



14 March 2018

Dear Sir/Madam

A meeting of the Community Safety Committee will be held on Thursday 22 March 2018 in the New Council Chamber, Town Hall, Beeston commencing at 7.00pm.

Should you require advice on declaring an interest in any item on the agenda, please contact the Monitoring Officer at your earliest convenience.

Yours faithfully

Chief Executive

To Councillors:	D Bagshaw	J Gould (Chair)
	M Brown (Vice Chair)	G Harvey
	B C Carr	S Kerry
	E Cubley	J M Owen
	T A Cullen	J C Patrick

1. APOLOGIES FOR ABSENCE

2. DECLARATIONS OF INTEREST

Members are requested to declare the existence and nature of any disclosable pecuniary interest and/or other interest in any item on the agenda.

3. MINUTES

PAGES 1 - 4

The Committee is asked to confirm as a correct record the minutes of the Community Safety Committee meeting held on 18 January 2018.

4. PRESENTATION FROM REDTHREAD CHARITY

The Committee will receive a presentation from the youth worker charity, Redthread, which is running a three year pilot of its pioneering hospital based youth violence intervention programme at Queen's Medical Centre.

5. FOOD STANDARDS AGENCY AUDIT PAGES 5 - 10

To advise Committee of the updated action plan following the Food Standards Agency audit of the Council's food hygiene function.

6. PERFORMANCE MANAGEMENT – REVIEW OF BUSINESS PLAN PROGRESS – COMMUNITY SAFETY AND HEALTH PAGES 11 - 15

To report progress against outcome targets identified in the Community Safety Business Plan, linked to Corporate Plan priorities and objectives, and to provide an update as to the latest key performance indicators in the Community Safety and Health Business Plan.

7. DEMENTIA ACTION PLAN PAGES 16 - 20

To advise the Committee of the Dementia Action Plan.

8. BASIL RUSSELL PLAYING FIELDS PUBLIC SPACES PROTECTION ORDER PAGES 21 - 26

To seek approval to undertake consultation with a view to renewing a Public Spaces Protection Order to help control issues around dogs on Basil Russell Playing Fields, Maple Drive, Nuthall.

9. WORK PROGRAMME PAGE 27

To consider items for inclusion in the Work Programme for future meetings.

COMMUNITY SAFETY COMMITTEE

18 JANUARY 2018

Present: Councillor J Goold, Chair

Councillors: D Bagshaw
J Briggs (substitute)
M Brown
S J Carr (substitute)
G Harvey
E Kerry (substitute)
S Kerry
R I Jackson
G Marshall
J C Patrick

Apologies for absence were received from Councillors B C Carr, E Cubley, T A Cullen, J M Owen and M Radulovic MBE.

26. **DECLARATIONS OF INTEREST**

There were no declarations of interest.

27. **MINUTES**

The minutes of the meeting held on 9 November 2017 were confirmed and signed.

28. **PRESENTATION BY AGE FRIENDLY BROXTOWE**

The Committee received a presentation by Age Friendly Broxtowe, which was running pilot schemes in Broxtowe and Mansfield to engage lonely elderly people. The initiative was focused on establishing community groups that would be self-sufficient after Nottinghamshire County Council withdrew support.

The Committee noted that Broxtowe and Mansfield had been chosen as pilot areas as they had a large number of people aged over 65 living alone. Around 150 people were attending seven groups and the aim was to increase that number to 200 over time.

29. PARKING SERVICES ANNUAL UPDATE

The Committee noted the report which included information on the shared service with Rushcliffe Borough Council.

The Committee was informed that the lease on the Technology Drive Car Park would be a nominal amount and all of the income would come to Broxtowe Borough Council. It was also explained that the capital cost of pay and display machines in Rushcliffe Borough Council car parks was just for information; Broxtowe Borough Council was not paying for these.

30. TECHNOLOGY DRIVE, BEESTON OFF-STREET CAR PARKING ORDER, 2018

The Committee discussed the Technology Drive, Beeston off-street car parking order. There had been no objections at any stage and construction was due to start in March 2018.

RESOLVED that the making of the Technology Drive, Beeston off – street Parking Order be approved.

31. CCTV UPDATE

The Committee noted the updates regarding the Council's closed-circuit television (CCTV) cameras and the shared service partnership that operates them.

32. FOOD STANDARDS AGENCY AUDIT

The Committee noted progress made following the Food Standards Agency audit of the Council's food hygiene function. It was noted that additional resources for food hygiene inspections had been approved by the Finance and Resources Committee.

