



NORTH AREA COMMITTEE



AGENDA

To: City Councillors: Todd-Jones (Chair), Price (Vice-Chair), Abbott, Austin, Bird, Gawthrope, O'Reilly, Perry, Pitt, Sarris, M. Smart and Tunnacliffe

County Councillors: Manning, Onasanya, Sales and Scutt

Dispatched: Wednesday, 22 October 2014

Date: Thursday, 30 October 2014

Time: 6.30 pm

Venue: Farnsworth Hall Chesterton Community College, Gilbert Road
Cambridge CB4 3NY

Contact: Toni Birkin

Direct Dial: 01223 457013

- 1 **Apologies For Absence**
- 2 **Welcome And Introduction (Including Declarations Of Interest)**

'You Said, We Did, You Want To Know'

- 3 **To Confirm What Was Said (Minutes) At The Last Meeting And What We Have Done (Action List) (Pages 5 - 32)**

Community Forum – Join In The Discussion About These Items

- 4 **You Want To Know (Open Forum)**
- 5 **Environmental Data Reports (Pages 33 - 46)**

- 6** **NAC S106 Devolved Decision-Making: Taking Stock and Moving Forward** (*Pages 47 - 52*)

- 7** **Anti-Social Behaviour, Crime and Policing Act 2014** (*Pages 53 - 82*)

Meeting Information

Open Forum Members of the public are invited to ask any question, or make a statement on any matter related to their local area covered by the City Council Wards for this Area Committee. The Forum will last up to 30 minutes, but may be extended at the Chair's discretion. The Chair may also time limit speakers to ensure as many are accommodated as practicable.

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NORTH AREA COMMITTEE28 August 2014
6.00pm - 7.33 pm

Present: Councillors Todd-Jones (Chair), Price (Vice Chair), Pitt, Tunnacliffe, Abbott, Austin, Bird, Gawthrope, Perry, Sarris, M. Smart

Officers Present:

Principal Planning Officer: Tony Collins

Committee Manager: Glenn Burgess

FOR THE INFORMATION OF THE COUNCIL**14/60/NAC Apologies for Absence**

Apologies were received from Councillor O'Reilly.

Thanks were expressed to Councillor Price for Chairing the planning part of the North Area Committee.

14/61/NAC Declarations of Interest (Planning)

Item	Councillor	Interest
14/63b/NAC	Price	Personal: Had met with the objectors to discuss the flooding issue.
14/63d/NAC	Bird	Personal: Had spoken with the shop owner.
14/63d/NAC	Austin	Personal: Had been to both properties.
14/63d/NAC	Sarris	Personal: Had spoken with the property owner.
14/63d/NAC	Manning	Personal: Had helped to arrange the transport assessment and had made representation on the application. As a County Councillor Councillor Manning did not take part or vote on this application.
14/63g/NAC	Price	Personal: Had spoken with the neighbour regarding the issue.

14/62/NAC Minutes (Planning)

The Minutes for the meeting of the 3 July 2014 were agreed and signed as a correct record.

14/63/NAC Planning Items**14/63a/NAC - 14/0614/FUL - 38 Chesterton Hall Crescent**

The Committee received an application for full planning permission.

The application sought approval for retrospective change of use from C3(a) to C1 - provision of 3 bedroom bed & breakfast amenity.

The applicant addressed the Committee in support of the application.

Resolved (unanimously) to grant the application for planning permission in accordance with officer recommendation, for the reasons set out in the officer report, subject to the conditions recommended by the officers.

14/63b/NAC - 14/0518/FUL - Land Rear of 243, 245 & 247 Milton Road

The Committee received an application for full planning permission.

The application sought approval for the erection of a detached dwelling with associated garage on land to the rear of no.243, 245 and 247 Milton Road.

The Committee received representations in objection to the application from Mrs Barham and Mr Baxter.

The representations covered the following issues:

- i. Flooding issue due to insufficient surface water drainage.
- ii. Overlooking and loss of privacy.
- iii. Concern regarding the timing of the plans and inaccuracies in the drawings.

Mr Webb addressed the Committee on behalf of the applicant and in support of the application.

Resolved (unanimously) to grant the application for planning permission in accordance with officer recommendation, for the reasons set out in the officer report, subject to the conditions recommended by the officers - including an additional condition regarding surface water drainage.

14/63c/NAC - 14/0890/FUL - 127 Milton Road

The Committee received an application for full planning permission.

The application sought approval for the erection of 4No 1 Bedroom Apartments.

The Committee received representations in objection to the application from Mr Lake and Mr Lockhart-Thomas.

The representations covered the following issues:

- iv. Loss of light.
- v. Loss of neighbour amenity.
- vi. Unsuitable access for emergency vehicles.
- vii. Contravenes 3/10 of the Cambridge Local Plan.
- viii. Parking and safety issues.
- ix. Not in keeping with the area.
- x. Design of Pye Alley would result in dangerous blind exit to the shops on Milton Road.

Mr Ball addressed the Committee on behalf of the applicant and in support of the application.

The Committee:

Resolved (by 5 votes to 1) to reject the officer recommendation to approve the application.

Resolved (by 7 votes to 0) to refuse the application contrary to the officer recommendations for the following reasons:

1. Due to its height and position close to properties in Mulberry Close, the proposal would cause unacceptable harm to the residential amenity of neighbours through visual dominance and sense of enclosure. The proposal therefore fails to comply with policy 3/4 and 3/12 of the Cambridge Local Plan (2006) and government guidance in the National Planning Policy Framework (2012).
2. The proposal provides inadequate car parking space (including space for disabled residents and visitors) for the occupiers of the existing and proposed residential units, contrary to policies 3/10 and 8/10 of the Cambridge Local Plan (2006).

14/63dNAC - 14/0447/FUL - 192 Green End Road

The Committee received an application for full planning permission.

The application sought approval for change of use from motor bike show room to supermarket with cafe [without cooking facilities] and installation of air compressor unit (retrospective).

Resolved (unanimously) to grant the application for planning permission in accordance with officer recommendation, for the reasons set out in the officer report, subject to the conditions recommended by the officers and the following additional pre-committee condition:

Within one calendar month of the receipt of the Decision Notice an Acoustic Report and Mitigation Strategy relating to the plant shall be submitted to the Local Planning Authority for approval. Within one calendar month of the written approval of the submitted Acoustic Report and Mitigation Strategy, or in accordance with a timetable agreed with the Local Planning Authority, the Mitigation Strategy shall be carried out and a Commissioning Certificate submitted to the Local Planning Authority. The development shall be implemented in accordance with the approved Mitigation Strategy in perpetuity and the equipment shall be maintained in accordance with the manufacturer's recommendations.

Reason: In the interests of residential amenity. (Cambridge Local Plan 2006, policy 4/13)

14/63e/NAC - 14/0936/FUL- Garages 301-326 Hawkins Road

The Committee received an application for full planning permission.

The application sought approval for the demolition of existing garages (26 No.) and erection of residential units, all of affordable tenure. The proposal shows 9 units in total. 3 No. 2 Bed houses, 2 No. 3 Bed houses and 4 No. 1Bed flats, with associated car parking, and private and shared amenity space. This is as part of the Cambridge City Council Affordable Housing Framework.

Resolved (unanimously) to defer the application until Planning Committee 1st October 2014, because representations made by neighbours had not reached the Case Officer.

General Items**14/63f/NAC - PLANNING ENFORCEMENT CONTROL ENFORCEMENT NOTICE REPORT: Citygate, Woodhead Drive, Cambridge**

The Committee received a report recommending that enforcement action be authorised in respect of the breach of planning condition.

Mr Merritt spoke in support of enforcement action.

Resolved (unanimously) that enforcement action be authorised in respect of the breach of planning condition.

The meeting ended at 7.33 pm

CHAIR

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NORTH AREA COMMITTEE

28 August 2014
7.43pm - 9.24 pm

Present: Councillors Todd-Jones (Chair), Price (Vice Chair), Pitt, Tunnacliffe, Abbott, Austin, Bird, Gawthrop, Perr, Sarris, M. Smart

County Councillors: Manning

Officers present:

Safer Communities Section Manager: Lynda Kilkelly
Committee Manager: Glenn Burgess

Others present:

Acting Inspector: Jason Wragg

FOR THE INFORMATION OF THE COUNCIL

14/64/NAC Apologies for absence

Apologies were received from County Councillors Onasanya, Sales and Scutt.

Apologies were also received from City Councillor O'Reilly.

14/65/NAC Welcome and Introduction (including Declarations of Interest)

The Chair welcomed the public and explained the format of the meeting.

14/66/NAC TO CONFIRM WHAT WAS SAID (MINUTES) AT THE LAST MEETING AND WHAT WE HAVE DONE (ACTION LIST)

The following additions/amendments (noted *below*) were proposed:

14/40/NAC Open Forum (*Jesus Green Bridge*) –

Cost of repairs to bridge at Jesus Green: Councillor Manning confirmed that the cost was likely to be around £330,000 ~~and would form part of the railway station project.~~

Improvement to communication regarding future work projects: Councillor Onasanya confirmed that she had spoken with officers and had been assured that communication had been as wide as possible. Officers requested feedback from the public where they thought consultation and communication could have been improved. Councillor Manning said that the road works on Milton Road for the guided busway extension to the new station would be a good example of communication and how it worked or didn't work.

14/57/NAC BMX Track at Brown's Field:

Councillor Manning expressed regret about the delay on a project designed for young people being scaled down, and the message this sends to them given comments in the reports/meetings which imply that teenagers will bring ASB.

Officers were asked to look at an area which could be devoted to teenagers/older children - potentially resurrecting the parkour idea and combining this with a street biking facility. The underpass on Elizabeth Way with Newmarket Road was suggested as a potential location that wouldn't need much work and which was far away from residential properties.

14/56/NAC - Open Forum (Mr Taylor's question)

Richard Taylor: Has the safety assessment for the junction between Milton Road and the new development between Milton Road and Woodhead Drive, which was required under a planning condition, been carried out?

It was also requested that full details of the Environmental Improvement Schemes (14/59/NAC), be included in the minutes.

With these minor amendments the Minutes for the meeting of the 3 July 2014 were agreed and signed as a correct record.

An updated Action Sheet was circulated to the Committee and made available for members of the public.

Members requested that the following also be added:

- i. Update on the development at Mitcham's Corner
- ii. Update on the bid for a Tesco Express in East Chesterton

14/67/NAC Frequency of Future North Area Committee Meetings

Resolved (unanimously) to:

Retain the scheduled meeting dates for 2014/15 and revise the frequency at start of 2015/16 municipal year.

14/68/NAC YOU WANT TO KNOW (OPEN FORUM)

Michael Bond: The recent introduction of parking restrictions in the De Freville area has resulted in commuters invading the streets north of Milton Road. This means that those needing to get to Milton Road Library by car have access to only one disabled parking bay for most of the day. Can a time restriction be introduced outside of the library?

Councillor Manning agreed to raise the issue with the relevant County Ward Councillors and feedback at a future next meeting. It was suggested that this could also be raised at a future Joint Area Committee meeting, but this would depend on timescales.

Kay Harris: We have been continuously informed that there would be no disruption or extra traffic flow to the Milton Road area as a result of the construction of the new railway station.

Would Councillors like to comment on the chaos that presently exists and the length of time that has to be added to our journeys?

Councillor Manning responded that the situation was currently unsafe for both pedestrians and cyclists. Whilst the County Council had contracted Balfour Beatty to undertake the work, they had sub-contracted the traffic flow work to another contractor.

Councillor Manning confirmed that he was addressing the issue at a senior officer level and would feedback at a future meeting.

Councillor Price responded that, whilst the Committee had strongly argued for assurances regarding parking issues once the station was complete; he felt it inevitable that there would be minor disruption during the construction phase.

Councillor Manning confirmed that there was at least £50,000 in the station project fund to address parking issues.

The Chair suggested a full officer update at a future meeting.

Lil Speed: I am concerned about the trees and bushes that are overhanging the pavements in Kendal Way. I have also phoned the County Council six times to report potholes and nothing has been done.

Councillor Manning confirmed that he had reported the overhanging trees and bushes and would discuss the issue in more detail with Ms Speed outside of the meeting.

Doug Whyte: I have been progressing with City Council officers the improvements to Buchan Street shopping area. Landscape architecture, blocked gutters and drain improvements are all progressing well.

Councillor Price thanked Mr Whyte for his persistence on this issue.

Michael Bond: The path at the low point across Pye recreation area is prone to flooding. Could this be looked at please, or possibly be turned into a permanent water feature?

Councillor Bird confirmed that she had put forward plans for a Splash Pad in Pye recreation area.

Local resident: I have concerns about the joint pedestrian and cyclist use areas on Milton Road. With two schools in this area it is becoming very dangerous for pedestrians and clearer lines are needed to distinguish the shared space.

Councillor Pitt responded that a review of signage and labelling on Milton Road was being undertaken by the County Council. A new scheme was expected soon and residents would receive information leaflets in due course.

Councillor Sarris highlighted that this was a problem across the North of the City and should be put forward as a Police priority.

Councillor Smart, as the City Councils Lead Councillor for Cycling, responded that the City Council would also be looking at the issue. The County Council's policy on shared space added to the problem and improvements to signage and education in schools could be beneficial.

14/69/NAC Policing & Safer Neighbourhoods

The Committee received a report from Acting Inspector Wragg regarding Policing and Safer Neighbourhood Trends.

The report outlined actions taken since the North Area Committee of the 8 May 2014. The current emerging issues/neighbourhood trends for each ward were also highlighted (see report for full details).

Members of the public and members of the committee made the following comments:

Councillor Price: Is the increasing in violent crime due to better reporting methods?

Acting Inspector Wragg: A lot of officer discretion has been taken out of the reporting system and this could be one reason that the figures for violent crime appear to have gone up. Anti-Social Behaviour (ASB) figures have decreased and it is felt that these incidents are now being recorded as violent crime instead. To emphasise this, the A&E department has not reported any increase in this type of incident.

Safer Communities Section Manager: As this is a pattern across the City, the Alcohol and Violent Crime Group are undertaking some detailed analysis on the figures.

Councillor Sarris: Is there any more detail on the high number of needle finds in Nuffield Road?

Safer Communities Section Manager: This was an unusual case that I am unfortunately unable to go into more detail on, however no-one was put at risk. With a large find such as this a lot of work is undertaken with the ASB team to identify the users involved.

Councillor Benstead (Chair of City Council Licensing Committee and member of East Area Committee): How much of the ASB and alcohol related crime is associated with the Mitcham's Corner area of West Chesterton?

Acting Inspector Wragg: As the area is heavily policed and a lot of enforcement work is undertaken with licenced premises, surprisingly little is directly associated with Mitcham's Corner. What ASB is present is mostly low level.

Councillor Pitt: Burglary is still a concern in the area.

Acting Inspector Wragg: Lots of day to day work is undertaken in this area, and it is a local priority in the North and the East.

Councillor Bird: 'Laughing gas' canisters are still being found in the area. What is being done to address this?

Acting Inspector Wragg: The Police are making ongoing enquiries and retail premises have been spoken to. It is not illegal to have these canisters but it is illegal to sell them to under 18's.

Lil Speed: I am concerned that we will be losing our PCSO. Engagement with local residents is important and it would be a good idea to set up more Street Surgeries.

Acting Inspector Wragg: Two additional PCSO's will be starting in the area shortly and will engage with local residents as part of their regular patrols. Street Surgeries have been held in Arbury Court but unfortunately they were not well attended.

Michael Bond: Nitrox Oxide canisters are an ongoing issue and are very dangerous. So called 'legal highs' are simply substances that have not been properly tested and education is needed to address the problem.

