

REPORT FROM: Corporate Director
TO: Brierfield and Reedley Committee
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Public Spaces Protection Order for Brierfield and Reedley

PURPOSE OF REPORT

To extend the Public Spaces Protection Order for Brierfield and Reedley which currently includes the Massey Street area in support of the Police reducing the impact of anti-social behaviour on residents locally.

RECOMMENDATIONS

That the Committee extends for another year the Public Spaces Protection Order which includes the Massey Street area in order to underpin Police operational action to reduce ASB.

REASON FOR RECOMMENDATIONS

To address the concerns of local residents that without additional sanctions in place Massey Street will attract significant and persistent ASB.

ISSUE

1. At its 7 August 2018 meeting the Committee approved a Public Spaces Protection Order for Brierfield and Reedley to include provisions for the Massey Street area only. The PSPO was sealed on 29 October 2018 and is for a period of one year.
2. Massey Street Children's Play Area has attracted ASB over a number of years which increases during the spring and summer months. The two years prior to the PSPO were particularly problematic with a notable change in attitude from those involved in the ASB towards the Police and other partners.
3. Massey Street is an isolated location difficult to monitor on a regular basis. There is currently no CCTV in the area however Brierfield Town Council approved installation of a camera

opposite the play area at its meeting in July 2019. The instruction to install the CCTV is currently with the contractor and the work will also involve Lancashire County Council Highways Department and their electricity provider.

4. Between the PSPO; on-going Police patrols and changes to the play area equipment, both residents and Members agree there has been an improvement in behaviour in the area. However, there have been intermittent concerning incidents and Members are still supportive of the CCTV installation.
5. It is suggested the Public Spaces Protection Order, which prohibits specific behaviour in a specific area for a specific period of time, is extended for another year to monitor the effectiveness of the CCTV during the spring and summer of 2020. This approach is also supported by the Police.
6. A copy of the current PSPO is attached. A local authority can make a PSPO if it is satisfied on reasonable grounds that the activity or behaviour concerned, carried out, or likely to be carried out, in a public space:
 - has had, or is likely to have, a detrimental effect on the quality of life of those in the locality;
 - is, or is likely to be, persistent or continuing in nature;
 - is, or is likely to be, unreasonable; and
 - justifies the restrictions imposed.

IMPLICATIONS

Policy: The legislation and its use reinforces the continuing role of the Council in responding to anti-social behaviour and helping to create and sustain resilient communities

Financial: None

Legal: The Council has the lead role on the use of PSPOs. Members of the public have a right of appeal on the basis the Council did not have the power to make the order or to include particular prohibitions or requirements or that one or more of the preliminaries has not been complied with (e.g. consultation). Appeals are heard in the High Court.

Risk Management: The legislation supports those elements of the Risk Management Plan relating to community safety; environmental crime and environmental protection.

Health and Safety: Direct intervention in the enforcement of breaches poses a risk for the staff involved which is mitigated through the Council's risk assessments, lone working policy, use of the Volcano database and working in partnership with other agencies.

Sustainability: The legislation supports those elements of the Strategic Plan relating to community safety; environmental crime and environmental protection.

Community Safety: The legislation re-enforces the continuing role of the Community Safety Partnership; the Partnership Plan and local delivery on community safety within an area and county based strategic landscape.

Equality and Diversity: The legislation was subject to a detailed government impact assessment.