



Oversight and Governance

Chief Executive's Department

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Published 02/02/22

Delegated Decisions

Delegated Executive/Officer Decisions

Delegated Executive and Officer decisions are published every Wednesday and are available at the following link - <https://tinyurl.com/ms6umor>

Cabinet decisions subject to call-in are published at the following link - <http://tinyurl.com/yddrqll6>

Notice of call-in for non-urgent decisions must be given to the Democratic Support Unit by 4.30 pm on Wednesday 9 February 2022. Copies of the decisions together with background reports are available for viewing as follows:

- on the Council's Intranet Site at <https://modgov/mgDelegatedDecisions.aspx>
- on the Council's website at <https://tinyurl.com/jhnax4e>

The decisions detailed below may be implemented on Thursday 10 February 2022 if they are not called-in.

Delegated Decisions

1. Councillor Nick Kelly, Leader of the Council:

- I.1. Central Park Improvements Programme Phase 3 **(Pages 1 - 28)**
- I.2. Parent Authority Authorisation for Award of Contract - Tamar Bridge Tolling **(Pages 29 - 34)**
- I.3. Parent Authority Authorisation - Torpoint Ferries Refits - Stage 2 **(Pages 35 - 40)**

2. Councillor John Riley, Cabinet Member for Governance, HR, IT & Community Safety:

- 2.1. Anti-Social Behaviour (ASB) Case Review Policy **(Pages 41 - 58)**

EXECUTIVE DECISION

made by a Cabinet Member



REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL CABINET MEMBER

Executive Decision Reference Number – L27 21/22

Decision	
1	Title of decision: Central Park Improvements Programme Phase 3
2	Decision maker (Cabinet member name and portfolio title): Councillor Nick Kelly, Leader of the Council
3	Report author and contact details: Zoe Sydenham, Natural Infrastructure Projects and Partnerships Manager T: 01752 307849 E: zoe.sydenham@plymouth.gov.uk
4	Decision to be taken: <ul style="list-style-type: none"> Notes the allocation of £9 million (2017-2021) for the project within the Capital Budget, agreed at Council on 27 February 2017 Approves Phase 3 of the Business Case Allocates an additional £3,073,758 to the Capital Programme for Phase 3 with £2,950,000 funded by corporate borrowing and £123,757.88 secured S106 funds. Authorises the procurement process Delegates the award of the contracts referred to in the Briefing Paper to Paul Barnard, Service Director for Strategic Planning & Infrastructure
5	Reasons for decision: <p>Central Park is one of the most prominent parks in the City and provides equality of access for walking, cycling, play and a range of sports. It is a key resource for people without access to their own green space or funds to pay for gyms/other sports.</p> <p>This project will further develop the park to meet the aspirations set out in the Central Park Masterplan (adopted by the Council in March 2013 and approved by Cabinet on 12th March 2013) to build a 'premier park for the people of Plymouth and outstanding venue of regional and national significance for active recreation and formal sport, culture, art and the natural environment.'</p> <p>Phase 3 provides the opportunity to:</p> <ul style="list-style-type: none"> implement a sustainable drainage system to reduce flooding, reducing the risk of pollution and CSO incidents and increase the capacity of highway drainage and combined sewers create an exemplar nature-based solution, which could be replicated in other areas of