33. UPDATE ON ANTI-SOCIAL BEHAVIOUR PLAN

The Committee noted the progress made of the Anti-social Behaviour (ASB) Action Plan. There was a general discussion about the inadequacy of the police's response to anti-social behaviour with particular reference to lack of officers, the small number of people causing problems and the unwillingness of victims to make statements. It was also noted that there was a difficulty in dealing with some ASB activity where the perpetrators were under 16 years old.

Discussion progressed on to ways for the Committee to bring its dissatisfaction to the attention of the police. It was agreed that cuts to the police force were having an effect in the service, but that there were also

concerns that cuts were not being applied equally, for example, policing resources were being focused in Nottingham City Centre to the detriment of South Nottinghamshire.

It was agreed that the Chair would invite the Police and Crime Commissioner for Nottinghamshire to attend the next Committee to explain why more was not being done to tackle crime and ASB in Broxtowe.

34. CHILD POVERTY ACTION PLAN

The Committee was invited to consider the Child Poverty Action Plan 2018/20 comprised of actions being undertaken by Broxtowe Borough Council departments to tackle the drivers of child poverty. It was noted that the worst area for child poverty was Eastwood South, followed by Beeston, Stapleford and Chilwell.

It was noted that the criteria for applying for Warm Homes on Prescription may be reassessed on a county wide basis to look at the possibility of including mental illness.

Discussion progressed on to Eastwood South. It was noted that much of the work in Eastwood South was conducted through the Eastwood South Focus Group. There were currently issues around getting statistics for instances of domestic violence which was supposed to be provided by Women's Aid Integrated Services (WAIS) as part of their contract with the Police and Crime Commissioner.

RESOLVED that the Child Poverty Action Plan 2018/20 be approved.

35. BUSINESS PLANS AND FINANCIAL ESTIMATES 2018/19 – 2020/21

The Committee considered the business plans and financial estimates for 2018/19 – 2020/21.

As there were no items in the capital programme it was proposed by Councillor M Brown and seconded by Councillor S Kerry that this be deleted from the recommendation. On being put to the meeting the motion was carried.

RESOLVED that the Health and Community Safety Business Plan and the detailed revenues budget estimates (base) including any revenue development submissions and the fees and charges for 2018/19 be recommended to the Finance and Resources Committee.

37. WORK PROGRAMME

The Committee considered the work programme. After discussion the invitation of the Police and Crime Commissioner and an item on Dog Fouling were added to the work programme.

RESOLVED that the work programme, as amended, be approved.

Report of the Chief Executive

FOOD STANDARDS AGENCY AUDIT1. Purpose of report

To advise Committee of the updated action plan following the Food Standards Agency audit of the Council's food hygiene function.

2. Detail

In 2017, the Council's food hygiene service was audited by the Food Standards Agency. The final report and associated action plan, along with progress against that plan, have all been reported to this Committee.

The Food Standards Agency has been monitoring our progress and is required to publish an updated action plan. Although at the time of preparation of this report, the updated action plan had not been published, the final version, as agreed with the Food Standards Agency, is attached at the appendix.

Recommendation

Committee is asked to NOTE the updated Food Safety Action Plan.

Background papers

Nil

TO ADDRESS (RECOMMENDATION INCLUDING STANDARD PARAGRAPH)	BY (DATE)	PLANNED IMPROVEMENTS	PROGRESS	ACTION TAKEN TO DATE
<p>Recommendation 2 - Sufficient Authorised Officers [The Standard - 5.3]</p> <p>The Authority should ensure it has sufficient numbers of authorised officers to carry out all food hygiene law activities required by the Framework Agreement and Food Law Code of Practice</p>	<p>31/06/2017</p> <p>31/07/2017</p> <p>31/07/2017</p>	<p>Data cleansing completed.</p> <p>Seek approval for additional funding for staff to complete overdue interventions.</p> <p>Additional staff resource to be in place.</p>	<p>Completed</p> <p>Completed</p> <p>31/3/18</p>	<p>The Chief EHO has confirmed the database has been reviewed to ensure an accurate record of food businesses are retained.</p> <p>Approval to request funding for temporary staffing at the next Finance and Resources Committee (13/07/2017) was obtained from the Community Safety Committee (CSC) on 20/04/2017. To expedite this issue the report was presented to the CSC immediately after the audit before the formal report was received from the Food Standards Agency.</p> <p>Agreed by Finance and Resources Committee 13/7/17.</p> <p>Temporary officer appointed and started work 4/9/17. Approval given by the Finance and Resources Committee on 8/1/18 to approve appointment of 1 FTE permanent Food Officer Recruitment in progress.</p>