This comment was noted.

Councillor Sarris: It is hard to address the issue unless the Police can identify who is selling the product. The Metropolitan Police are working with Trading Standards to address the issue which is a good way forward.

This comment was noted.

Mr Whyte: The redesigned Hills Road junction has not been a success. The lack of a filter lane causes delays.

This comment was noted.

Shirley Fieldhouse: The 20mph limit on Green End Road has resulted in slower traffic and has been successful.

This comment was noted.

Resident: More publicity regarding Area Committee meetings is required. I had no idea that they happened.

This comment was noted.

Councillor Manning: I have looked at successful traffic schemes in New York and will report back to a future meeting.

This comment was noted.

Acting Inspector Wragg thanked the Chair for his letter regarding enforcement and penalty notices for vehicles parking on pavements and causing an obstruction. It was noted that the bulk of enforcement work in this area was undertaken by the County Council and local bye-laws were in place to help address the issue. The Police become involved if there is a specific obstruction caused, but unfortunately an 'obstruction' can be difficult to define.

Councillor Smart: Are the Police actively enforcing the new 20mph limits in the City?

Acting Inspector Wragg: As this has been a recent change it is taking time to embed within the City. Education is the first step but enforcement is taken where necessary. With regards to cyclists, every winter a scheme is undertaken to educate about the dangers of having no lights.

Councillor Smart: Does this mean that a softer approach is taken with cars compared to cycles?

Acting Inspector Wragg: No. Speeding tickets for cars are also given out routinely as part of the Police's day to day work. The Police do not take a side in the car vs cycle debate.

Councillor Manning: A dangerous driver is of more concern than a dangerous cyclist. The Association of Chief Police Officer (ACPO) guidance on pavement cyclists should be followed.

Acting Inspector Wragg: Poor signage and dangerous roads can lead to cyclists using the pavements and we therefore follow the ACPO guidance and use discretion where required.

Councillor Sarris: It is a difficult balance as many members of the public do have safety concerns regarding ASB cycling on pavements.

This comment was noted.

Councillor Austin: Cycle theft in the City is a big issue and it is now becoming more and more difficult to get cost effective bike insurance because of this.

It was agreed that separate votes would be taken on the recommendations.

The Committee:

Resolved (unanimously) to prioritise the following:

- i. Continue with the work against drug dealers: this is a situation which could easily escalate and attracts other, potentially more serious, criminality. As an organisation, we are now putting more resources into this and linking with other Forces; the Met being one.
- ii. Continue with the support of the 20mph limit to assist in embedding it in local culture.

Councillor Todd-Jones proposed the following amendment to recommendation iii):

Delete and replace with:

Address cycle crime: this has gone up and focussing on this will also assist in addressing anti-social cycling

3 members voted in favour of this proposal

Councillor Sarris proposed the following amendment to recommendation iii):

Delete and replace with:

Address cycle crime and anti-social cycling

8 members voted in favour of this proposal

Councillor Manning proposed the following amendment to recommendation iii):

Delete and replace with:

Address cycle crime

1 member voted in favour of this proposal

The Committee:

Resolved to prioritise the following:

iii. Address cycle crime and anti-social cycling.

The meeting ended at 9.24 pm

CHAIR

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COMMITTEE ACTION SHEET

Committee	North Area Committee
Date	
Circulated on	
Updated on	20 / 10 / 14

ACTION	LEAD OFFICER/MEMBER	TIMESCALE	PROGRESS
Trees on Milton Road affected by the bus route			Added to the Action Sheet at the request of Councillor Pitt – and with the agreement of the committee on 3 July 2014.
Developer Contributions and Devolved Decision Making - First Round Priority-Setting for Play Area Improvement	Alistair Wilson, Streets and Open Spaces Asset Manager	Final update requested when projects out to consultation / delivered	To follow: Claire Tunncliffe e-mailed for an update on 14/05/14
13/81/Open Forum (12) Request action from County Council to improve cycle signage in the North Area.	Councillor Onasanya	Additional updates provided	<p>Update: Mike Davies, Team Leader - Cycling Projects</p> <p>I have been following the North Area Committee's discussions about cycle signage and lack of clarity etc. Dugald Peebles has been talking to a colleague of mine, and I have given the matter some further thought. It seems to me that to look into this properly is quite a large piece of work, and indeed Cambridge Cycling Campaign and various bloggers have created a large resource of information that we need to review, as well as inspecting on site and comparing with what we believe is shared use and what isn't.</p> <p>I therefore propose to give this 'project' to a new member of staff who is due to start here in March. I would hope that a report with recommendations and details of new signs and markings needed will be ready by July. We will then work with maintenance colleagues to put new signs/markings in place and we'll work to</p>

Page 2

			<p>deploy new areas as shared use or indeed to take away shared use provision in other places.</p> <p>Where Milton Road is concerned it seems that there are different 'eras' of signage there, and as one scheme has gone in the older scheme has not been reviewed.</p> <p>This probably sounds like a long way away, but at least the whole issue will then be wrapped up and dealt with properly – On-going</p> <p>Update from Cllr Onasanya (at 3 July meeting)</p> <p>Draft plan based on the initial survey has been received. Whilst not a definitive map – it is an indication of 'work in progress'</p> <p>Update from Cllr Onasanya post meeting</p> <p>I was advised that information had come back to confirm the Traffic Regulation Orders in place on Milton Road, in other words this tells me where you can legally cycle on the footway.</p> <p>Armed with this information, they have advised they now need to double check what is on the ground and then to tweak our proposals for improving signage.</p> <p>They have apologised that this is all taking a while, but advised that this is because it has to compete with other issues that , given certain funding deadlines, have taken priority at the moment.</p> <p><u>Update October 2014</u> <u>The County are looking at making the existing off-road provision for cyclists on Milton Road clearer.</u> <u>Please find attached proposals for new signage/removing existing signage. See attached details of what exactly is proposed</u></p>
14/9/NAC Open Forum – Request use of enforcement	County Councillor Onasanya		Consultation completed. Results and any further action to follow. 8 th April - Update in respect of the pavement parking, Philip

<p>vehicle and penalty notices for pavement parking that causes an obstruction</p>			<p>Hammer has advised that Civil Parking Enforcement Powers (legislation under the Traffic Management Act 2004) that the Council use are essentially based around "signs and lines". As such the Police still retain the right to enforce against illegal parking and Mr Hammer has advised that if the Police insist we should address parking where no restrictions are in place, to give them his details and he will clarify the matter with them.</p> <p>His details are as follows: Philip.Hammer@cambridgeshire.gov.uk</p> <p>Update from Cllr Manning (at 3 July meeting)</p> <p>Suggested Committee write to Community Safety Partnership for an update.</p> <p>Letter has been sent</p>
<p>14/13/NAC – Speed awareness courses for 30pmh offences. Who will provide them and will they be offered locally.</p>	<p>Councillor Ward</p>		<p>Update: This matter would remain on the action sheet to allow Officers to discuss the matter further with the Police.</p> <p>There is a local provider of speed awareness courses, and drivers don't have to take them in Cambridge. Details of the company to follow.</p> <p>However whilst national rules allow for speed awareness courses for 20mph violations there is currently no local course set up. Police are investigating what needs to be done to achieve this, and Councillor Ward will report back later - On-going</p>
<p>14/26/NAC - Tree roots opposite Co-op Green End Road causing trip hazard</p>	<p>Councillor Manning</p>		<p>Update: Additional tree has been added to the list for remedial work but the item is still on-going.</p> <p>Further update: given the cost and the fact that there is now an EIP in that area, and a project I have got added to the Northern Area Corridor Transport Plan pot, it will be done as part of one of these. Officers have confirmed this won't affect either project (in terms of adding extra cost or stopping elements from being done).</p>
<p>14/40/NAC Open Forum -</p>	<p>Councillor Manning</p>		<p>Update: E-mailed County Cllr Cearns (West / Central Area</p>

<p>Investigate the cost of repairs to the bridge at Jesus Green.</p>			<p>Committee) requesting if he could find out the cost of repairs, sent 16.05.14</p> <p>Update from Cllr Manning (at 3 July meeting)</p> <p>Cost was likely to be around £330,000 and would form part of railway station project</p>
<p>14/40/NAC Open Forum – The Chair requested that County Officers were advised that communication needed to be improved for future work projects, particularly when an area is to be shut. Communication had been sparse concerning the bridge at Jesus Green.</p>	<p>Councillors Manning & Onasanya</p>		<p>Update from Cllr Onasanya (at 3 July meeting)</p> <p>She had spoken with officers and they assured her that communication had been as wide as possible. Officers had requested feedback on how it could be improved.</p>
<p>14/41/NAC To investigate the possibility if the Crime Figures could display drug related Offences in a separate column of the report.</p>	<p>Councillor Pitt</p>		
<p>ADDITIONAL ACTION – missed off from meeting on 3 July 2014</p> <p>14/56/NAC Open Forum – Progress on the safety assessment for the junction between Milton Road and the new development between Milton Road and Woodhead Drive</p>	<p>Councillor Onasanya</p>		<p>Update from Cllr Onasanya:</p> <p>I have been informed that although there are currently 88 cluster sites in Cambridgeshire (excluding trunk roads and Peterborough), of which 51 are within the City of Cambridge, this junction is not part of an accident cluster site.</p> <p>During the current cluster site period (Jan 2011 - end December 2013) one injury accident was recorded at the junction. This involved a cyclist filtering along the inside of a line of traffic colliding with a moped that was turning right into the junction.</p>

			<p>The records also show an injury accident in 2009, this occurred when a learner driver stalled at the junction and was hit from behind by the following vehicle. However, there is no record of a safety audit being carried out on the junction design.</p> <p>I have been informed it is believed that construction predated the start of the safety audit process in Cambridgeshire in 1997.</p> <p>Additionally, the Lead Engineer Road Safety Team Local Infrastructure and Street Management have advised they are unaware of any physical changes to the junction layout in the intervening period that would have required a safety audit.</p>
14/66/NAC Update on Mitcham's Corner development	Suggested by Committee 28.08.14		
14/66/NAC Update on bid for Tesco Express in East Chesterton	Suggested by Committee 28.08.14		
14/65/NAC Parking restriction in De Freville area around Milton Rd Library	Councillor Manning agreed to provide update at future meeting		
14/68/NAC Update on traffic flow disruption to Milton Rd as a	Chair suggested update at future meeting		

result of new station development			
14/69/NAC Successful traffic schemes in New York	Councillor Manning suggested that he update on this at a future meeting		

Agenda Items Suggested by the Public and, as yet, not delivered

1. Invite County Council Officers/Members to comment on Highway repairs.
2. Discussion on pavement damage/repairs including problems with tree roots.
3. Dual use crossings and the timings of traffic light controlled pedestrian crossing.
4. Report on changes to Brownfields and the impact of changes to the Children and Young People's Participation Service (ChYpPS).
5. S106 Transport Corridor Workshop feedback.
6. Resident Parking.
7. Play Areas including a progress report on Hawkin Road.
8. Location of recycling areas.
9. Improvements to Cycle Paths Yellow Lines
10. Community Events section on every agenda
11. Fen Road
12. New Bridge over the River Cam.
13. Progress on New Primary School.
14. 20mph data monitoring.
15. Recognition/discussion that a large section of the attendees at this meeting do not wish to be filmed.

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Milton Rd Cycle Signage

Location	Bollards/posts	signs	lining
Kendal Way			
North west side of junction	2	Shared use (956) x 2 Shared use 956 with end (645) x 2	Re-do cycle symbol
South east side of junction		Remove sign 956 end	Remove all lining
Fraser Rd			
North west side of junction	On existing post	Replace damaged existing: Shared use (956) x1 – facing southeast Shared use (956) with end (645) x1facing northwest	Re-do cycle symbol and associated lines
Approx 100m north west of junction	1	Shared use (956) x 1facing northwest Shared use 956 with end (645) x 1facing southeast	
Union lane			
South east side of junction	1	Shared use (956) x1 facing northwest Shared use (956) with end (645) x1 facing southeast	
Oak Tree Ave			
Northwest side of junction	On existing post (under no through route sign)	Shared use (956) x1 facing northwest Shared use (956) x1 with end (645) facing southeast	
Highworth Ave			
50m northeast of junction	On existing lampost	Shared use sign (956) x1with end (645) facing southwest Shared use sign (956) x1 facing northeast	cycle symbol with arrow pointing to dropped kerb where cycle lane starts

NORTHBOUND
(heading towards Milton)

MILTON ROAD CYCLE SIGNAGE

SOUTHBOUND
(heading towards
Cambridge City Centre)



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Environmental Data Report



Cambridge North Area
July – September 2014

Contents

1. Introduction	3
2. Target setting and recommendations	3
3. Routine activity	4
4. 'Ward Blitz' Update	4
5. Specific issues and actions	5
6. Private realm environmental data	6
Public realm environmental data	7
7. Proactive and community work	10
8. Key contacts	11
9. Resources	12
10. Appendices	13

1. Introduction

This quarterly report provides an overview of City Council Refuse and Environment and Streets and Open Spaces service activity relating to the geographical area served by the North Area Committee. The report identifies the reactive and proactive service actions undertaken in the previous quarter, including the requested priority targets and reports back on the recommended issues and associated actions to be targeted in the following. It also includes key officer contacts for the reporting of waste and refuse and public realm issues.

2. Target setting and recommendations

All those at Committee have an opportunity to suggest issues that they would like to see tackled in the neighbourhood area during the upcoming quarter to help shape the activity to be undertaken within the public realm.

Following suggestions that are received the relevant teams will consider the suggestions, and will prioritise work, responding reactively where appropriate and programming some work for the future. All suggested targets will be reported back on in the following quarter to update members and the public on the status of the issue. Recommendations will also be presented to the committee for consideration and to aid discussion.

Recommendations

The following are suggestions for members on what action could be considered for priority within the North Area for the quarter of October to December 2014.

1. Enforcement patrols to tackle fly-tipping in the alleyways and footpaths around Kings Hedges (Pulley) Recreation Ground.
2. Enforcement joint working and patrols to deal with littering from students of Cambridge Regional College in the areas of Campkin Road and Nuns Way Recreation Ground
3. Investigating the feasibility of litter/recycling and dog bins along Kings Hedges Road, as well as litter bins on Scotland Road and dog bins on Nicholson Way and Haviland Way.
4. Jet wash Milton Road / Green End Road shops to remove grime and chewing gum from the shop fronts
5. Cleanse of area of Scotland Road and Green End Road junction to remove litter and grime and to investigate the suitability of litter bins in the area.
6. Early morning patrols for dog fouling on Kings Hedges (Pulley) Recreation Ground.

Members are recommended to endorse the above recommendations or to make proposed amendments, and in doing so to consider the community intelligence questions below to help shape the public realm work.

Community intelligence questions

1. What activities should be considered as part of ward blitzes?
2. What geographical locations would benefit from targeted work? (including public realm enforcement activity and clean-up work by the community payback)
3. What locations for new and replacement general waste, recycling and dog bins (in line with resources available) should be considered?
4. Where and when the dog warden service should patrol in order to target dog fouling?.

3. Routine activity

Streets and Open Spaces teams work closely with residents, community and campaign groups to keep Cambridge clean, green and safe. Street cleansing works to clear shop fronts and maintain all residential streets to a good standard of cleaning by sweeping them regularly. The team empties litterbins and dog bins across the city parks and open spaces, as well as removing graffiti and clearing needles and fly tipping.

