front Line Professionals, updated December 2017
WPBC Corporate Plan 2016-2019

Footnote

Issues relating to financial, environmental, economic and equalities implications have been considered and any information relevant to the decision is included within the report.

Report Author: Peter Davies, Licensing & Community Safety Manager

Telephone: 01258 484141

Email: pdavies@dorset.gov.uk

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