TO ADDRESS (RECOMMENDATION INCLUDING STANDARD PARAGRAPH)	BY (DATE)	PLANNED IMPROVEMENTS	PROGRESS	ACTION TAKEN TO DATE
<p>Recommendation 3 - Frequency of Interventions [The Standard – 7.1]</p> <p>The Authority should carry out intervention/inspections at a frequency which is not less than that specified by the Food Law Code of Practice and centrally issued guidance.</p>	30/04/2017	Re-allocation of food premises to officers.	Completed	All premises including low risk have been allocated to individual officers' workload.
	30/04/2017	Monthly monitoring of intervention frequency.	Completed and on-going	Report generated by Chief EHO and reported to meetings with Head of Service and Committee Chair.
	31/01/2018	Review whether numbers of overdue premises have been reduced, and undertake appropriate action if not.	31/3/18	<p>Appointment of temporary officer has resulted in the number of overdue premises reducing. Numbers of overdue premises coming down. As at 8/2/18, 243 of the initial backlog (480) had been inspected.</p> <p>Further review of the situation will be taken at end of January and report taken to the next available CSC on 22/3/18.</p>

TO ADDRESS (RECOMMENDATION INCLUDING STANDARD PARAGRAPH)	BY (DATE)	PLANNED IMPROVEMENTS	PROGRESS	ACTION TAKEN TO DATE
<p>Recommendation 4 - Authorisation – level of authorisation [The Standard 5.3]</p> <p>Review officer authorisations and ensure those officers whose duties would extend to exercising powers under the Trade in Animal and Related Products Regulations 2011 are appropriately authorised in line with their competencies and the Codes of Practice.</p>	30/06/2017	Review of authorisations to be undertaken. Necessary amendments made to include these Regulations.	Completed	Officer authorisations have been updated to include relevant legislation where appropriate.
<p>Recommendation 5 – Policies and Procedures – review and updating [The Standard 4.1]</p> <p>Ensure documented policies and procedures for each of the enforcement activities covered by the Standard are reviewed at regular intervals and when there are changes to legislation or centrally issued guidance.</p>	30/06/2017	Review of all documented policies and procedures with a bi-annual refresh if not reviewed before following changes in legislation or centrally issued guidance.	Completed and ongoing.	Policies and procedures have been reviewed and ongoing review system in place

Report of the Chief Executive

**PERFORMANCE MANAGEMENT – REVIEW OF BUSINESS PLAN
PROGRESS – COMMUNITY SAFETY AND HEALTH**1. Purpose of report

To report progress against outcome targets identified in the Community Safety Business Plan, linked to Corporate Plan priorities and objectives, and to provide an update as to the latest key performance indicators in the Community Safety and Health Business Plan.

2. Background

The Corporate Plan 2016-2020 was approved by Cabinet on 9 February 2016. Business Plans linked to the five corporate priority areas of Housing, Business Growth, Environment, Health and Community Safety are reviewed and refreshed annually. This Committee approved the current Community Safety and Health Business Plan on 19 January 2017.

3. Performance management

As part of the Council's performance management framework, each Committee receives regular reports during the year which review progress against their respective Business Plans. This will include a detailed annual report where performance management and financial outturns are considered together following the year-end.

This quarterly report is intended to provide this Committee with an overview of progress towards Corporate Plan priorities from the perspective of the Community Safety and Health Business Plan. It provides a summary of the progress made to date on key tasks and priorities for improvement in 2017/18 and the latest data relating to Key Performance Indicators (KPI). This summary is detailed in appendix 1.

Recommendation

The Committee is asked to NOTE the progress made in achieving the Business Plan for Community Safety and Health and the current Key Performance Indicators for 2017/18.

Background papers

Nil

APPENDIX 1

PERFORMANCE MANAGEMENT

1. Background - Corporate Plan

The Corporate Plan for 2016-20 was approved by Cabinet on 9 February 2016. It has been developed setting out the Council's priorities to achieve its vision to make "Broxtowe a great place where people enjoy living, working and spending leisure time." Over the period, the Council will focus on the priorities of Housing, Business Growth, Community Safety, Health and Environment.

The Corporate Plan prioritises local community needs and resources are directed toward the things they think are most important. These needs are aligned with other local, regional and national plans to ensure the ambitions set out in our Corporate Plan are realistic and achievable.

2. Business Plans

The Business Plans are linked to the five corporate priority areas, including Community Safety and Health, and were approved by the respective Committees in January/February 2017.