The grounds maintenance team maintains all council housing and highway grass and shrub beds across the city, and carries out the maintenance of the city's cemeteries and crematoriums as well as the maintenance of all parks across the city. The City Rangers team provide a street-level, face-to-face contact point for people to raise any cleanliness and public safety issues that they might have concerning their neighbourhood.

The dog warden patrols within Cambridge to increase people's awareness of the requirement to clear up after their pets, as well as collecting stray dogs within the city and works alongside animal charities to deliver educational roadshows. Investigation of instances of environmental crime in public places across the city is carried out by the public realm enforcement team. As well as undertaking enforcement action where necessary, the team provide advice for residents and businesses on issues including fly tipping, litter, waste, illegal advertising, abandoned shopping trolleys, verge parking and abandoned, untaxed and nuisance vehicles.

4. 'Ward Blitz' activity

The City Council has embarked on a campaign of monthly 'ward blitzes' across the City, involving the Council's City Rangers, Rapid Response, Public Realm Enforcement and Street Cleansing teams. These teams will undertake coordinated public realm maintenance, enforcement and educational action, targeting one ward every month in rotation. Working within existing budgets, this action is additional to the routine, day-to-day, work undertaken by these services.

In the North Area, the first ward blitz programme is taking place in Arbury during October 2014 and including the following actions:

- Deep cleansing of gully's
- Cleansing of litter and dog bins
- Cleansing of signage
- Cleansing of recycling centres
- Increased dog warden presence
- Increased public realm enforcement presence
- Joint working with Cambridgeshire Fire and Rescue, and Cambridgeshire Police
- Free dog microchipping event
- Proactive inspections by pest control in known hotspots

Reports on the results of the 'ward blitz' activity will be presented at the next Area Committee, who will also have the opportunity to recommend specific issues to be considered for targeting in forthcoming 'ward blitzes'.

5. Specific issues and actions

The following specific issues were identified for targeted action in the July-September 2014 quarter. The following tables summarise the action undertaken and current situation, whether ongoing or completed, for each issue.

Issue	Community Clean Up Day
Action Taken	On 20 September a multiagency community clean-up day was held at The Ship in Kings Hedges. The event was attended by colleagues from Waste and Refuse and Environment, City Rangers, Public Realm Enforcement, Street Champion, City Homes, Community Development as well as local residents, organisations and businesses. A large volume of waste was collected which included three full roll on skips of general waste, a large skip of metal and green waste and two skips of electrical items.
Current Situation	Completed

Issue	Nuisance vehicles
Action Taken	Regular checks have been made on the locations where vehicles have been advertised for sale. During July to September five vehicles were found to be advertised for sale on the verges at Green End Road. All registered keepers were contacted and requested to move their vehicle on within seven days. All vehicles were removed by the owners.
Current Situation:	Ongoing monitoring

6. Environmental Data

Private realm

Activity	Investigations	Treatments Carried out	Informal Action / Written Warnings	Statutory Notices Served	Simple Cautions	Legal Proceedings	Comment
Pest Control	46	40	0	0	0	0	
Noise Complaints	98	n/a	*	4	0	1 commenced	*All complaints will generally have at least one such action.
Refuse/Waste Complaints	8	n/a	*	0	0	0	*All complaints will generally have at least one such action.
Other public health complaints ¹	18	n/a	*	0	0	0	
Private Sector housing standards	29	n/a	*	4	0	1 commenced for harassment	*All complaints will generally have at least one such action.

¹ Other public health complaints includes odour, smoke, bonfires, filthy and verminous

Public Realm Data

Public Realm Enforcement (North Area)

Activity	Investigations	Written Warnings	Statutory Notices Served	Fixed Penalty Notices Issued	Simple Cautions	Legal Proceedings	Comment
Abandoned vehicles	27	n/a	n/a	0	0	0	Includes 24 abandoned and 3 untaxed vehicles
Nuisance vehicles	5	4	n/a	0	0	0	All reports were for vehicles for sale on the public highway
Derelict cycles	16	n/a	n/a	n/a	n/a	n/a	
Domestic waste	19	7	0	0	0	0	
Trade waste	1	1	0	0	0	0	
Litter	2	0	0	1	0	0	
Dog control orders (including fouling)	7	0	n/a	0	0	0	
Illegal camping	3	n/a	3	n/a	0	0	
Illegal advertising	0	0	n/a	0	0	0	

Stray dogs (North Area)

Activity	Number of cases	Rehomed	Destroyed	Claimed	In Kennels	Comment
Stray dogs	8	0	2	5	1	Five other stray dog calls were received, but the dogs were collected by their owners before the dog warden attended

Summary of public realm enforcement data

- One untaxed vehicle was impounded by the Public Realm Enforcement Team on Hazelwood Close and the vehicle was released to the owner who paid a fine of over £100 for failing to have their vehicle taxed on the public highway. One abandoned moped collected from Martingale Close was destroyed after it was not claimed by the owner, the Enforcement Team were unable to trace the legal owner and no further action was taken.
- Of the five nuisance vehicles all of them were located along Green End Road between Nuffield Road junction and Milton Road junction. This area has been introduced as a regular patrol area to tackle the issue of nuisance vehicles.
- Sixteen derelict cycles were removed from across all four wards. The number of cycles removed as abandoned in the North area varies between 15 to 25 a quarter.
- There were 19 domestic waste investigations conducted in the area between July and September, which resulted in seven warning letters. One person responsible for fly tipping a large volume of green waste paid the costs the Council incurred for clearing the waste and received a written warning.
- Trade waste from one businesses was found illegally dumped at the recycling centre of Chesterton Road, the businesses complied with the request from enforcement regarding their compliance for waste duty of care, arranged a trade waste contract and no further action was taken.
- One fixed penalty was issued and subsequently paid for littering from a motor vehicle on Milton Road.
- Seven cases of dog fouling were reported to the dog warden, following patrols in the areas no suspects have been identified and to date no formal enforcement action has been taken. Dog signage was requested by residents at Fen Road and Kings Hedges (Pulley) Recreation Ground, a total of eight new signs were put up in the areas.
- Three illegal camp sites were found within the North area, two located on Logans Meadow and one by the Vie. Statutory notices were served on all sites and subsequently the Council impounded one tent that was not removed within the allotted time period.

Operations cleansing data by ward

Activity	Total number of incidents	Ward				Comments
		Arbury	East Chesterton	Kings Hedges	West Chesterton	
Fly-tipping	129	44	25	46	14	
Offensive graffiti ²	4	0	0	4	0	
Detrimental graffiti ³	17	7	4	2	4	No significant pattern or location
Needles	1	0	1	0	0	
Shopping trolleys	9	3	3	2	1	Number of impounded trolleys was 4

Summary of fly-tipping reports:

In Arbury ten instances of fly-tipping were found at Molewood and Hazelwood Close, where evidence was found that was passed to enforcement for investigation, but the evidence was not sufficient to take enforcement action.

- In King Hedges there were six instances of fly-tipping removed from the recycling and drying areas of Minerva Way, five instances of fly-tipping were also removed from the recycling and bin cupboards at Woburn Close.
- There were three instances of offensive graffiti in the garage area at Wiles Close which consisted of sexual references written on the garage doors in permanent marker

² Offensive graffiti includes but is not limited to that which contains swear words, reference to religion, racist, reference to a person / naming a person, drawings of human body parts, words of reference to human body parts and reference to sexual activity. The service aim is to remove this type of graffiti within 5 working days.

³ Detrimental graffiti is graffiti that contains but is not limited to general tags, drawings not falling under the above criteria, and words not classified as offensive. The service aim is to remove this type of graffiti within 5 working days.

7. Proactive and community work

During the period July to September the following proactive and community work has been undertaken.

Task	Dog microchipping
Action Taken	As part of an ongoing programme of dog education throughout the city, free dog microchipping events have been held in conjunction with the Dogs Trust. On 29 July an event was held on Kings Hedges (Pulley) Recreation Ground and on 20 September an event held on Cameron Road recreation ground. The Dog Warden successfully microchipped five dogs at each event.
Current Situation	Ongoing – part of a programme of ongoing work

Task	Clearing footpaths
Action Taken	Work has been conducted with the Community Pay Back to open up footpaths where they have become covered in grass, mud and weeds. The areas that have been completed to date include Arbury Town Park, Nicholson Way and Walker Court.
Current Situation	Ongoing – part of a programme of ongoing work

Task	Litter picking
Action Taken	After the owner of a tent that was illegally camped on Logan's Meadow removed their tent and left site, a large volume of litter was left on the riverbank. The enforcement officer then litter-picked and cleansed the area. Photographs of the before and after can be seen in the appendix.
Current Situation	Completed

8. Key contacts

Area	Contact	Telephone Number	Email
Pest Control	Refuse and Environment	01223 457900	env.health@cambridge.gov.uk
Noise			
Private Sector Housing			
Refuse / Waste			
Recycling points			
Stray and lost dogs	Customer Service Centre	01223 457900	dogwarden@cambridge.gov.uk
Dog fouling (report of problematic owners)			
Dog fouling (request for clearance)	Customer Service Centre	01223 458282	wasteandstreets@cambridge.gov.uk
Litter			
Fly tipping (Public land)			
Graffiti			
Needles			
Abandoned, untaxed and nuisance vehicles	Customer Service Centre	01223 458282	streetenforcement@cambridge.gov.uk
Illegal camping			
Illegal advertising			
Abandoned bicycles	Customer Service Centre	01223 458282	wasteandstreets@cambridge.gov.uk cityrangers@cambridge.gov.uk
Out of Hours	Emergency calls	0300 3038389	n/a
City Ranger	Joe Obe	01223 458282	cityrangers@cambridge.gov.uk
Public Realm Manager	Wendy Young	01223 458578	Wendy.young@cambridge.gov.uk
Cleansing Manager	Don Blair	01223 458575	Don.blair@cambridge.gov.uk

9. Resources

The following are suggestions that members of the North Area Committee and residents and businesses may wish to consider or request for the upcoming period:

Recycling and general street litter bins

A small quantity of recycling and general street litter bins are available for each ward, as follows:

Arbury: 11
East Chesterton: 11
Kings Hedges: 11
West Chesterton: 10

We would like to receive suggestions for where bins should be installed on the street and will investigate the suitability of all suggested locations. We will also be undertaking a review of where bins are currently installed to see how they are used.

At present we are in the second year of a three year replacement project for new and replacement bins on the city's streets and open spaces, and once the second phase is finished we will then run a similar scheme for new bins on the city's parks and open spaces.

Dog bin provision

A number of dog bins are available for each ward, as follows:

Arbury: 4
East Chesterton: 4
Kings Hedges: 4
West Chesterton: 3

We would like to receive suggestions for where bins should be installed on the parks and open spaces and will investigate the suitability of all suggested locations. We will also be undertaking a review of where bins are currently installed to see how they are used.

Pocket ashtray distribution

Locations of where pocket ashtrays should be distributed from are welcomed by the Public Realm Enforcement team.

10. Appendices

Photographs of Logans Meadow: Before and after clean up

Page 45



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CAMBRIDGE CITY COUNCIL

REPORT OF: Director of Environment

TO: North Area Committee

30/10/2014

WARDS: Arbury, East Chesterton, King's Hedges, West Chesterton

S106 DEVOLVED DECISION-MAKING: TAKING STOCK AND MOVING FORWARD

1 INTRODUCTION

- 1.1 Following a report to the Community Services Scrutiny Committee on 16/10/14, the arrangements for the next S106 priority-setting rounds have been confirmed. There will be a short presentation to the Area Committee to outline progress on S106-funded projects previously prioritised by the Area Committee, the next steps in the process and what this means for community groups and residents wishing to put forward proposals for new/improved facilities. The Area Committee is not being asked to make any priority-setting decisions on 30/10/14.

2. RECOMMENDATIONS

The North Area Committee is asked to note:

- 2.1 the proposed arrangements for the third and fourth priority-setting rounds in 2014/15 and 2015/16; and
- 2.2 the progress being made on S106-funded projects that have been prioritised by the North Area Committee in 2012/13 and 2013/14.

3. BACKGROUND

- 3.1 The council asks developers to pay S106 contributions for new or improved facilities in order to address the impact of development. Over the last two years, the council has devolved to area committees decision-making over the use of devolved S106 contributions from planning approvals in their respective areas.
- 3.2 There have been two S106 priority-setting rounds in 2012/13 and 2013/14. During the last two years, the council has completed 36 S106-funded projects and another 35 are on-going: details for projects in this area can be found in Appendix A.

- 3.3 The arrangements for future priority-setting rounds have been developed in the context of competing pressures: on the one hand, expectations for the area committees to be able to identify their next priorities; and, on the other, calls for the council to complete the S106 projects already identified before adding more projects (involving delivery by the council) to the Capital Plan.
- 3.4 As a way forward, it has been agreed that the next (3rd) priority-setting round (in late autumn 2014 and early 2015) should focus on projects (primarily for new/improved community and sports facilities) that can be grant-funded from developer contributions. Processing grants - for projects being taken forward by local community groups - involves much less officer time than projects being managed and delivered by the council. There will, however, be a wider (4th) priority-setting round in 2015/16, when ideas for projects that could involve council delivery can be considered. The key features and processes involved in the next rounds are set out in Appendices B and C.
- 3.5 In November 2014, local community and sports groups will be asked for their new or updated project proposals for which they would seek S106 grant-funding. More information about this exercise (including details of how much devolved funding is available to the North Area for community and sports facility contribution types) will be made available on the council's Developer Contributions web page in late October. For now, see the advice for consultees in Appendix D.

4. BACKGROUND PAPERS

The following papers were used in the preparation of this report.

- "S106 priority-setting and devolved decision-making", report to Community Services Scrutiny Committee, 16/10/14

This and other background information can be found on the council's Developer Contributions web page (www.cambridge.gov.uk/S106).

