

Appendix – Standards Report to Council 7th December 2017

Q1. Do you agree that an individual who is subject to the notification requirements set out in the Sexual Offences Act 2003 (i.e. is on the sex offenders register) should be prohibited from standing for election, or holding office, as a member of a local authority, mayor of a combined authority, member of the London Assembly or London Mayor? - Agree

Q2. Do you agree that an individual who is subject to a Sexual Risk Order should not be prohibited from standing for election, or holding office, as a member of a local authority, mayor of a combined authority, member of the London Assembly or the London Mayor? - Agree

Q3. Do you agree that an individual who has been issued with a Civil Injunction (made under section 1 of the Anti-social Behaviour, Crime and Policing Act 2014) or a Criminal Behaviour Order (made under section 22 of the Anti-social Behaviour, Crime and Policing Act 2014) should be prohibited from standing for election, or holding office, as a member of a local authority, mayor of a combined authority, member of the London Assembly or London Mayor? - Not agreed.

Concern regarding definition of behaviour which led to the Injunction or Order. Issue may arise where the order/injunction relates to protest/demonstrations. Suggest concern could be alleviated by an Independent Panel to clarify 'yob/loutish' behaviour from protests/demonstrations. The former would attract support of the proposal the latter would require a considered approach.

Q4. Do you agree that being subject to a Civil Injunction or a Criminal Behaviour Order should be the only anti-social behaviour-related reasons why an individual should be prohibited from standing for election, or holding office, as a member of a local authority, mayor of a combined authority, member of the London Assembly or London Mayor? - Not Agreed (see 3 above)

Q5. Do you consider that the proposals set out in this consultation paper will have an effect on local authorities discharging their Public Sector Equality Duties under the Equality Act 2010? - No

Q6. Do you have any further views about the proposals set out in this consultation paper?

There is some concern under paragraph 12 that a young adult (over 18) who commits an offence may be prohibited from standing for office, longer than an older child (just under 18). This seems anomalous and should be reviewed so there is consistency. The current criteria as set out on page 9 continues to include reference to 'sentence of imprisonment (suspended or not) for a period of not less than 3 months...' It is suggested this criteria should also have been subject to consultation with a view to assessing whether in 2017 the '3 months' remains valid and should be reviewed reflecting standards of behaviour expected in public life.