The Council's priority for Community Safety is that 'Broxtowe will be a place where people feel safe and secure in their communities'. Its objectives are to:

- Reduce the amount of anti-social behaviour in Broxtowe (CS1)
- Reduce domestic violence in Broxtowe (CS2)

The Council's priorities and objectives for Health is that 'People in Broxtowe enjoy longer, active and healthy lives'. Its objectives are to:

- Increase the number of people who have active lifestyles (He1)
- Work with partners to improve the health of the local population (He2)
- Reduce alcohol related harm in Broxtowe (He3)

The Business Plans detail the projects and activities undertaken in support of the Corporate Plan for each priority area. These cover a three-year period but will be revised and updated annually. Detailed monitoring of progress against key tasks and outcome measures in the Business Plans is undertaken regularly by the relevant Committee. This will include a detailed annual report where performance management and financial outturns are considered together following the year-end as part of the Council's commitment to closely align financial and performance management.






3. Performance Management









As part of the Council's performance management framework, this Committee receives regular reports of progress against the Community Safety and Health Business Plan.

This report provides a summary of the progress made to date on key tasks and priorities for improvement in 2017/18 (as extracted from the Pentana Performance management system). It also provides the latest data relating to Key Performance Indicators (KPI).




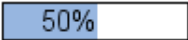





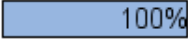
The Council monitors its performance using the Pentana Performance management system. Members have been provided with access to the system via a generic user name and password, enabling them to interrogate the system on a 'view only' basis. Members will be aware of the red, amber and green traffic light symbols that are utilised to provide an indication of performance at a particular point in time.

The key to the symbols used in the Pentana performance reports is as follows:

























Action Status Key		
	Completed	The action/task has been completed
	In Progress	The action/task is in progress and is currently expected to meet the due date
	Warning	The action/task is approaching its due date (and/or one or more milestones is approaching or has passed its due date)
	Overdue	The action/task has passed its due date
	Cancelled	This action/task has been cancelled or postponed

Key Performance Indicator and Trends Key			
	Alert		Improving
	Warning		No Change
	Satisfactory		Getting Worse
	Unknown		Data Only

Community Safety Key Tasks and Priorities for Improvement 2017/18

Icon	Action Code	Action Title	Action Description	Progress Bar	Due Date	Comments
	COMS 1620_16	Develop and deliver 2017 Action Plans for Broxtowe Strategic Partnership	Develop and deliver Action Plans for Broxtowe Strategic Partnership		31-Mar-2017	The Action Plan is in place and at the delivery phase.
	COMS 1620_23	Review Contaminated Land Strategy	Review Contaminated Land Strategy		31-Dec-2017	Draft completed for review by Leisure and Environment Committee on 28 March 2018.
	COMS 1720_01	ECINs case management for ASB cases	Implement the ECINs case management and data sharing system for all anti-social behaviour cases referred to Council departments		30-Sep-2017	An E-Learning course in Broxtowe Learning Zone was launched in November 2017. The ECINs case management system is now live.
	COMS 1720_04	ASB Action Plan	Create and deliver the cross Departmental ASB Action Plan		31-Mar-2018	Plan created. Progress was reported to Community Safety Committee on 18 January 2018.
	COMS 1720_05	Health Action Plan to incorporate Dementia and Alcohol Action Plans	Embed Dementia Action Plan and Alcohol Action Plan within the Health Action Plan		31-Mar-2018	The Health Action Plan has been completed.

Community Safety Key Performance Indicators 2017/18

Traffic Light Icon	PI Code & Short Name	2016/17	Q2 2017/18	Q3 2017/18	Current Target	Short Term Trend	Long Term Trend	Notes
	ComS_012 ASB cases Environmental Health closed in 3 months	70.8%	74.5%	95.6%	60%			In Q2 114 cases closed within 3 months with 153 new cases received. In Q3 109 cases were closed within three months and 114 new cases received.
	ComS_013 ASB cases Housing closed in 3 months	67.1%	100%	75%	60%			In Q2 44 cases closed within 3 months with 37 new cases received. In Q3 27 cases were closed within three months and 36 new cases received.
	Coms_014 ASB Cases Community Services closed in 3 months	53.6%	13.3%	25.7%	60%			In Q2 4 cases closed within 3 months with 30 new cases received. In Q3 9 cases were closed within three months and 35 new cases received. However, this indicator will be reviewed for 2018/19 as it currently captures information outside of this Council's control.
	Coms_048 Food Inspections: High Risk	88%	85%	58%	100%			In Q3 fewer inspections carried out as the team conducted licence checks. On track to complete all inspections in 2017/18.
	ComS_053 Respond to specific complaints/accident notifications/requests	97%	100%	100%	100%			A vacant post was filled during quarter 2 which contributed to an increase in responses.
	ComS_032 Residents surveyed who feel safe outside in local area during the day	97.5%	-	-	97%			Last survey undertaken in January 2018. Results not yet available.
	ComS_033 Residents Surveyed who feel safe outside in the local area after dark	72%	-	-	77%			Last survey undertaken in January 2018. Results not yet available.
	ComS_034 Individuals/Families surveyed who feel safer as a result of sanctuary adaptations to their properties (%)	-	-	-	-			Data not yet available.