5. INSPECTION OF PAPERS

To inspect the background papers or if you have a query on the report, please contact:

Author's name: Tim Wetherfield, Urban Growth Project Manager
Author's phone number: 01223 – 457313
Author's email: tim.wetherfield@cambridge.gov.uk

Appendix A: S106 projects: North Area Committee

CP ref.	Projects completed in the last two years	£k S106
Projects agreed prior to 1st round S106 priority-setting		
SC436	Pye's Pitch facilities (pitches, access & landscaping)	25-50
SC468	Vie play area (revised)	25-50
SC478	King's Hedges paddling pool splash pad	125
SC494	Kings Hedges (The Pulley) play area	75-100
SC556	Grant for Arbury Community Centre	75-100
1st round S106 priority-setting: local projects		
PR31c	Nun's Way skate park	50-75
PR31j	Grant to Mitcham's Models public art project	<5

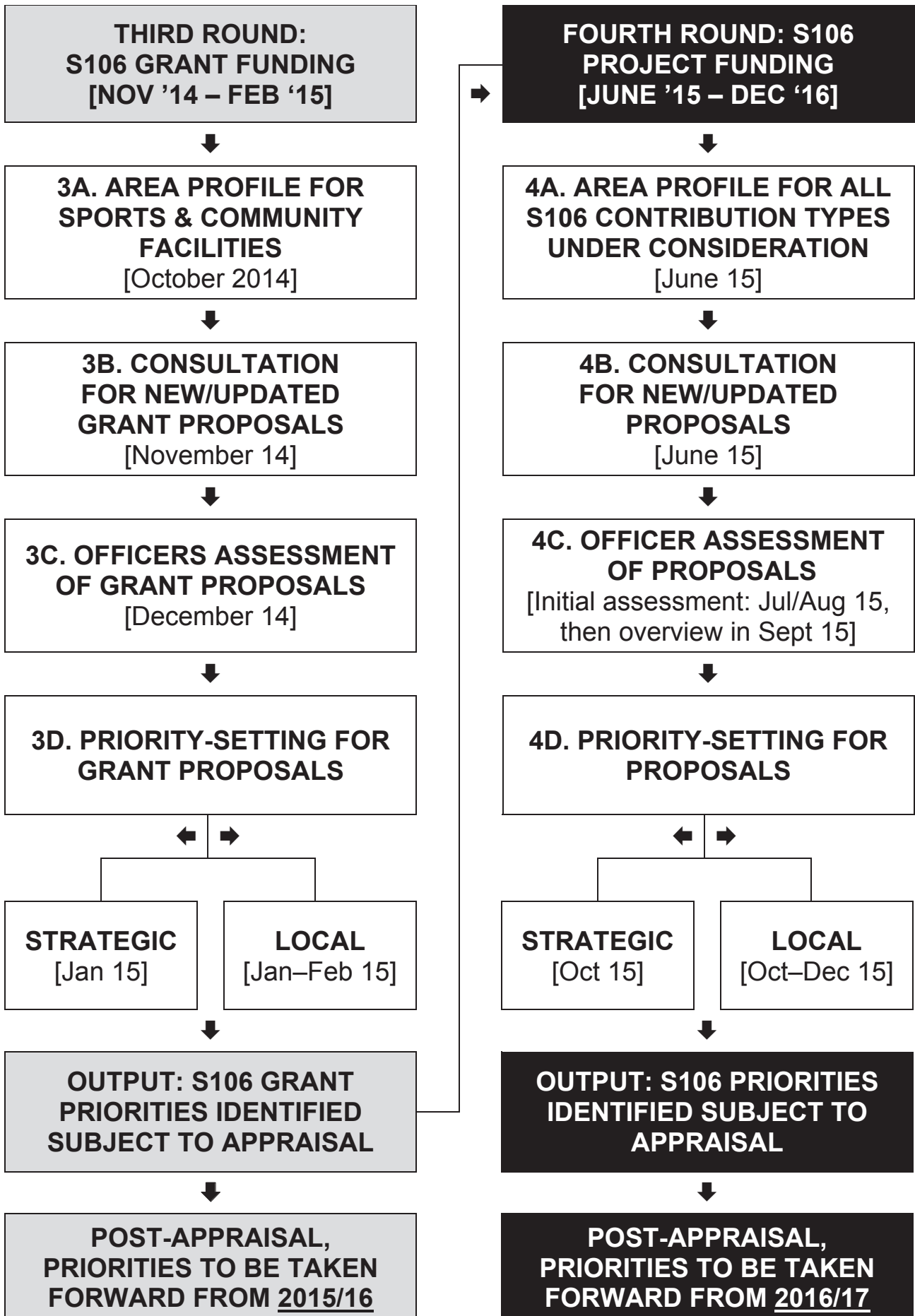
1st & 2nd round projects were prioritised subject to consultation/appraisal, as appropriate. Assuming those still being appraised are approved, delivery is expected within the next 6-12 months, unless otherwise stated.

CP ref.	On-going projects	£k S106
Projects agreed prior to 1st round S106 priority-setting		
SC469	Vie open space (residual landscaping works)	125-150
1st round S106 priority-setting: strategic projects		
PR34a	Logan's Meadow local nature reserve (largely complete)	125-150
PR34g	Grant for St Andrew's Hall extension (expected January 2015)	125-150
1st round S106 priority-setting: local projects		
PR31b	BMX track by Brown's Field community centre	25-50
PR31d	Chestnut Grove play area improvements	50
2nd round S106 priority-setting: local projects		
PR31e	Alexandra Gardens trim trail	25-50
PR31f	Buchan Street Neighbourhood Centre improvements (expected in December '14)	100
PR31g	Grant for Milton Road library community rooms (awaiting feasibility study from county council: delivery projected to be end 2015/16)	100
PR31h	Lighting for Nun's Way multi-use games area	<25
PR31i	Perse Way flats play area	25-50

Appendix B: Next priority-setting rounds – key features

	3 rd round	4 th round
Focus on	Project proposals that can be grant-funded from S106 contributions	All proposals (either for S106 grant-funding or management/ delivery by the council)
Contribution types being considered	Those suitable for S106 grant funding: <ul style="list-style-type: none"> • community facilities • indoor sports • outdoor sports and • (possibly), public art – small-scale projects by local groups 	<ul style="list-style-type: none"> • community facilities • informal open space • play provision for children and teens • indoor sports • outdoor sports • public art • public realm
Area Committees will prioritise local proposals for:	<ul style="list-style-type: none"> • community facilities • outdoor sports facilities 	<ul style="list-style-type: none"> • community facilities • informal open space • play provision for children and teens • outdoor sports
Relevant Exec Councillors will prioritise proposals	Strategic proposals for: <ul style="list-style-type: none"> • community facilities • outdoor sports facilities <p>And all proposals for:</p> <ul style="list-style-type: none"> • indoor sports facilities 	Strategic proposals for: <ul style="list-style-type: none"> • community facilities • informal open space • play provision • outdoor sports <p>And all proposals for:</p> <ul style="list-style-type: none"> • indoor sports facilities • public art • public realm
Consultation	Primarily for local community groups with capital project proposals	Local residents and community groups
When	Consultation in November 2014 followed by priority-setting reports to area & scrutiny committees in January/February 2015	(Provisional) consultation in June '15 followed by priority-setting reports to area/scrutiny committees between Oct-Dec 2015
When could priorities be taken forward	From 2015/16 (depending on the readiness of grant-funded priority projects)	From 2016/17 (depending on the readiness of priority projects)

Appendix C: S106 priority-setting: 3rd and 4th rounds



Advice for local groups seeking grant-funding

In seeking project ideas for new/improved facilities in Cambridge, consultees are reminded that:

- a. developer contributions cannot be used for funding running costs or repairs or maintenance or projects outside the city of Cambridge;
- b. proposed new/improved facilities need to be publicly accessible (grant recipients have to sign a community use agreement);
- c. the more information that consultees can provide about their proposals the better (eg, what is proposed and where, how much it could cost, how it would benefit residents [including residents from disadvantaged wards], what preparations are already in place, how long the project could take and when it could be completed);
- d. the amount of developer contributions available is limited and it will not be possible to fund all the ideas received- tough priority-setting decisions will need to be made;
- e. groups seeking funding for new/improved facilities are encouraged to explore other funding sources and carry out fund-raising. As part of this, groups will need to make sure they can afford the running and maintenance of any new/improved facility that they are looking to develop.

CAMBRIDGE CITY COUNCIL

REPORT OF: Director of Customer and Community Services and
Chair of the Cambridge Community Safety Partnership

TO: Area Committee - West	29/10/2014
Area Committee - East	23/10/2014
Area Committee - South	13/10/2014
Area Committee - North	30/10/2014

WARDS: All

Anti-social Behaviour, Crime and Policing Act 2014

1 INTRODUCTION

1.1 A report on the introduction of the new Anti-social Behaviour, Crime and Policing Act 2014 was taken to Strategy and Resources Committee on 29/09/2014. The Executive Councillor approved the recommendation at 2.1.4 in the report to 'take the report to Area Committees and request that they review if any areas merit consideration for Public Space Protection Orders (PSPOs). The full Strategy and Resources report with appendices is attached and gives details of the new powers being made available through the Act, the information regarding PSPOs can be found at 3.29.

2. RECOMMENDATIONS

2.1 The Area Committee is asked to note the new measures being introduced to address anti-social behaviour, as detailed in the attached report; and

2.2 To review if any areas merit consideration for Public Space Protection Orders.

3. Background

3.1 The background and details are set out in the Strategy and Resources Committee report attached.

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To: The Leader and Executive Councillor for Strategy:
Councillor Lewis Herbert

Report by: Director of Customer and Community Services

Relevant scrutiny committee: Strategy & Resources 29/9/2014
Scrutiny Committee

Wards affected: Abbey Arbury Castle Cherry Hinton Coleridge
East Chesterton King's Hedges Market Newnham
Petersfield Queen Edith's Romsey Trumpington
West Chesterton

ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014

Not a Key Decision

1. Executive summary

- 1.1 The Anti-social Behaviour, Crime and Policing Act 2014 received Royal Assent on 13th March 2014, with full implementation of the Act due on 20th October 2014. It contains some wide ranging reforms around a number of previous Acts, including the law relating to dangerous dogs, terrorism and forced marriages. This report will look specifically at the reforms in the Act that are designed to address anti-social behaviour and that will have an impact on services such as Safer Communities, City Homes, Environmental Health and Streets and Open Spaces.
- 1.2 The Act contains two new measures which are designed to give victims and communities a say in the way anti-social behaviour is dealt with, they are: The Community Trigger; and the Community Remedy.
- 1.3 The Community Trigger gives victims and communities the right to request a review of their anti-social behaviour case and bring agencies together to take a joined up, problem solving approach to find a solution. The draft [threshold and procedure](#) for the Community Trigger, which are presented for approval by the Executive Councillor, have been developed through consultation with the representatives of the statutory bodies and members of the public. Home Office Guidance suggests that the threshold and procedure should be tested in practice for six months and then reviewed.

- 1.4 The Community Remedy gives victims a say in the out-of-court punishment of perpetrators for low-level crime and anti-social behaviour. The Police and Crime Commissioner will publish the Community Remedy Document following consultation. Details of the Community Remedy are included here for information; there is no decision required by the Executive Councillor.
- 1.5 The Act also makes provision for six new powers to address anti-social behaviour, which replace 19 currently available. ([Appendix 2](#))
- 1.6 Operational managers, whose services are affected by the new legislation, have been consulted and although the changes are wide-ranging the consensus is that the new powers can be used according to operational needs as and when appropriate.
- 1.7 There are however, some changes that the Executive Councillor may like to discuss in more detail, whilst leaving the operational decisions to be made by managers on a case by case basis. For example, civil injunction can be used for under 18s and it is suggested that officers should develop a procedure and checklist for assessing when this is appropriate.
- 1.8 Councils can designate social landlords to issue Community Protection Notices (CPNs) in their area and the Executive Councillor may want to do this if social landlords are willing. It is suggested that we monitor how CPNs operate in practice and bring a report back with recommendations on the appropriateness of this designation.
- 1.9 The procedure towards introducing individual Public Spaces Protection Orders will require careful consideration and consultation and would need to be discussed by Strategy and Resources Scrutiny Committee before a final decision is taken by the Executive Councillor. Although the test for introducing a PSPO is broad, conditions included in the test are that the behaviour being targeted is, or is likely to be persistent, unreasonable and justifies the restrictions imposed. It is suggested that this report should go to each Area Committee and request any comments that they may have on the use of powers in the Act, including the Community Trigger, and that they review if any areas may merit consideration for PSPOs.
- 1.10 The Closure Notices will require consideration by the CEX with regard to designation of officers at an appropriate level to authorise notices for periods exceeding 24 hours.

- 1.11 The new Dispersal Powers are purely police powers and details are included in the report for information as the previous powers, that is, Section 30 Dispersal Powers and Section 27 Direction To Leave, were used extensively in the past and the changes will be of interest.
- 1.12 There are a number of delegation issues to be addressed in relation to the new Act. It is suggested that the levels of delegation are maintained where they are broadly similar to those currently in place. Current relevant delegations and suggestions for additions or amendments are attached as [Appendix 3](#)

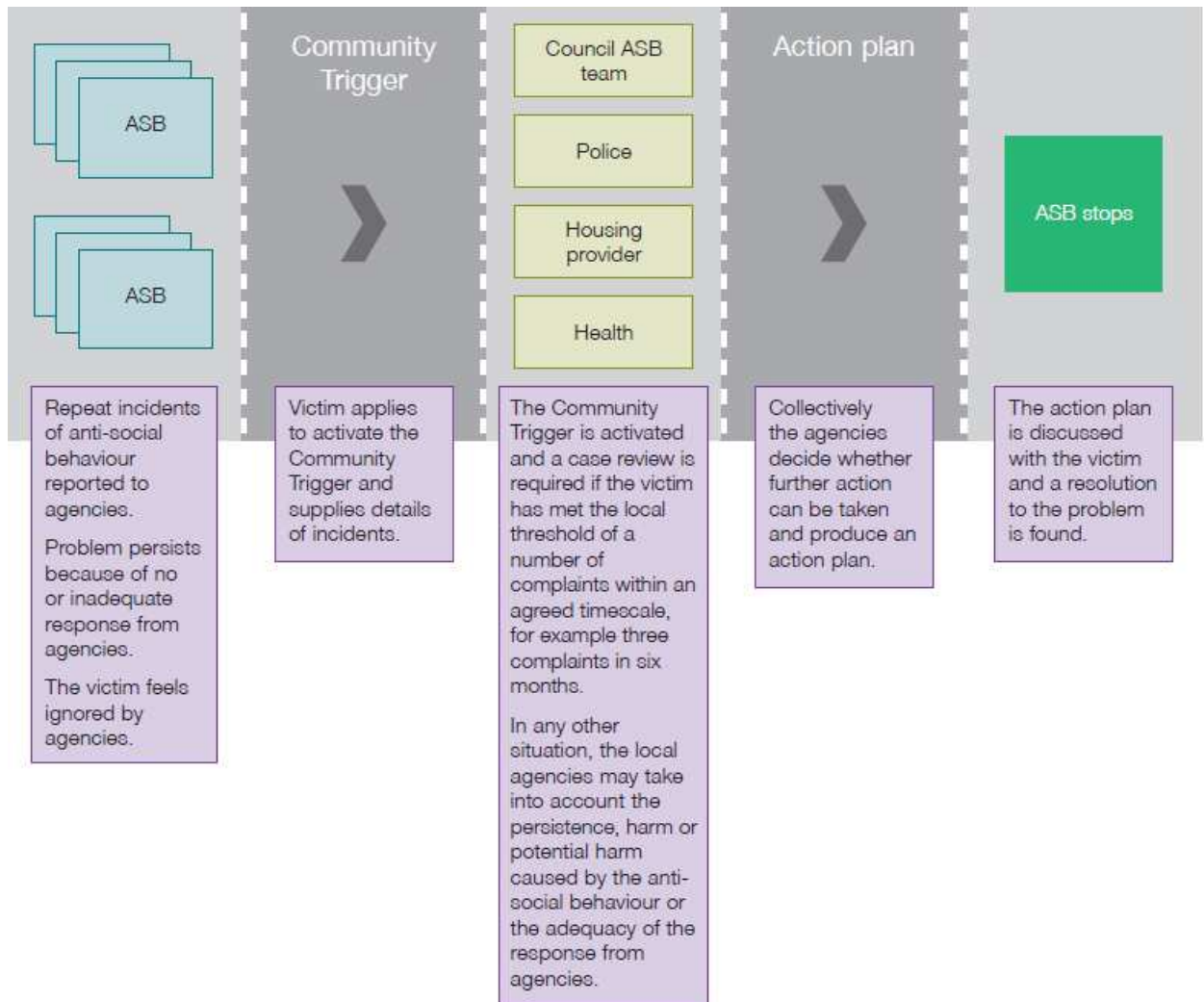
2. Recommendations

- 2.1 The Executive Councillor is recommended:
 - 2.1.1 To note the new measures being introduced to address anti-social behaviour, as detailed in this report;
 - 2.1.2 To approve the [threshold and procedure](#) for the Community Trigger and to agree to test the threshold and procedure and to review the process in six months with a further report to Strategy and Resources Scrutiny Committee at that point;
 - 2.1.3 To agree to test Community Protection Notices in practice and bring a further report to Strategy and Resources Scrutiny Committee with recommendations around the appropriateness of designating the power to social landlords;
 - 2.1.4 To take this report to Area Committees and request that they review if any areas merit consideration for PSPOs; and
 - 2.1.5 To approve the delegation additions and amendments as detailed in [Appendix 3](#)

3. Background

- 3.1 This paper concentrates on those aspects of the Act that may impact on policy and procedures in delivering services across the council and gives some background details for those areas that will be of interest operationally but that do not require any decisions at this time.

