
REPORT TO:	HOUSING AND COMMUNITY SERVICES COMMITTEE	AGENDA ITEM: 5
DATE OF MEETING:	12 th MARCH 2020	CATEGORY: RECOMMENDED
REPORT FROM:	ALLISON THOMAS. STRATEGIC DIRECTOR: SERVICES DELIVERY.	OPEN
MEMBERS' CONTACT POINT:	CLAIRE RAWLINS, ANTI-SOCIAL BEHAVIOUR OFFICER, COMMUNITIES TEAM.	DOC:
SUBJECT:	APPROVAL OF A PUBLIC SPACE PROTECTION ORDER -MAURICE LEA PARK AND MARKET STREET.	REF:
WARD(S) AFFECTED:	CHURCH GRESLEY	TERMS OF REFERENCE:

1.0 Recommendations

- 1.1 That the Committee approves the recommendation to implement a three-year Public Space Protection Order (PSPO) for Maurice Lea Park and Market Street, Church Gresley following completion of the required formal consultation process.

2.0 Purpose of the Report

- 2.1 To inform the Committee of the outcome of the public and partner PSPO consultation and to gain approval for implementing the Order.

3.0 Detail

- 3.1 The Council wishes to implement a PSPO for Maurice Lea Memorial Park and Market Street, Church Gresley, under section 59 of the Anti-Social Behaviour (ASB), Crime and Policing Act 2014 ("the Act"). Formal consultation has been undertaken between 1st December and 6th January 2020. A report requesting Committee approval to go through the formal consultation was granted by this Committee in November 2019.
- 3.2 A PSPO is required as Maurice Lea Park and Market Street have suffered from an increase in incidents of anti-social behaviour over the last 12 months and in particular during the summer holidays in 2019. ASB has been caused by large groups of youths congregating at the park and causing harassment, alarm and distress. Incidents have included intimidation and verbal abuse to members of the public, public order incidents, damage to play equipment, underage drinking, alleged drug use, excessive littering and the smashing of glass across the park. The residents on Market Street, which runs along the East side of the Park, have complained about stones being thrown at their properties and cars. There have also been complaints

about threats of violence from groups of young people who are travelling to or from the Park. There have been 60 police calls for service made from the Maurice Lea Park /Common Road Super Output Area during the 12-month period between October 2018 and September 2019. There have also been a number of incidents reported directly to the Council of glass being smashed on the park, verbal abuse to people on the park and minor damage caused to plants, the bowls green and the band stand.

- 3.3 Residents and business premises surrounding Maurice Lea Memorial Park and situated on Market Street have been written to with details of the consultation and asked for their comments. Notices regarding the consultation were also put up around the park giving details of how people can provide feedback.
- 3.4 In accordance with section 72 (3) of the Anti-Social Behaviour, Crime and Policing Act 2014 the Council publicised a draft of the proposed Order on the website.
- 3.5 In accordance with Home Office Statutory Guidance consultation has also been undertaken with Derbyshire Constabulary who is in full support of the PSPO which will provide it with additional tools and powers to deal with ASB. The Local Police Inspector is supportive of the PSPO as it will provide local Police Officers and PCSO's with additional powers to deal with the ASB. The Police and Crime Commissioners Office has also been approached but did not offer a response to the consultation.
- 3.6 One hundred percent of the public who responded to the consultation have stated that they support the proposal for the implementation of a PSPO in Maurice Lea Park and on Market Street.
- 3.7 Through the consultation process members of the public were asked to state the reasons why they would like a PSPO to be implemented. Responses received included: -
 - To stop issues of ASB /intimidating gangs
 - To reduce noise nuisance /bad language
 - To prevent late night nuisance
 - To prevent nuisance from motorbikes
 - To ensure that the park is a safe place for children and families
- 3.8 It is proposed that the PSPO prohibitions will be:
 - a) No person shall loiter as an individual or in a group if in the opinion of an authorised officer they are causing or likely to cause ASB. If asked to leave on instruction of a Police Officer, Police Community Support Officer (PCSO) or authorised officer individuals must not return to the area for a period of 24 hours.
 - b) No person shall dispose of litter other than in the bins provided.
 - c) No person shall consume alcohol or have unsealed vessels containing alcohol in their possession - In the area covered by the Order any person who continues drinking intoxicating liquor when asked to desist by a Police Officer, PCSO or authorised officer from the Council or fails to surrender any intoxicating liquor when asked to do so by a Police Officer, PCSO or authorised officer from the Council commits an offence under section 63 of the Act.

*A PSPO will not restrict the consumption of alcohol where the premises or its curtilage is licensed for the supply of alcohol.

4.0 Financial Implications

- 4.1 Existing staff resources will be used to enforce the PSPO and therefore it is not anticipated that there will be any additional staff revenue costs. There will be small additional costs associated with signage, but there may be additional income associated with revenue from Fixed penalty notices.

5.0 Corporate Implications

- 5.1 The PSPO will impact on the Corporate Plan key aims to:

Improve the environment of the District: *Reduce fly tipping and litter through education, engagement and zero tolerance enforcement.*

Engage with our communities: *Help tackle anti-social behaviour & crime through strong and proportionate action.*

Enhance the attractiveness of South Derbyshire: *Improve public spaces to create an environment for people to enjoy.*

6.0 Community Implications

- 6.1 The Order will help protect the local community and ensure members of the public can enjoy the Park without being subjected to nuisance or ASB.

7.0 Conclusions

- 7.1 The PSPO, should it be approved, will enable the Police and authorised Council employees to have additional powers including asking individuals to leave the Park for a 24-hour period, to hand over alcohol when requested and to issue fixed penalty notices for littering.

8.0 Background Papers

- 8.1 Draft PSPO Order for Maurice Lea Park