Report of the Chief Executive

DEMENTIA ACTION PLAN1. Purpose of report

To advise the Committee of the Dementia Action Plan.

2. Detail

According to Alzheimer's Research UK, 850,000 people are estimated to be living with dementia in the UK and 1 in 14 people over the age of 65 have dementia in the UK. The number of people with dementia is expected to grow rapidly over the next several decades. As age is the biggest risk factor for dementia, increasing life expectancy is the driving force behind this projected rise.

It is estimated that approximately 1,600 people have been diagnosed with dementia in Broxtowe. However, research has indicated that only 43% of people with dementia have been diagnosed. This would indicate the actual number in Broxtowe who have the condition is over 3,000.

While as a district council, Broxtowe Borough Council is not a provider of social or health care services, there are actions the authority can take which can play an important role in ensuring that people living with dementia and their families and carers, live happier, healthier and more independent lives.

One of the aims of the action plan is to help officers identify dementia and so ensure the Council's actions accord with Human Rights legislation.

The plan included at the appendix sets out the actions the authority intends to undertake as part of its commitment to being a Dementia Friendly Council.

3. Financial implications

The financial implications are contained within existing budgets.

Recommendation

Committee is asked to RESOLVE that the Dementia Action Plan be approved.

Background papers

Nil

DEMENTIA ACTION PLAN 2018

Action	Responsibility	Target date	Progress
RAISING AWARENESS			
1 a) Dementia awareness via ground floor Council Offices TV screen targeted at employees, councillors and members of the public	Communities Officer (Health)	Dementia Awareness Week 21 – 27 May Carers Awareness Week 11 – 17 June	
1b) Produce article for Broxtowe Matters	Communities Officer (Health)	May 2018	
1c) Raise awareness of Dementia cafés in Beeston and Eastwood	Communities Officer (Health)	For awareness weeks	
1d) Timed social media notifications	Corp Comms Mngr	For awareness weeks	
TRAINING			
2. Dementia Friends training for staff (email to be sent out Feb 2018 to gauge interest)	Communities Officer (Health)	December 2018	Communities Officer (Health) became Dementia Champion Jan 2018
3. Dementia Champions Training: encourage councillors and employees to become Dementia Champions	Communities Officer (Health)	December 2018	
4. Raise awareness of BLZ e-learning to help employees become more aware of the needs of people living with dementia and how they might need to take this on board when designing services	ICT Trainer	December 2018	

5. Run 3 Dementia Friend training sessions at Eastwood, Stapleford and Beeston Pubwatch meetings	Communities Officer (Health)	December 18	Stapleford confirmed interest
6. Run a Dementia Friend training session for businesses in each town centre in Broxtowe by targeting (in partnership) businesses that engage with the 'take a seat campaign'	Town Centre Manager	December 2018	Introductions made to Rob Bryant (Age Friendly Pilot in Beeston)
INCLUDING PEOPLE LIVING WITH DEMENTIA			
7. Older Persons' week. Explore the possibility to hold relevant activities, to include people living with dementia	Housing Operations Manager	October 2018	
8. Explore the possibility to train coaches to be Dementia Friends so leisure programmes can reflect an inclusive approach towards people living with dementia and their carers	Managing Director of Liberty Leisure	End December 2018	
9. Raise awareness of the Discretionary Dementia Grant from the Disabilities Facilities Grants fund for adaptations/assistive technology to make homes dementia friendly	Communities Officer (Health)	December 2018	Raised awareness at Stakeholder meeting Task and finish groups Jan 2018
11. Explore the possibility of building 2 dementia friendly bungalows	Head of Public Protection	May 2018	
SIGNAGE			
12. New dementia-friendly signage on ground floor of Council Offices will be considered as part of the New	Head of Built Environment	December 2018	