Community Trigger



- 3.2 Anti-social behaviour, for the purposes of the community trigger, is defined as behaviour causing harassment, alarm or distress to a member or members of the public. One of the aims of the community trigger is to encourage those who are most vulnerable, or may not otherwise engage with agencies, to report incidents of anti-social behaviour.
- 3.3 An application for a community trigger can be made by any individual, business or community group to a single point of contact, in the local authority area, for a review of the actions carried out on any anti-social behaviour reports that meet the locally agreed and published threshold.
- 3.4 The responsible authorities and relevant bodies, who must work together to agree the threshold and the local procedure, are the Council, Police, Clinical Commissioning Groups and registered providers of social housing. The Cambridge steering group for developing the threshold and procedure is made up of representatives

from City Council, Police, City Homes, Hundred Housing, Metropolitan, Cambridge Housing Society and Cambridgeshire and Peterborough Clinical Commissioning Group.

3.5 Rules governing the threshold and procedure

The threshold for making a community trigger application must be **no higher than three complaints of anti-social behaviour in a six months period** and;

- α the anti-social behaviour must have been reported within one month of the alleged behaviour taking place and;
- α the application to use the Community Trigger must be made within six months of the report of anti-social behaviour.

3.6 Where a person makes an application for a case review and the number of qualifying complaints has been made, the threshold for a review is met.

3.7 The harm or potential harm caused to the victim, the persistence of the anti-social behaviour and the adequacy of the response should be taken into account in determining whether the threshold is met.

3.8 The procedure should as a basic outline include the following steps:

- α A victim or someone acting on their behalf makes an application to use the Community Trigger;
- α The relevant bodies decide whether the threshold is met; and
- α If the threshold is met, the relevant bodies share information about the case, consider whether any new information needs to be obtained, review previous actions and propose a response. The victim is informed of the outcome or agencies will work with the victim to devise and implement an action plan.

3.9 Representatives from the responsible authorities and relevant bodies worked together to develop the Cambridge City draft threshold and procedures. The local community have been consulted through fora made up of 9 Cambridge residents including a representative from the Disability Forum and 1 voluntary sector manager. Some representatives were self-selecting in answer to publicity on the City Council website and others came through invitations sent out through the steering group organisations.

3.10 The consultation response was generally positive about the draft procedure and threshold and the groups felt this was a welcome initiative. Among the points raised were requests to:

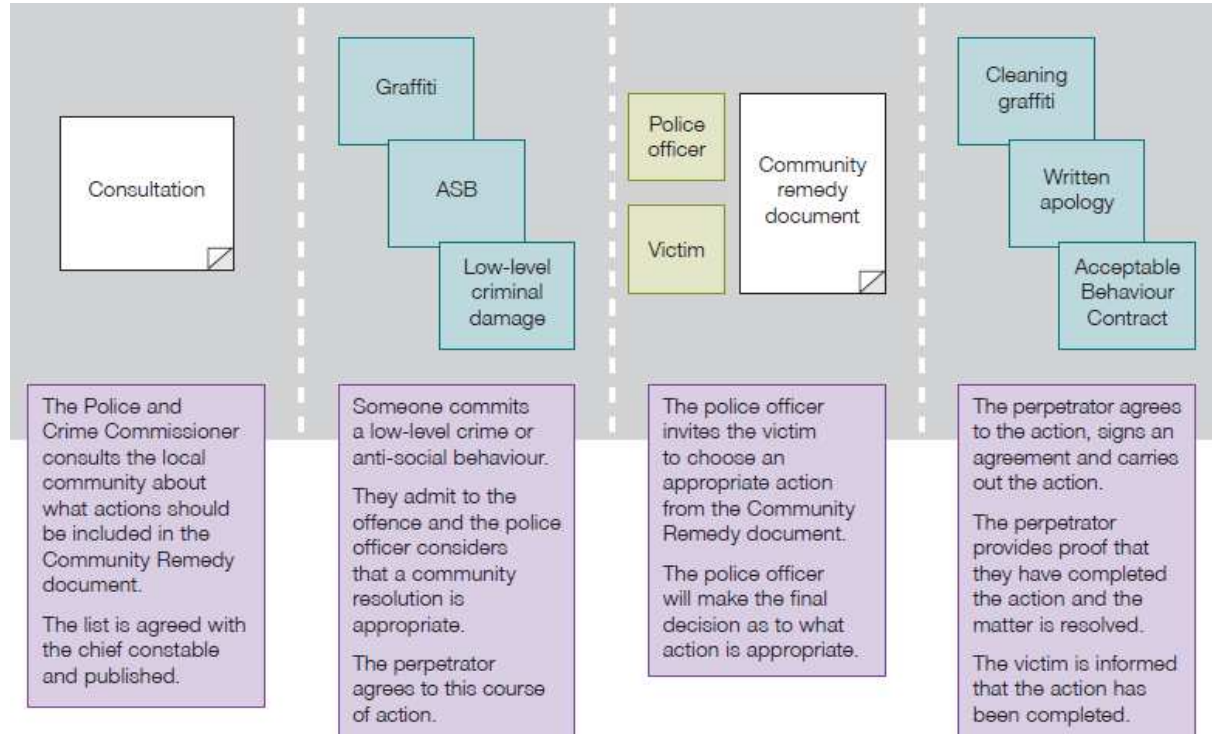
- α keep the threshold clear and uncomplicated (the threshold was simplified to meet this request);

- α consider whether it needs to be as high as 3 complaints in 6 months. The number of complaints has not been reduced as the steering group already discussed in detail the issue of resource if we have to deal with a large volume of applications. We can review this after 6 months as advised in the guidance;
- α be aware when publicising the availability of the trigger that many people do not have access to computers; and
- α ensure the applicant is kept informed during the process.

3.11 The draft Community Trigger review **threshold and procedure** are attached as **Appendix 1** for consideration by the Executive Councillor with the recommendation to approve them as presented.

3.12 The Home Office Guidance suggests that the threshold and procedure should be tested in practice for six months and reviewed at that time. Environmental Health Managers would like the opportunity to consider how the Community Trigger applications link with the corporate complaints procedure and how best to incorporate it. It is therefore suggested that we test the threshold and procedure as suggested in the guidance and bring a report back to Strategy and Resources Scrutiny Committee with an update at that point.

Community Remedy



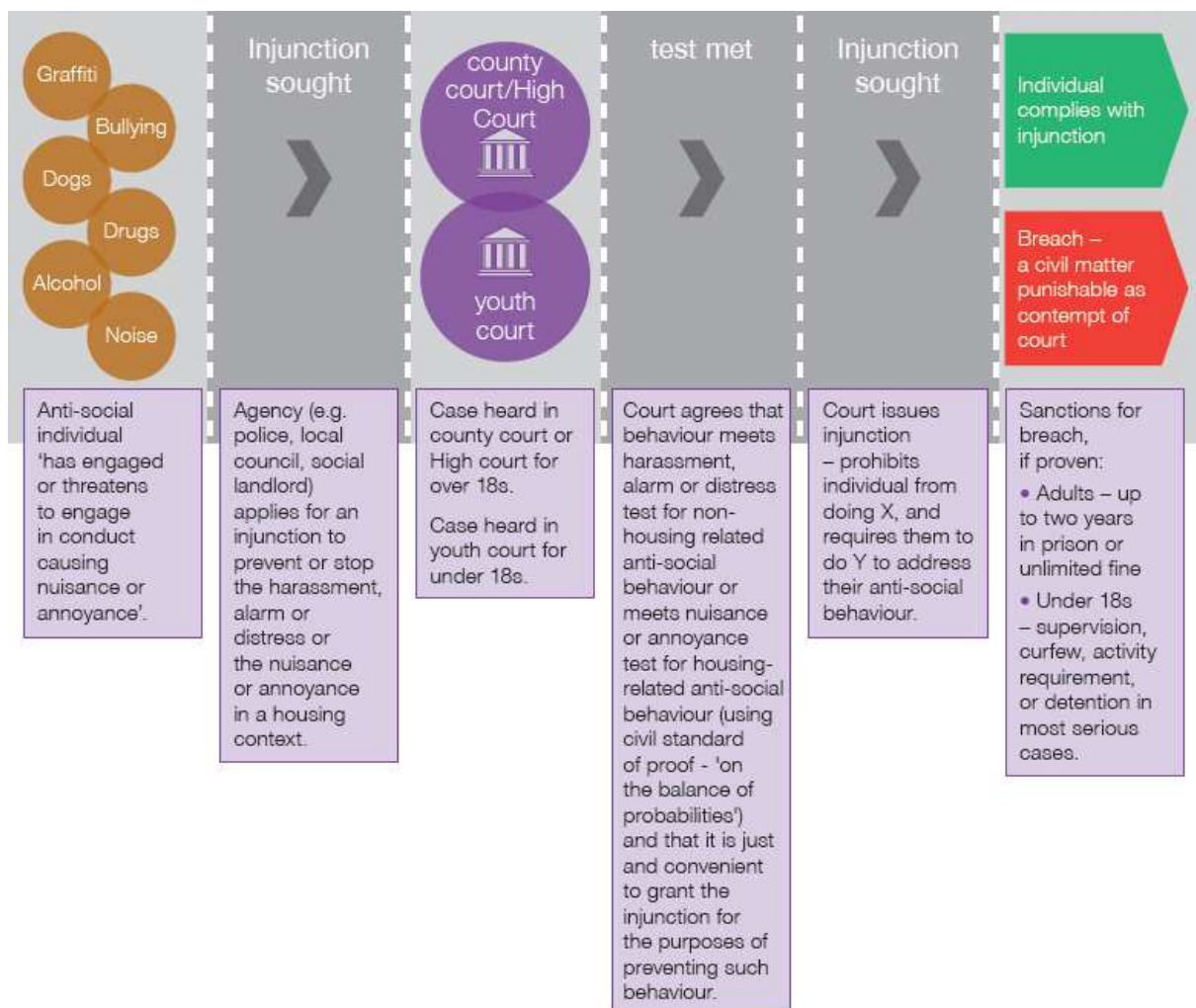
3.13 Following consultation, the Police and Crime Commissioner will publish the Community Remedy document which will be used as part of the existing process for delivering community resolutions. It will give victims of low-level crime and anti-social behaviour a say in the

punishment of perpetrators out of court. The Community Remedy may also be used when a conditional caution or youth conditional caution is given, as a means of consulting the victim about the possible conditions to be attached to the caution.

3.14 The community remedy is for anti-social behaviour and low-level criminal offences.

3.15 The role of the City Council was to respond to the Cambridgeshire and Peterborough consultation and the City Council also accommodated the consultation by including the link to the survey and information on the Council website, highlighting its presence to all Councillors and members of the Community Safety. The results of the consultation were not available when publishing this document.

Civil Injunction



3.16 The injunction is a civil power which can be applied for by local councils and other agencies, such as police, housing providers and NHS Protect to deal with anti-social individuals. The injunction can offer fast and effective protection for victims and communities and set

a clear standard of behaviour for perpetrators, stopping the person's behaviour from escalating.

3.17 The injunction will include relevant prohibitions to stop the anti-social behaviour. It can also include positive requirements to get individuals to deal with the underlying cause of their behaviour.

3.18 The injunction can be used to deal with a wide range of behaviours, in both housing related and non-housing related situations. This can include vandalism, public drunkenness, aggressive begging, irresponsible dog ownership and noisy and abusive behaviours towards neighbours.

3.19 Agencies must make reasonable and proportionate judgement before applying for an injunction.

3.20 There are two tests for an injunction:

α Non-housing related

For anti-social behaviour in a non-housing related context the test is conduct that has caused or is likely to cause, harassment, alarm or distress to any person. It applies where the behaviour has occurred, in a public place, such as a city centre, shopping mall or local park, and where the behaviour does not affect the housing management functions of a social landlord or people in their homes.

α Housing related

For anti-social behaviour in a housing context the nuisance or annoyance test will apply, that is, where the conduct is capable of causing nuisance or annoyance to a person in relation to that person's occupation of residential premises or the conduct is capable of causing housing-related nuisance or annoyance to any person. Only social landlords, local councils or the police will be able to apply for an injunction under these provisions in the legislation. In the case of social landlords only, "housing-related" means directly or indirectly relating to their housing management function.

3.21 Power to issue an injunction to children

The new civil injunctions can be issued against anyone who is 10 years or over. Applicants must consult the local youth offending team (YOT) if the application is against someone under the age of 18 and inform any other body or individual the applicant thinks appropriate. Applications for injunctions against anyone who is under 18 must be made to the youth court.

It is suggested that officers should develop a procedure and check list for assessing when it is appropriate to apply for an injunction for a person under 18 and decisions can then be made on a case by case basis.

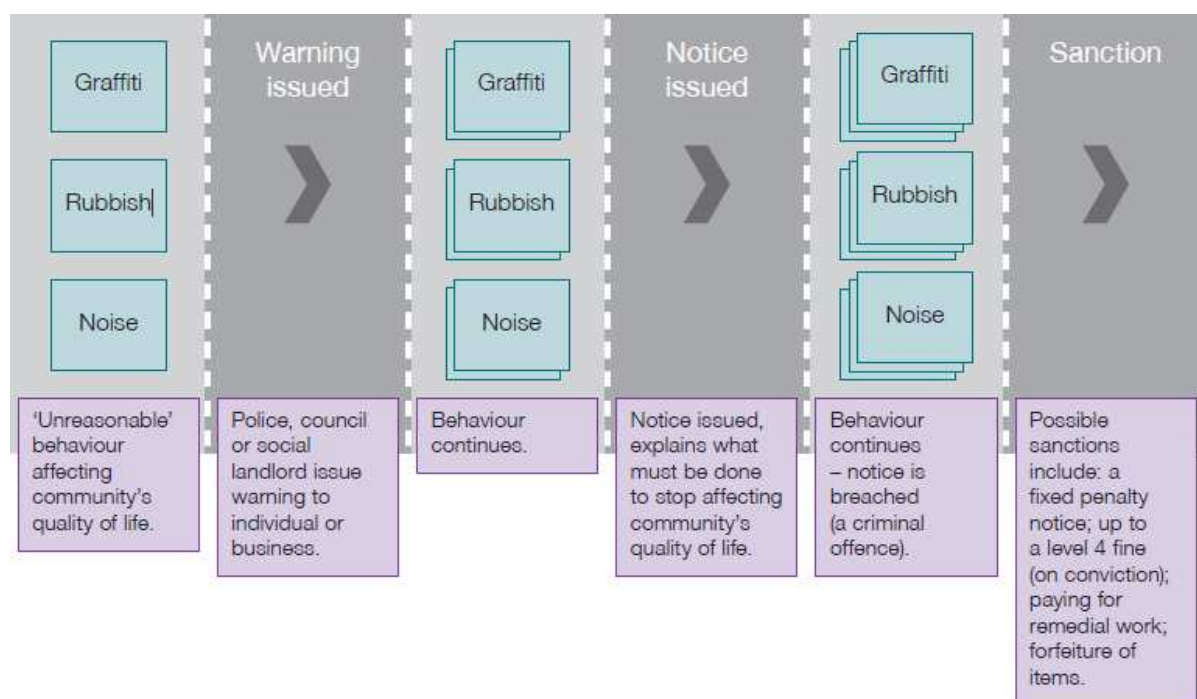
3.22 Exclusion from home

Councils and police can apply for an injunction to exclude private tenants or owner-occupiers, over the age of 18, from their homes where the ASB includes the use, or threatened use of violence or there is a significant risk of harm. It is not expected that the power of exclusion will be used often, and applications should only be made where the higher threshold is met.

