

# EXECUTIVE MEMBER DECISION



<b>REPORT OF:</b>	Executive Member for Neighbourhood and Prevention Services (Please Select) (Please Select...)
<b>LEAD OFFICERS:</b>	Director of Adult Social Services (DASS) (Please Select)
<b>DATE:</b>	<b>29<sup>th</sup> November 2018</b>

<b>PORTFOLIO/S AFFECTED:</b>	Neighbourhood and Prevention Services Select...)	(Please
<b>WARD/S AFFECTED:</b>	All	(Please Select...)

**SUBJECT: Signage for Public Space Protection Orders (PSPO)**

## 1. EXECUTIVE SUMMARY

Under the Anti-Social Behaviour Crime & Policing Act 2014, Public Space Protection Orders allow the local authority to specify behaviour 'conditions' in a given location where there are persistent complaints of Anti-Social Behaviour making a breach of the conditions an offence. The local authority has a number of orders in place across the borough.

In these areas the local authority and constabulary have the power to issue fixed penalty notices or court summons to individuals who breach the conditions.

In order to increase their use as a means of dealing with anti-social behaviour we have been asked by Lancashire Constabulary to erect signs in areas where the order applies in order to ensure that members of the public are aware an order is in place.

While this is not a requirement of the Act, it increases the likelihood of their use and mitigates circumstance whereby individuals claim a lack of awareness as a means of evading a fixed penalty notice.

The attached is the recommended format to be used for current and future designated PSPO areas. The Map and conditions **will reflect** those approved by the executive member for each individual location.

## 2. RECOMMENDATIONS

That the Executive Member:

Approves the format of signage to advise members of the public that a Public Space Protection Order is in place and details the conditions associated with it and **the** area it applies to.

Approves their use in all current and future PSPO areas.

## 3. BACKGROUND

PSPO's are designed to stop individuals or groups committing anti-social behaviour in a public space. This power forms part of the tools and powers available to the Council by the Anti-social Behaviour, Crime and Policing Act 2014. The new tools and powers have been approved by the Council Executive in August 2015 with the delegated authority **passed** to the Executive Member and Director of Adults, Communities & Prevention.

There are currently 3 PSPOs in the borough which do not simply restrict the public right of way (alley gates) **but also** include multiple conditions to tackle the anti-social behaviour specific to that area.

The 3 existing PSPOs are in:

- Blackburn Town Centre
- Bastwell and Robinson Street, Blackburn
- Bolton Road / Ewood area, Blackburn

Appropriate signage displayed within the area of the PSPO will ensure that the public are notified of the conditions and should assist in strengthening future enforcement without offenders contesting the penalty on the grounds that they were not aware.

PSPOs are valid for up to 3 years from the date of operation and after this time may be revoked, varied or extended. Appropriate signage will assist with the latter two options in ensuring that the public is notified of any continued or amended conditions.

Please note the PSPO for 'Bolton Road / Ewood area Blackburn' will expire in April 2019, therefore, signage for this area will be postponed till after the PSPO is extended. This will also include the new map to reflect the regeneration and changes to the area.

#### 4. KEY ISSUES & RISKS

None

#### 5. POLICY IMPLICATIONS

None

#### 6. FINANCIAL IMPLICATIONS

- The signs have been quoted at £17.40 each which will be funded by the Community Safety Service.
- The signs will be erected by the internal Street Lighting department who have quoted £45 per **sign**. A minimum of 15 signs will be installed at a time given the equipment hire costs are charged at a standard day rate to achieve this cost. **To give an indication of costs if the print, design and installation per sign is £62.40 (£17.40 plus £45.00) and each of the 3 schemes requires a maximum of 15 signs the cost would be £2,808 (this would be contained within community safety's existing budgets).**

#### 7. LEGAL IMPLICATIONS

None

## 8. RESOURCE IMPLICATIONS

None

## 9. EQUALITY AND HEALTH IMPLICATIONS

Please select one of the options below. Where appropriate please include the hyperlink to the EIA.

Option 1  Equality Impact Assessment (EIA) not required – the EIA checklist has been completed.

Option 2  In determining this matter the Executive Member needs to consider the EIA associated with this item in advance of making the decision. *(insert EIA link here)*

Option 3  In determining this matter the Executive Board Members need to consider the EIA associated with this item in advance of making the decision. *(insert EIA attachment)*

## 10. CONSULTATIONS

Consultations are carried out as part of the process for implementing a PSPO and following resident feedback.

## 11. STATEMENT OF COMPLIANCE

The recommendations are made further to advice from the Monitoring Officer and the Section 151 Officer has confirmed that they do not incur unlawful expenditure. They are also compliant with equality legislation and an equality analysis and impact assessment has been considered. The recommendations reflect the core principles of good governance set out in the Council's Code of Corporate Governance.

## 12. DECLARATION OF INTEREST

All Declarations of Interest of any Executive Member consulted and note of any dispensation granted by the Chief Executive will be recorded and published if applicable.

<b>VERSION:</b>	<b>1.0</b>
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<b>CONTACT OFFICER:</b>	Mariyam Emam / Karen Timperley
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<b>DATE:</b>	29 <sup>th</sup> November 2018
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<b>BACKGROUND PAPER:</b>	Example PSPO sign designs reflective of the 3 current Orders: <ul style="list-style-type: none"><li>➤ Blackburn Town Centre.</li><li>➤ Bastwell and Robinson Street, Blackburn.</li><li>➤ Bolton Road / Ewood area, Blackburn.</li></ul>
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