Ways of Working Project			
PREVENTION			
13. Encourage and promote activities evidence suggests are preventative factors			
(a) smoking cessation, obesity, physical activity	Communities Officer (Health)	Broxtowe Health Action Plan 2018/20	
(b) social contact: Age Friendly Pilot, Older Persons' week, Men in Sheds programme, walk and talk programme; encourage organisations to use What's On Where	Communities Officer (Health)		
(c) exercise: Corporate Plan priority to increase number of people who have active lifestyles	Managing Director of Liberty Leisure	See timescales set out in Health Business Plan	
Enable more inclusive activities at the leisure centres			
SUPPORT FOR CARERS			
14. Support actions within the Broxtowe Dementia Stakeholder /Meeting			
Mapping task and finish group on 18.1.18 Services task and finish group on 26.1.18	Chief Executive Communities Officer (Health)	Dec 2018	Carers' meeting held 30 November 2017. Task and finish groups set up to look at mapping of services and signposting Updates at stakeholder meeting 1st March 2018
15. Carers' Party with the Mayor hosting a reception for carers to acknowledge their contribution	Civic Officer/Mayor/ Beeston Memory Cafe	September 2018	Beeston Memory Café holding carers' party

			on 20 September 2018
NDAА			
16. Sign up to Nottinghamshire Dementia Action Alliance Attend NDAA meetings and support actions within plan	Communities Officer (Health)	June 2018	
POSITIVE PUBLICITY			
17. Positive publicity raising awareness - new Mayor does Dementia Friends training	Corporate Communications Manager	July 2018	
18. Positive publicity - Older Persons week highlighting inclusion of people living with dementia and their carers	Corporate Communications Manager	Oct 2018	
19. Update Dementia webpage with relevant information	Communities Officer (Health)	June 2018.	The webpage is in need of updates – review after updating this plan
EMPLOYEES			
20. The Council is committed to ensuring that its staff are treated with dignity and respect at work. Consideration will be given to carers through agreement to flexible working requests in accordance with the 2014 Flexible Working Regulations and the ACAS Code of Practice	Human Resources Manager	December 2018	

Report of the Chief Executive

BASIL RUSSELL PLAYING FIELDS PUBLIC SPACES PROTECTION ORDER1. Purpose of report

To seek approval to undertake consultation with a view to renewing a Public Spaces Protection Order to help control issues around dogs in Basil Russell Playing Fields, Maple Drive, Nuthall.

2. Background

Public Spaces Protection Orders (PSPOs) were introduced as a provision of the Anti-social Behaviour Crime and Policing Act 2014. Their purpose is to help curb various aspects of anti-social behaviour in public spaces in designated areas (known as restricted areas). PSPOs replace various measures, including Designated Public Places Orders (DPPOs). Further information on PSPOs is given in appendix 1.

In 2015 a PSPO for two years was created to control various issues around dogs in Basil Russell Playing Fields. These included dog fouling and dogs to be kept on leads. The reason for this Order being specifically made for that particular park was as a result of Nuthall Parish Council indicating they would assist with the enforcement of the PSPO by having individuals authorised by the Borough Council to undertake such activities.

The PSPO expired in September 2017 and the Parish Council has requested that it be renewed.

In view of the above, it is felt that consideration should be given to renewing the PSPO. A copy of the proposal is shown at appendix 2. In order to do this, Broxtowe Borough Council is required to undertake consultation on the proposal. After considering the results of the consultation, a decision on the making of the PSPO has to be made. A report detailing the results of the consultation and requesting a decision on the making of the Order and the delegation of enforcement powers to Nuthall Parish Council will be brought to a future meeting of this Committee.

3. Financial implications

The estimated costs of consultation including signage is £120. It is anticipated this will be met from existing budgets.

Recommendation

Committee is asked to RESOLVE that in accordance with the Anti-Social Behaviour, Crime and Policing Act 2014 appropriate consultation shall be carried out in respect of the making of a Public Spaces Protection Order in respect of Basil Russell Playing Fields as detailed in appendix 2.

Background papers

Nil

Further information about Public Spaces Protection Orders (PSPO)

The PSPO was introduced by the Anti-Social Behaviour, Crime and Policing Act 2014, and is designed to stop individuals or groups from committing anti-social behaviour. They are intended to be used to protect the public from behaviour that is having, or is likely to have a detrimental effect on the quality of life of those in the locality and is persistent and unreasonable. For example, the effect of the proposed PSPO for Basil Russell Playing Fields will be to prohibit dog fouling on the playing fields; require dogs to be kept on leads on the playing fields; and prevent dogs being taken into the children's play area.

A breach of the PSPO without reasonable excuse would be a criminal offence, subject to a Fixed Penalty Notice of £75 or prosecution. Fixed Penalty Notices can be issued by a constable or other authorised officers. On summary conviction, an individual would be liable to a fine not exceeding level 3 on the standard scale (currently £1,000).