3.23 Publishing details of Injunctions

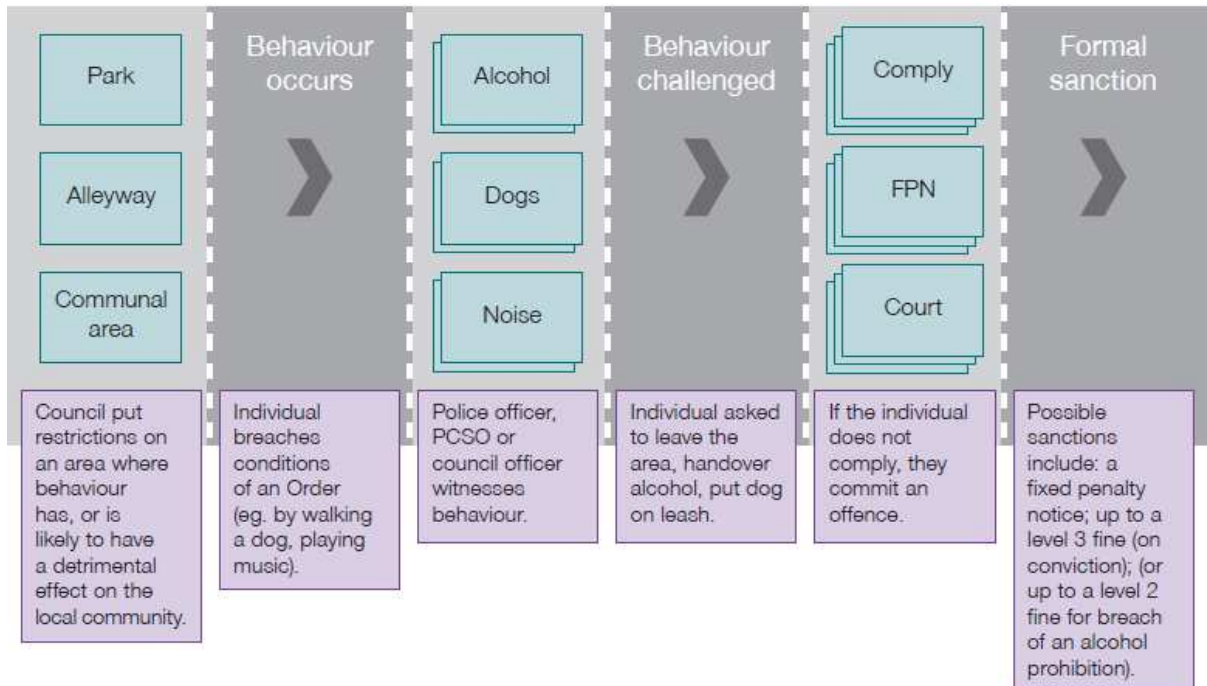
Councils and police can decide to publish details of the terms of the order including details of the perpetrator, unless the Court has made a section 39 order (Children and Young Persons Act 1933) prohibiting the publication. When deciding whether to publicise the injunction, public authorities (including the courts) must consider that it is necessary and proportionate to interfere with the young person's right to privacy, and the likely impact on a young person's behaviour. This will need to be balanced against the need to provide re-assurance to the victims and the wider community as well as providing them with information so that they can report any breaches. Each case should be decided carefully on its own facts.

Community Protection Notices



- 3.24 Community protection notices (CPN) are designed to deal with particular, ongoing instances of anti-social behaviour that spoil the community's quality of life, such as graffiti, rubbish and noise. The anti-social behaviour must be persistent or continuing and unreasonable. They can be used against individuals over 16, businesses or organisations, and can be issued by the police, and authorised officers of the council or staff of social housing providers.
- 3.25 Statutory nuisance is dealt with by the Environmental Health Team using the powers available through the Environmental Act 1990. The issuing of a CPN does not and cannot discharge the Council from its duty to issue Abatement Notices if the behaviour is considered to constitute a statutory nuisance.
- 3.26 Who can issue a CPN
Council Enforcement officers have in the past taken the lead in dealing with these kinds of environmental issues and now police officers and police community support officers will also be able to issue CPNs.
- 3.27 In addition, there is a formal role for social landlords. Where it is appropriate, local councils can designate social landlords in their area to issue CPNs. It is suggested that we monitor how CPN are operating in practice and report back to committee before a decision is made to designate social landlords to issue them.
- 3.28 The CPN must be written for the situation and can contain any or all of the following:
- α Requirement to stop doing specific things;
 - α Requirement to do specific things; and
 - α Requirement to take reasonable steps to achieve specified results.

Public Spaces Protection Orders (PSPO)



3.29 The PSPO is designed to stop individuals or groups committing anti-social behaviour in a public space. A local authority can make these orders, following consultation with the police, Police and Crime Commissioner and other relevant bodies.

3.30 The test is designed to be broad and focus on the impact anti-social behaviour is having on victims and communities. A PSPO can be made by the council if they are satisfied on reasonable grounds that the activities carried out, or likely to be carried out, in a public space:

- α have had, or are likely to have, a detrimental effect on the quality of life of those in the locality;
- α is, or is likely to be, persistent or continuing in nature;
- α is, or is likely to be, unreasonable; and
- α justifies the restrictions imposed.

3.31 Where can the PSPO apply

The council can make a PSPO on any public space within its own area. The definition of public space is wide and includes any place to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission, for example a shopping centre. Before the PSPO is made, the council also has to publish the draft order in accordance with regulations published by the Secretary of State.

3.32 Penalties for breaching an order

Depending on the behaviour in question, the enforcing officer could decide that a fixed penalty notice (FPN) would be the most appropriate sanction. The FPN can be issued by a police officer, PCSO, council officer or other person designated by the council. In making the decision to issue a FPN, the officer should consider that if issued, payment of the FPN would discharge any liability to conviction for the offence. However, where the FPN is not paid within the required timescale, court proceedings can be initiated (prosecution for the offence of failing to comply with the PSPO).

3.33 What can be included in a PSPO

A PSPO can include multiple restrictions and requirements in one order. It can prohibit certain activities, such as the drinking of alcohol as well as placing a requirement on people to do certain things such as keep their dog on a lead. The PSPO is intended to make public spaces more welcoming to the majority of law abiding people, for this reason the requirements or restrictions can be targeted at specific people, designed to apply only at certain times or apply in certain circumstances.

3.34 Challenging a PSPO

Any challenge to the PSPO must be made in the High Court by an interested person within six weeks of it being made. An interested person is someone who lives in, regularly works in, or visits the restricted area. This means that only those who are directly affected by the restrictions have the power to challenge. This right to challenge also exists where an order is varied by a council.

3.35 Interested persons can challenge the validity of a PSPO on two grounds. They could argue that the council did not have power to make the order, or to include particular prohibitions or requirements. In addition, the interested person could argue that one of the requirements (for instance, consultation) had not been complied with. When the application is made, the High Court can decide to suspend the operation of the PSPO pending the verdict in part or in totality. The High Court has the ability to uphold the PSPO, quash it, or vary it.

3.36 Restricting alcohol

The PSPO cannot be used to restrict the consumption of alcohol where the premises or its curtilage is licensed for the supply of alcohol.

3.37 Restricting access

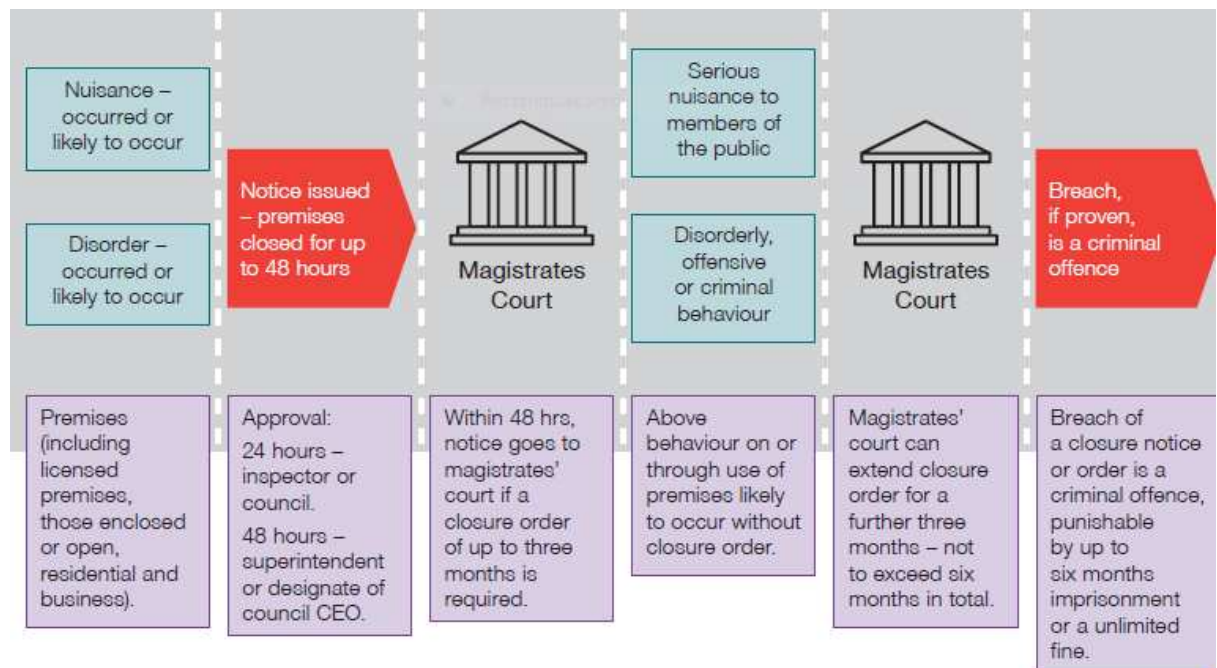
If the order is to be used to restrict access to a public right of way, a number of things need to be considered. What impact will the restriction have, for example is there a reasonably convenient alternative route. It may be more reasonable to restrict activities causing the ASB rather than restricting access. Consultation with affected parties is required if access is to be restricted.

3.38 Decision on the introduction of a PSPO

The detail on PSPOs is included for information. The procedure towards introducing individual orders will require careful consideration and consultation and would need to be taken to Strategy and Resources Scrutiny Committee before a final decision by the Executive Councillor.

3.39 The City Council's Annual Report 2014 states that the Council will work to 'introduce targeted Public Spaces Protection Orders (PSPOs) in areas where problem drinking and the behaviour of street drinkers is proving to be a public nuisance, subject to consultation'. It is planned that this report should go to each Area Committee and that, in addition to seeking views on the Community Trigger and other aspects of the Act, Area Committees be asked if they want to identify any areas that merit potential consideration for PSPOs.

Closure Power



3.40 The closure power is a fast, flexible power that can be used to protect victims and communities by quickly closing premises that are causing

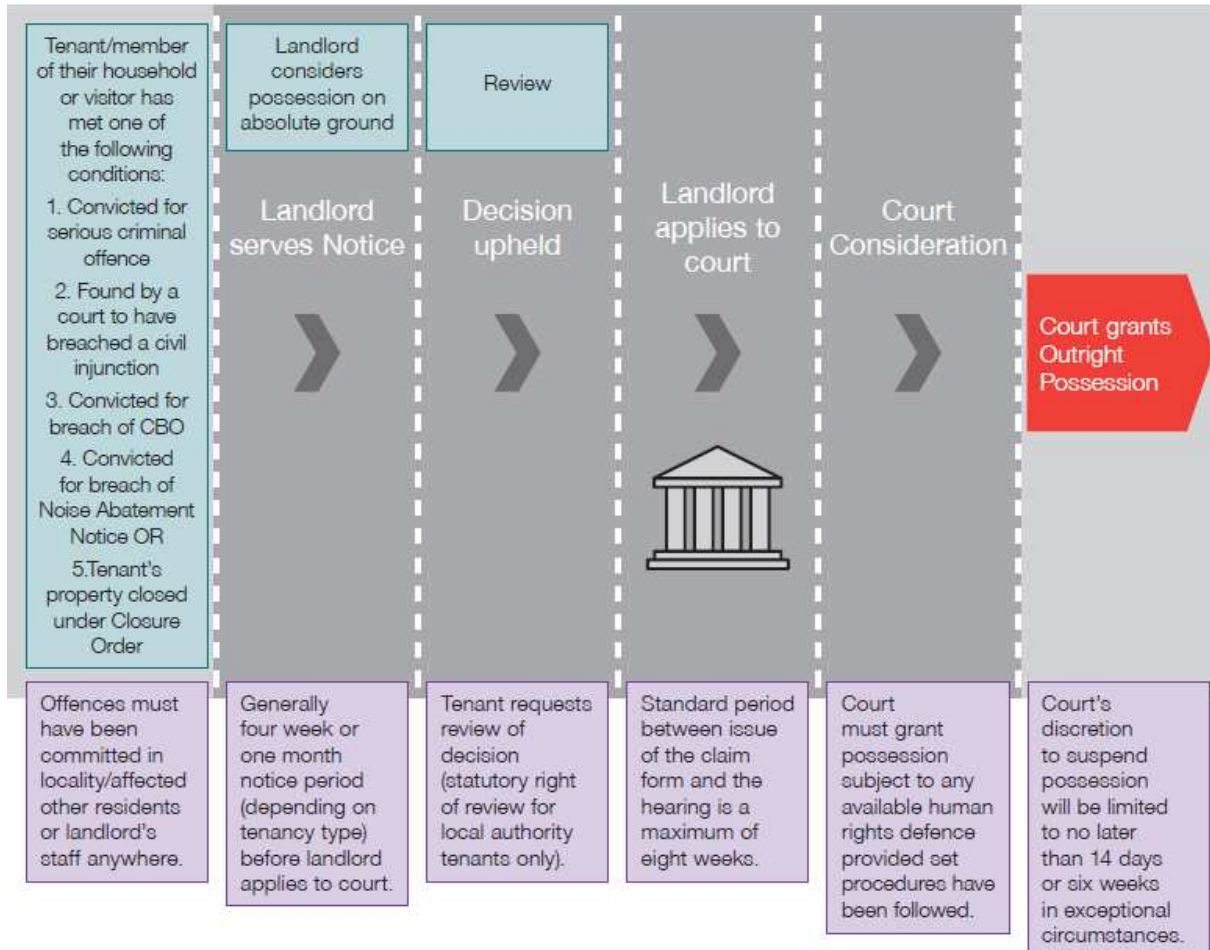
nuisance or disorder. It replaces current closure orders and is similar in process to Premises Closure.

3.41 A closure notice prohibits access to the premises for a specified period up to a maximum of 48 hours. As a safeguard, the Act requires that closure notices issued by a local authority for periods exceeding 24 hours or extensions of 24 hour notices must be signed by the Chief Executive or a person designated by the Chief Executive. A closure order prohibits access to a premise for a maximum of three months and must be applied for to the magistrates' court no later than 48 hours after service of the notice closure.

3.42 Delegation

The Government guidance states that consideration needs to be given to the level or role of employee within the council who can issue a notice for periods not exceeding 24 hours. Suggestions for delegations which will fit with currently delegated powers are contained in [Appendix 3](#). The Act gives power to the Chief Executor Officer (or a person designated by her) to issue notices for periods up to 48 hours.

Recovery of possession of dwelling-house on anti-social behaviour grounds – mandatory possession

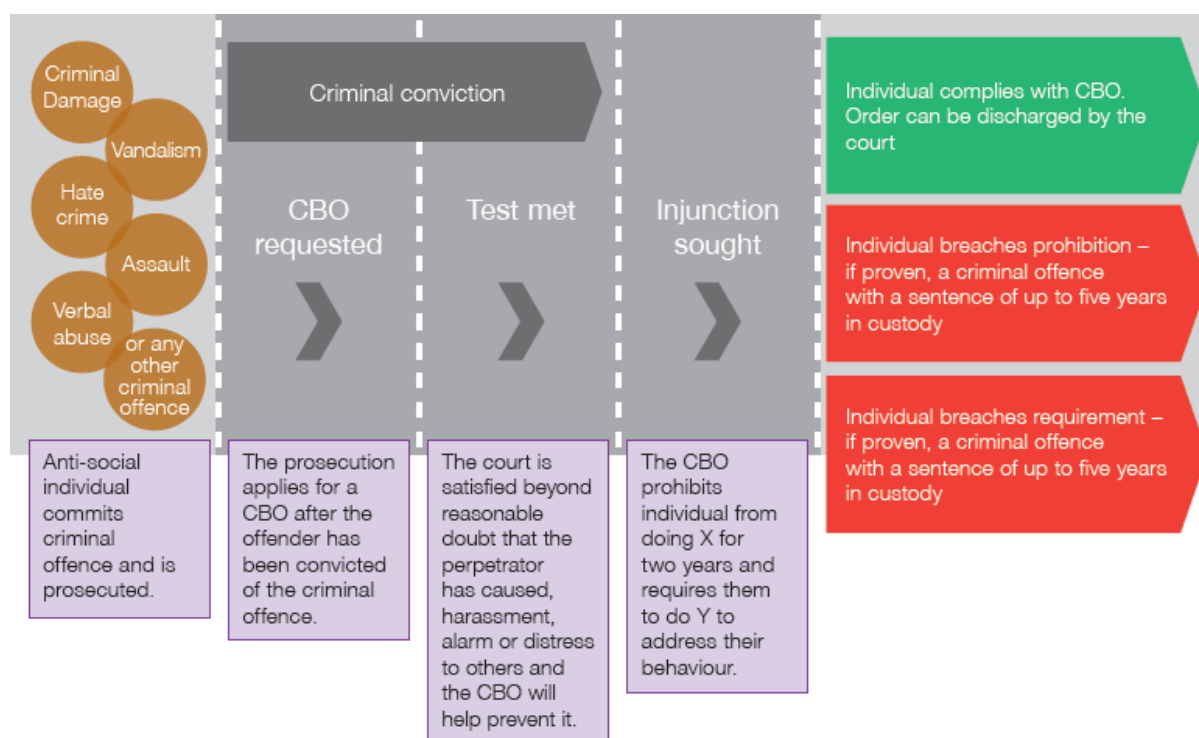


- 3.43 Prior to the 2014 ASB Act, the court had discretion as to whether to evict a tenant under the Housing Act 1985 and 1988 when the landlord sought possession of secure and assured tenancies because the tenant had been involved in anti-social behaviour. Landlords can now seek to evict tenants if it is proven that the tenant has been involved in anti-social behaviour or criminal activity and the court must evict them.
- 3.44 The Act introduces a new absolute ground for possession of secure and assured tenancies where anti-social behaviour or criminality has already been proven by another court.
- 3.45 Prevention and early intervention should be at the heart of all landlords' approaches to dealing with anti-social behaviour. The evidence shows this is the case with over 80% of anti-social behaviour complaints resolved by social landlords through early intervention and informal routes without resorting to formal tools.
- 3.46 It is, however, a source of frustration for landlords and victims that in exceptional cases where anti-social behaviour (or criminality) persists and it becomes necessary to seek possession, the existing process for evicting anti-social tenants is often very lengthy and expensive for landlords and the courts and, most importantly, prolongs the suffering of victims, witnesses and the community.
- 3.47 The court must grant possession (subject to any available human rights defence raised by the tenant, including proportionality) provided the landlord has followed the correct procedure and at least one of the following five conditions is met:
- The tenant, a member of the tenant's household, or a person visiting the property has been convicted of a serious offence;
 - The tenant, a member of the tenant's household, or a person visiting the property has been found by a court to have breached a civil injunction;
 - The tenant, a member of the tenant's household, or a person visiting the property has been convicted for breaching a criminal behaviour order;
 - The tenant's property has been closed for more than 48 hours under a closure order for anti-social behaviour; or
 - The tenant, a member of the tenant's household, or a person visiting the property has been convicted for breaching a noise abatement notice or order.
- 3.48 The offence or anti-social conduct must have been committed in, or in the locality of, the property, affected a person with a right to live in the

locality of the property or affected the landlord or the landlord's staff or contractors.

3.49 This new ground is an additional tool to provide more flexibility for landlords but will be applicable only in limited circumstances. Details are provided here for information and no decision is required from the Executive Councillor.

Criminal Behaviour Orders (CBO)



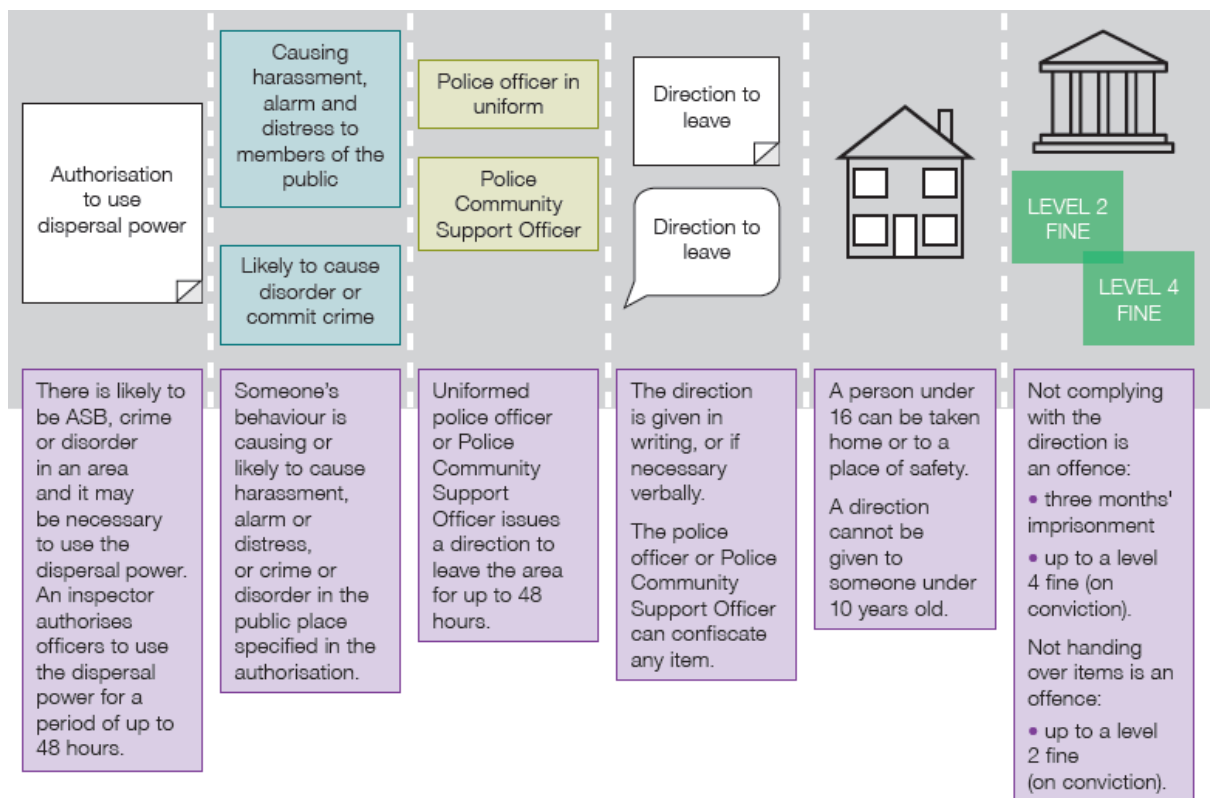
3.50 Criminal Behaviours Orders are issued by any criminal court against a person who has been convicted of an offence to tackle the most persistently anti-social individuals who are also engaged in criminal activity.

3.51 The prosecution, usually the Crown Prosecution Service (CPS), but in some cases it could be a local council, may apply for the CBO after the offender has been convicted of a criminal offence. The prosecution can apply for a CBO on its own initiative or following a request from a council or the police. The CBO hearing will occur after, or at the same time as, the sentencing for the criminal conviction.

3.52 For a CBO to be made the court must be satisfied, beyond reasonable doubt, that:

- α the offender has engaged in behaviour that caused, or was likely to cause, harassment, alarm or distress to any person; and
- α that the court considers making the order will help in preventing the offender from engaging in such behaviour.

Dispersal Power (Police Power Only)



3.53 The dispersal power is a flexible power which the police can use in a range of situations to disperse anti-social individuals and provide immediate short-term respite to a local community. The power is preventative as it allows an officer to deal instantly with someone's behaviour and nip the problem in the bud before it escalates.

3.54 In areas where there are regular problems, the police force should work with the local council to find sustainable long-term solutions. In all instances, the impact on the local community should be considered before using the dispersal power.

NB: The process charts used in this report are extracted from the Home Office document "Anti-social Behaviour, Crime and Policing Act 2014: Reform of anti-social behaviour powers – Statutory guidance for frontline professionals".

4. Implications

(a) Financial Implications

None at present.

(b) Staffing Implications (if not covered in Consultations Section)

None at present. However, we do not know how many Community Trigger applications we will receive and until this is tested we don't know what implications it has for our available resource.

(c) Equal Opportunities Implications

An EqlA has been carried out in relation to the Community Trigger procedure. Where the new powers have created policy changes EqlAs will need to be carried out accordingly.

(d) Environmental Implications

Nil: to indicate that the proposal has no climate change impact.

(e) Procurement

None

(f) Consultation and communication

- α Consultation carried out as stated in paragraph 3.9 and 3.10
- α Consultation has also been carried out with managers from Environmental Health, Street and Open Spaces, City Homes, Legal Department, Democratic Services
- α Consultation with Cambridgeshire and Peterborough Police Force and other districts has been carried out through workshops and a county wide steering group
- α Consultation with the Police and Crime Commissioner will be required to agree the appeal process for the Community Trigger
- α A communications plan for raising awareness of the Community Trigger has been developed.

5. Background papers

These background papers were used in the preparation of this report:

- α Anti-social Behaviour, Crime and Policing Act 2014: Reform of anti-social behaviour powers – Statutory guidance for frontline staff

6. Appendices

Threshold and procedure for the Community Trigger
List of the six new powers Appendix 2
Delegations table Appendix 3

7. Inspection of papers

To inspect the background papers or if you have a query on the report please contact:

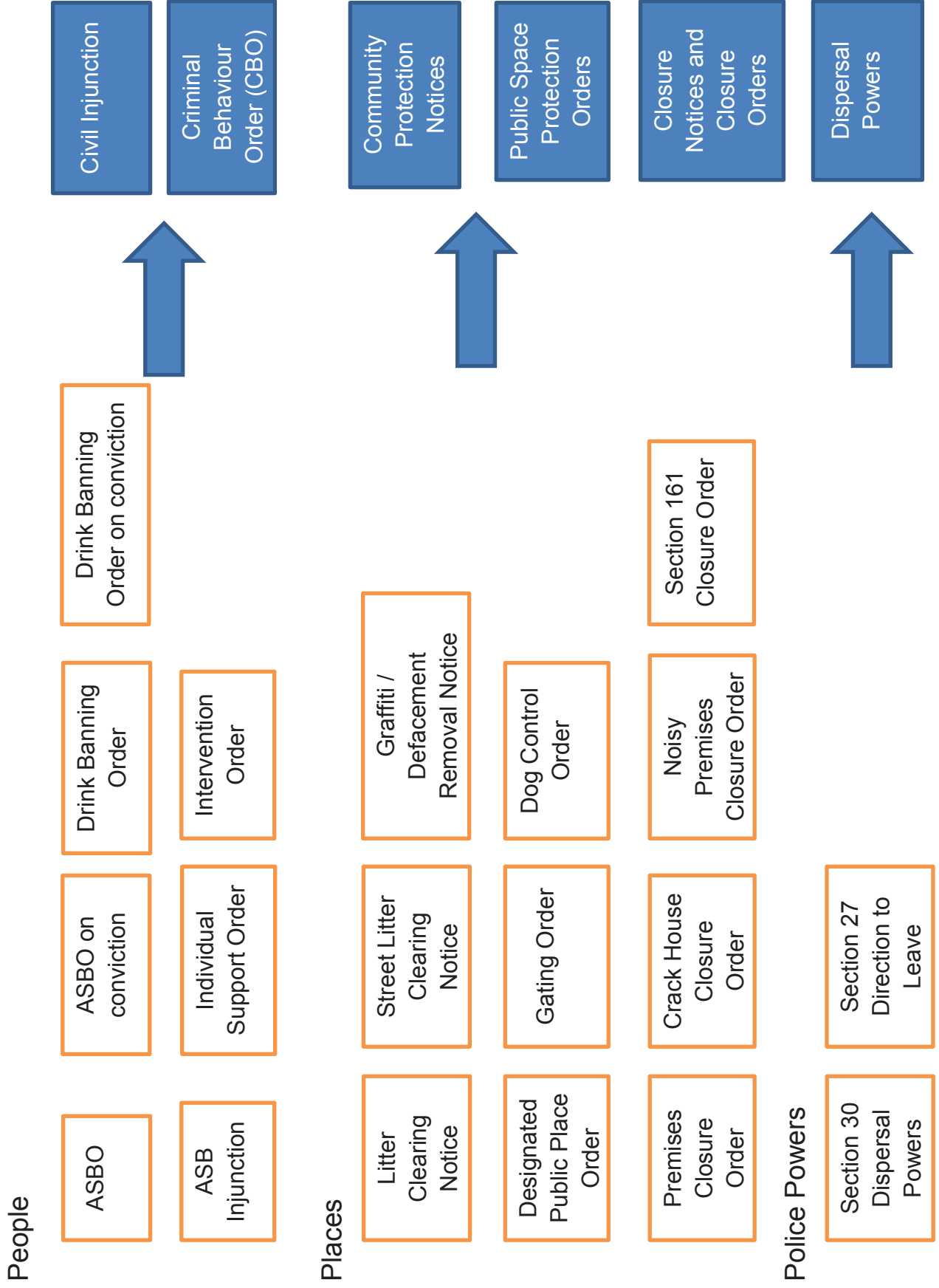
Author's Name: Lynda Kilkelly

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Author's Email: lynda.kilkelly@cambridge.gov.uk