BROXTOWE BOROUGH COUNCIL

BASIL RUSSELL PLAYING FIELDS PUBLIC SPACES PROTECTION ORDER 2018

NOTICE IS HEREBY GIVEN that Broxtowe Borough Council, using powers contained within the Anti-social Behaviour, Crime and Policing Act 2014 proposes to make the following Order:

Basil Russell Playing Fields Public Spaces Protection Order 2018

The Order shall come into operation on [DATE TO BE CONFIRMED FOLLOWING CONSULTATION] and shall have effect for a period of three years thereafter, unless extended by further Orders made under Broxtowe Borough Council's statutory powers.

The Order relates to the public spaces in the area shown delineated on the attached plan at Schedule 1 (the "Restricted Area").

The effect of the Order is to impose the following prohibitions and/or requirements in the restricted area at all times:

1. Dog fouling

If a dog defecates at any time in the Restricted Area and the person who is in charge of the dog at the time fails to remove the faeces from the land forthwith, that person shall be guilty of an offence unless:

- (a) That person has a reasonable excuse for failing to do so; or
- (b) The owner/occupier or other person or authority having control of the land has consented (generally or specifically) to that person failing to do so; or
- (c) That person is subject to the exemptions listed in Schedule 2.

2. Dogs on leads

A person in charge of a dog in the Restricted Area shall be guilty of an offence if that person fails to keep the dog on a lead, unless:

- (a) they have a reasonable excuse for failing to do so; or
- (b) the owner, occupier or other person or authority having control of the land has consented (generally or specifically) to their failing to do so.

3. Exclusion of dogs

A person in charge of a dog shall be guilty of an offence if, at any time, they take the dog onto, or permit the dog to enter, or to remain on, any land comprising the children's play area within the Restricted Area and shown hatched on the plan at Schedule 1 below unless:

- (a) They have reasonable excuse for doing so; or
- (b) The owner, occupier or other person or authority having control of the land has consented (generally or specifically) to their doing so.

For the purpose of this Order –

A person who habitually has a dog in his possession shall be taken to be in charge of the dog at any time unless at that time some other person is in charge of the dog.

Placing the faeces in a receptacle on the land which is provided for the purpose, or for the disposal of waste, shall be sufficient removal from the land.

Being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device for or other suitable means of removing the faeces shall not be a reasonable excuse for failing to remove the faeces.

PENALTY

Any person who fails without reasonable excuse to comply with any of the requirements or prohibitions in this Order shall be liable on summary conviction to a fine not exceeding level 3 (currently £1,000) on the standard scale.

FIXED PENALTY

A constable or person authorised by the Council may issue a fixed penalty notice to anyone he or she believes has committed an offence. A person committing an offence will have 14 days to pay the fixed penalty of £75, failing which they may be prosecuted.

This Order shall take effect on [DATE] for a period of three years.

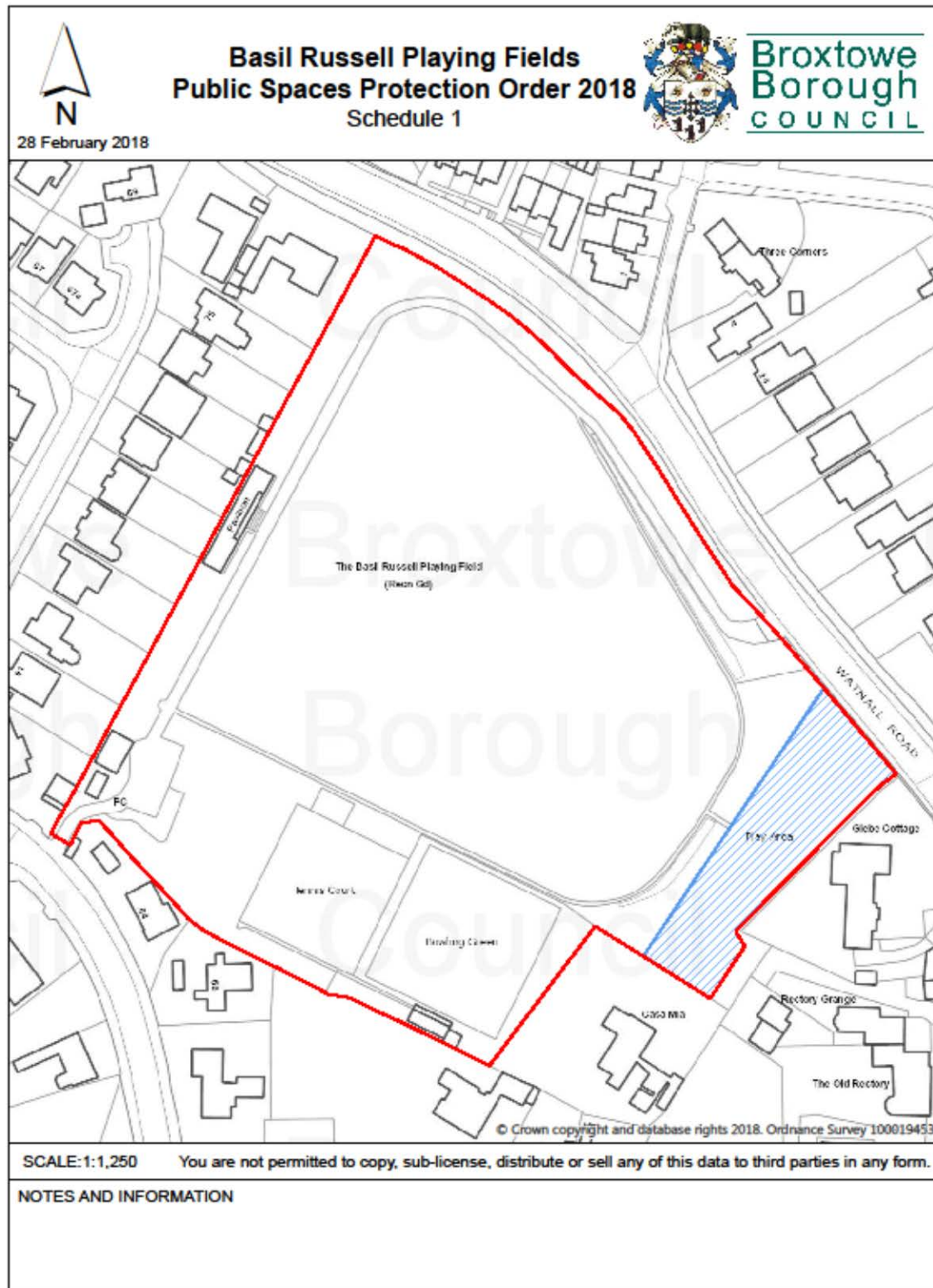
THE COMMON SEAL of BROXTOWE BOROUGH COUNCIL

was hereunto affixed in

the presence of :

Mayor

Duly Authorised Officer



**BASIL RUSSELL PLAYING FIELDS
PUBLIC SPACES PROTECTION ORDER 2018**

Schedule 2

a) Nothing in this order shall apply to a person who:

- i. is registered as a blind person in a register compiled under section 29 of the National Assistance Act 1948; or
- ii. is deaf, in respect of a dog trained by Hearing Dogs for Deaf People (registered charity number 293358) and upon which he relies for assistance; or
- iii. who has a physical or mental impairment which has a substantial and long term adverse effect on the ability to carry out normal day to day activities including affecting his mobility, manual dexterity, physical coordination or ability to lift, carry or otherwise move everyday objects in respect of a dog trained by a prescribed charity or such other charity/approved body as is considered appropriate by the Council and upon which he relies for assistance; or
- iv. is training an assistance dog for one of the prescribed charities or such other charity/approved body as is considered appropriate by the council; or
- v. is not a person falling within the criteria mentioned in paragraphs i to iv above but who the council considers should be exempt due to the impairment of that particular person.

(b) Nothing in the Order shall apply to the normal activities of a working dog whilst the dog is working. This includes dogs that are being used for work in connection with emergency search and rescue, law enforcement and the work of HM Armed Forces.

(c) Each of the following is a “prescribed charity”:

- i) Dogs for the Disabled (registered charity number 700454);
- ii) Support Dogs (registered charity number 1088281);
- iii) Canine Partners for Independence (registered charity number 803680)

Report of the Interim Strategic Director

WORK PROGRAMME1. Purpose of report

To consider items for inclusion in the Work Programme for future meetings.

2. Background

Items which have already been suggested for inclusion in the Work Programme of future meetings are given below. Members are asked to consider any additional items that they may wish to see in the Programme.

3. Work Programme

7 June 2018	<ul style="list-style-type: none"> • CCTV Options • Update on Food Standards Agency Audit • Basil Russell Playing Fields PSPO • Tobacco Action Plan
20 September 2018	<ul style="list-style-type: none"> • Dog Control

4. Dates of future meetings

Dates of future meetings have been confirmed as follows:

- 15 November 2018
- 24 January 2019

(All meetings to start at 7.00pm)

Recommendation

The Committee is asked to consider the Work Programme and RESOLVE accordingly.

Background papers

Nil