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Simplification from 19 to 6

Powers available from October 2014



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Community Trigger

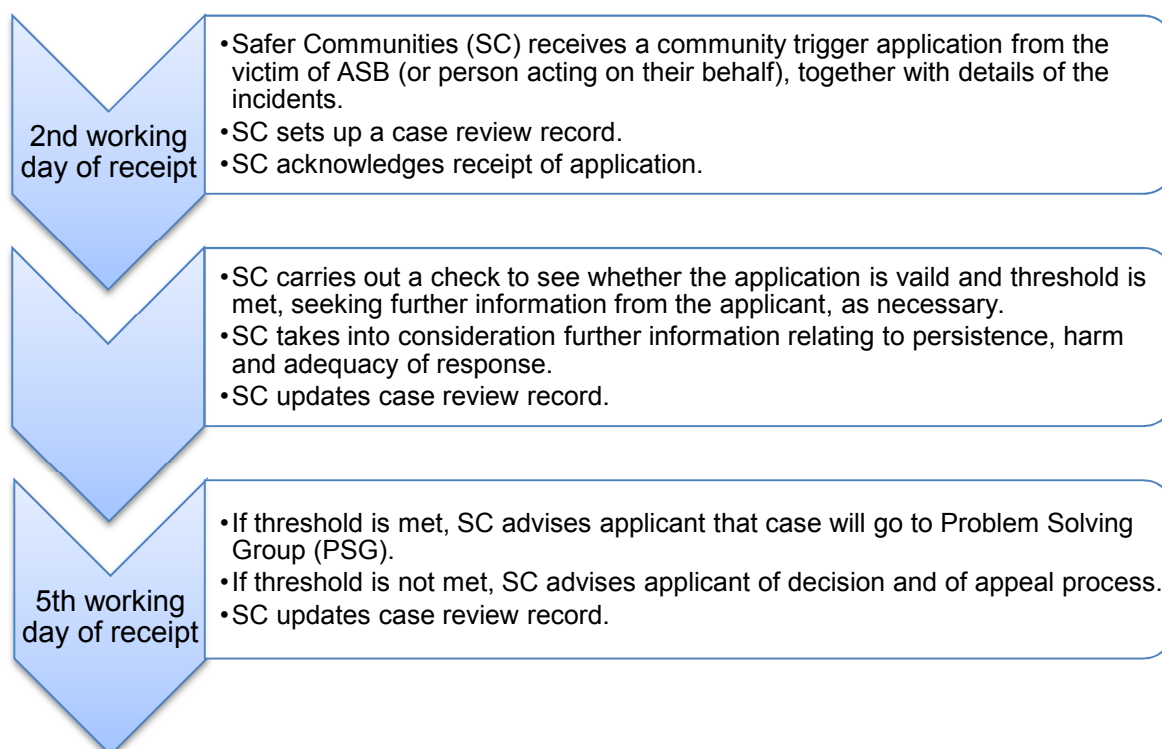
The Community Trigger gives victims and communities the right to request a review of their case and bring agencies together to take a joined up, problem solving approach to find a solution.

An application under the community trigger procedure can be made when three qualifying complaints of anti-social behaviour (ASB) have been made within a six months period, and the victim feels that the relevant agencies have made no or inadequate response . This is called the threshold.

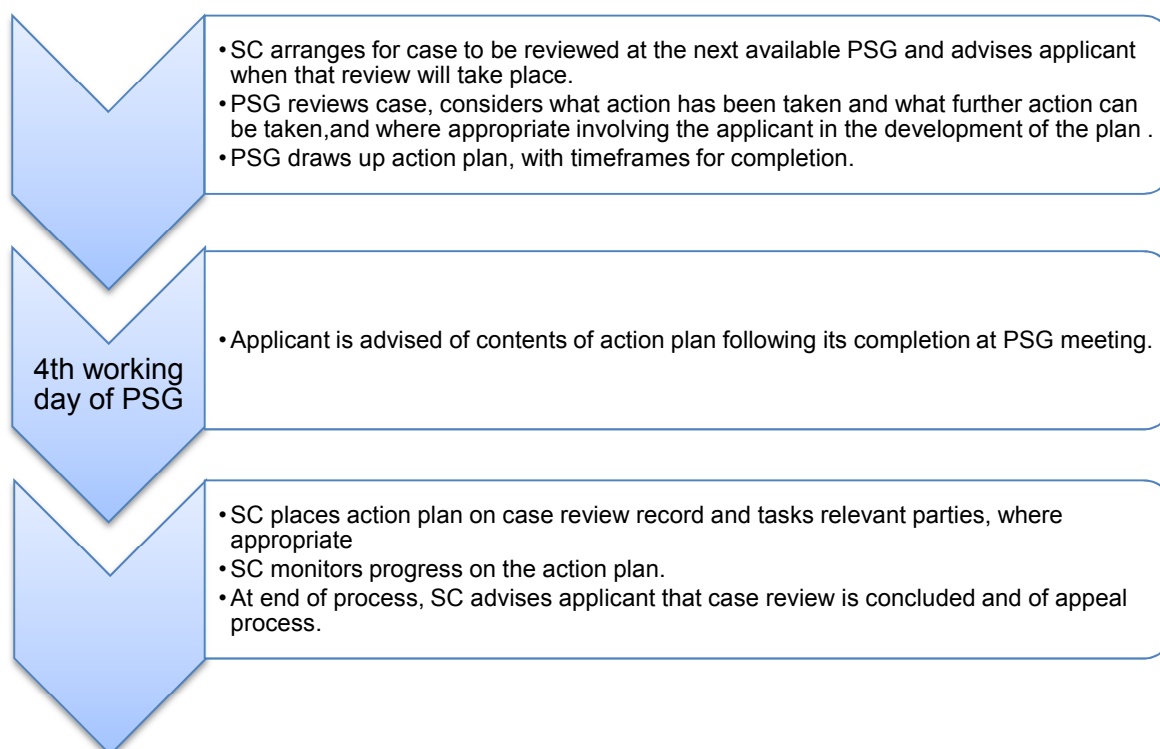
A qualifying complaint is one where:

- ☐ The complaint of ASB has been reported within one month of it taking place; and
- ☐ The application is made within six months of the original report of ASB.

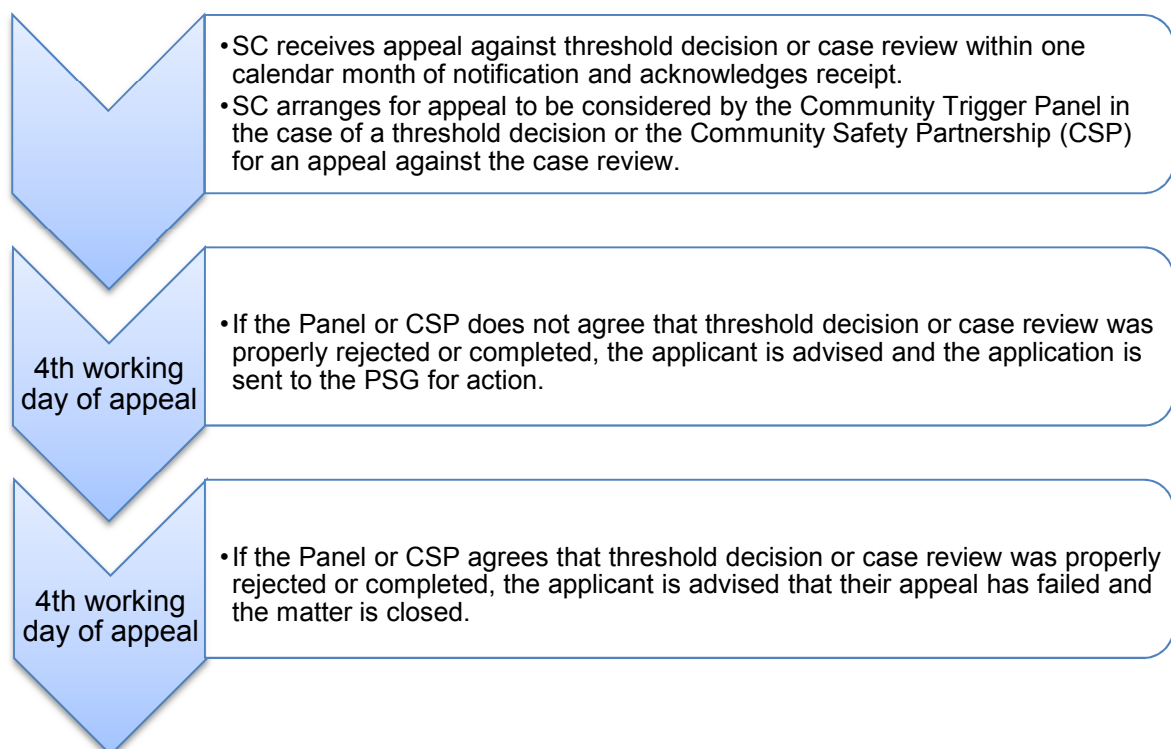
Initial Process



Review Process



Appeal Process¹



¹ Assuming PCC is not involved in the appeal process.

Power	New/existing power	Purpose	Applicants	Test	Penalty on breach	Appeal
Closure Power	Existing power but modified	To allow the Police or Council to quickly close premises which are being used, or likely to be used, to commit nuisance or disorder.	Police, Council	Satisfied that the use of particular premises has resulted or is likely soon to result in nuisance to members of the public or that there has been or is likely soon to be disorder near those premises associated with the use of those premises, and that the notice is necessary to prevent the nuisance or disorder from continuing, recurring or occurring.	Criminal offence - unlimited fine or prison	Appeal to the Crown Court
Community Protection Notice	Existing power but modified	To stop a person, business or organisation committing anti-social behaviour which spoils the community's quality of life.	Police, Council, Designated Social landlords	The conduct of the individual, business or organisation is having a detrimental effect on the quality of life of those in the locality, is persistent or continuing in nature and is unreasonable.	Criminal offence - fine	Appeal to the Magistrates Court
Criminal Behaviour Order	Existing power but modified	To deal with a wide range of anti-social behaviours with the aim to tackle the most serious and persistent offenders and available on conviction for any criminal offence.	CPS	Offender has engaged in behaviour that caused, or was likely to cause, harassment, alarm or distress to one or more persons and that making the order will help in preventing the offender from engaging in such behaviour.	Criminal offence - fine and or prison	Appeal to the Crown Court
Civil Injunction	Existing power but modified	To stop or prevent individuals engaging in anti-social behaviour quickly before they escalate.	Police, Council, Housing Provider, NHS, Environment Agency	Evidence to the civil standard of proof that the respondent has engaged in, or is threatening to engage in, conduct capable of causing nuisance or annoyance to another person.	Contempt of Court - fine or prison	Appeal to Crown Court
Police Dispersal Power	Existing power but modified	Requires a person committing or likely to commit anti-social behaviour, crime or disorder to leave an area for up to 48 hours.	Police	Reasonable grounds to suspect that the behaviour of the person has contributed or is likely to contribute to members of the public in the locality being harassed, alarmed or distressed or to crime and disorder occurring in the locality. Giving a direction to the person is necessary for the purpose of removing or reducing the likelihood of anti-social behaviour, crime or disorder.	Criminal offence - fine and or prison	Appeal to Police
Public Spaces Protection Order	Existing power but modified	To stop individuals or groups committing anti-social behaviour in a public space.	Council after consultation with Police and Crime Commissioner and Police	The activities carried out have had, or are likely to have a detrimental effect on the quality of life of those in the locality, is likely to be persistent or continuing in nature, is unreasonable and justifies the restrictions imposed.	Criminal offence - fine	Appeal to High Court by anyone who lives in or regularly works or visits the area subject to PSPO.

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Delegations to Council Officers in relation to Anti Social Behaviour following the coming into force of the Anti-social Behaviour, Crime and Policing Act 2014	
Current relevant delegations	Recommended delegations
<p data-bbox="141 384 987 448"> 1. Delegated by the Executive Councillor for Housing to the Director of Customer and Community Services </p> <p data-bbox="91 488 994 592"> “The Council’s powers relating to Housing Management and Anti-Social Behaviour as contained in the Anti-Social Behaviour Act 2003” </p>	<p data-bbox="1037 384 1850 488"> Delegated by the Leader and Executive Councillor for Strategy to the Director of Customer and Community Services:: </p> <p data-bbox="1037 531 1554 563"> in addition to the existing delegation” </p> <p data-bbox="1037 603 1948 783"> The Council’s powers and functions relating to anti-social behaviour as contained in the Anti-Social Behaviour, Crime and Policing Act 2014 with the exception of Public Spaces Protection Orders and approval of the Community Trigger Threshold and procedure. </p>
<p data-bbox="141 825 987 922"> 2. Delegated by the Executive Councillor for Community Development and Health to the Director of Customer and Community Services </p> <p data-bbox="91 962 943 1066"> “S1 Crime and Disorder Act 1998 (ASBOS) and subject to notifying the Leader and the Spokespersons of the Strategy Committee of any order which has been authorised” </p> <p data-bbox="91 1106 1010 1177"> Note: S1 has been repealed by the Anti-Social Behaviour, Crime and Policing Act 2014 </p>	<p data-bbox="1037 825 1939 890"> Delegated by the Leader and Executive Councillor for Strategy to the Director of Customer and Community Services </p> <p data-bbox="1037 930 1910 1106"> “Injunctions under Part 1 of the Anti-Social Behaviour, Crime and Policing Act 2014 including the decision about whether to publicise an injunction subject to notifying the Leader, and the Chair and Spokespersons of the Strategy and Resources Scrutiny Committee when publicity has been authorised” </p> <p data-bbox="1037 1145 1939 1433"> “Criminal Behaviour Orders (CBOs) under Part 2 of the Anti-Social Behaviour, Crime and Policing Act 2014 including the decision about whether to publicise a CBO except when an order prohibiting publication has been made under section 39 of the Children and Young Persons Act 1933, subject to notifying the Leader and the Chair and Spokespersons of the Strategy and Resources Scrutiny Committee when publicity has been authorised” </p>

<p>3. Currently delegated to Head of Refuse and Environment</p> <p>Prevention control and remedy of statutory nuisances</p> <p>Monitoring and control of noise, including management of the Noise Call Out Service and powers under Anti-Social Behaviour Act 2003 (NB the delegation to close premises causing a noise problem under the 2003 Act is to the Chief Executive, who in turn authorized the HEHWS to undertake this function (29.4.04)</p> <p>Other Public Health regulatory functions not otherwise specified within these delegations</p> <p>Note: the provisions of the Anti-Social Behaviour Act 2003 relating to closure of noisy premises have been repealed by the Anti-Social Behaviour, Crime and Policing Act 2014</p>	<p>Delegated by the Leader and Executive Councillor for Strategy to the Director of Customer and Community Services, the Director of Environment and the Head of Refuse and Environment</p> <p>In addition to the current delegation</p> <p>To authorise the issue and enforcement of Community Protection Notices under Part 4 of the Anti-Social Behaviour, Crime and Policing Act 2014</p> <p>Note: The delegation of this power to the Director of the Environment and Director of Customer and Community Services will enable the Directors to delegate the issue of Community Protection Notices to officers within their departments as they consider appropriate to enable enforcement to be carried out effectively</p>
<p>4. Currently delegated to the Director of Customer and Community Services</p> <p>“Consultation with the Police generally in relation to the closure of premises where drugs are used unlawfully under Part 1 of the Anti- Social Behaviour Act 2003”</p> <p>Note: Part 1 of the Anti-Social Behaviour Act 2003 has been repealed by the Anti-Social Behaviour, Crime and Policing Act 2014</p>	<p>From the Leader and Executive Councillor for Strategy to the Director of Customer and Community Services and the Head of Refuse and Environment</p> <p>The Council’s powers relating to Closure Notices and Closure Orders under Part 4 of the Anti-Social Behaviour Crime and Policing Act 2014 including issuing notices for periods not exceeding 24 hours, subject to the Chief Executive (or a person designated by her) having power to issue notices for periods up to 48 hours.</p> <p>Note: The Anti-Social Behaviour, Crime and Policing Act gives power to the Chief Executive (or a person designated by her) to issue notices for periods up to 48 hours. The Chief Executive will decide which officers she will designate.</p>