	<p>the city.</p> <ul style="list-style-type: none"> • contribute to improved air quality, heat reduction and carbon sequestration through increased tree planting, future-proofing the tree stock of the park • increase biodiversity in the park to support connection to nature for health and wellbeing • ensure Central Park meets the aspirations as the city's Flagship Park, bringing a more diverse and increased audience to the park, supporting active lifestyles and increasing income generation for the park enterprises and events
6	<p>Alternative options considered and rejected:</p> <p>Plymouth City Council has two main commitments to consider:</p> <ul style="list-style-type: none"> • They have committed to deliver the publicly available Masterplan for Central Park that was adopted in March 2013 and has been identified as a priority; <p>As the largest park in the City, Central Park is a major asset and leisure and recreational hub belonging to Plymouth City Council.</p> <p>The criteria to measure each of the options against are:</p> <p>a) opportunity for community and partner involvement</p> <p>b) progression of objectives of the Central Park Masterplan noted in the Joint Local Plan.</p> <p>The options available:</p> <ol style="list-style-type: none"> 1. Do nothing – PCC will miss the opportunity to make improvements that will reduce flooding and its associated costs within the park; fail to meet the local need and demand for high quality sports provision as identified through the Playing Pitches Delivery Plan (2018-2021); create barriers to access for the increasing number of local visitors (in particular since COVID) due to poor quality infrastructure (paths, signage, seating). This will cause a greater financial pressure in the future when we are forced to repair parts of the park that cause a health and safety risk. The reputation of the Council will suffer as we have already announced the plans to fully refurbish the park and invested time and resources to develop the proposals for planning permission 2. Reduce the aspirations of the drainage solution and associated budget – The scheme would have limited potential to provide an improved community facility or to deliver against the Council's biodiversity and climate change goals. It would require time and cost to redesign and prepare a new submission to planning, which may not be approved by planning. The reputation of the Council will suffer as per option 1 and due to changing the design and aspirations of the drainage solution to one that is less beneficial for the community and park. 3. Pursue the project to deliver the Masterplan aspirations to develop the full capacity of the park's potential – this option is most likely to meet criteria a & b. <p>The preferred option is that option 3 is taken forward because this will enable us to deliver PCC's wider Corporate objectives; the aspirations in the Joint Local Plan; lower ongoing maintenance costs for the park; make the best use of the park for opportunities to improve the city's health and well-being and continue to support PCC's reputation as One Council that delivers against its aspirations.</p>


7	Financial implications and risks: The total value of Phase 3 is £3,073,758 of which £123,757.88 is secured S106 funds and the remainder corporate borrowing, of which a provision has been made for within the revenue budget. The programme will continue to seek additional funding to replace the corporate borrowing ask.			
8	Is the decision a Key Decision? (please contact Democratic Support for further advice)	Yes	No	Per the Constitution, a key decision is one which:
			x	in the case of capital projects and contract awards, results in a new commitment to spend and/or save in excess of £3million in total
			x	in the case of revenue projects when the decision involves entering into new commitments and/or making new savings in excess of £1 million
		x	is significant in terms of its effect on communities living or working in an area comprising two or more wards in the area of the local authority.	
If yes, date of publication of the notice in the Forward Plan of Key Decisions		N/A		
9	Please specify how this decision is linked to the Council's corporate plan/Plymouth Plan and/or the policy framework and/or the revenue/capital budget: <u>Growing:</u> The delivery of the Masterplan will directly support the Council's vision for the City, supporting its ability to deliver growth by providing high quality and accessible green infrastructure to meet both the current and anticipated future recreational and leisure needs of Plymouth. The café, tennis courts and Community Sports Hub will also provide new employment. <u>Caring:</u> The new approach to collaborative working to achieve the Park enhancements will empower communities to be involved in decision making and the delivery of the improvements. The health benefits of accessing the natural environment are well documented. The project will build on existing work to remove physical and perceptual barriers to accessing natural space and will encourage community members to become more actively involved in their local site. Opportunities that can support social cohesion will be explored through the project delivery. <u>Confident:</u> The Masterplan provides an opportunity to focus the delivery of the Parks enhancement in line with One City Council aspirations. Improvements to the overall site will support individuals, community groups and visitors to the city to engage in physical			

		<p>activity, play and build social networks.</p> <p>Delivers JLP Policy PLY 19 Central Park - Strategic Green Space Site: 2. Enhancing existing and creating new facilities that develop the park's role as a premier park for the city and region whilst being sensitive to the park's natural and historic features.</p> <p>Meets Strategic Objective 4 of Plymouth Plan: 'Delivering a Healthy City' (5) health-promoting natural and built environments, community facilities and public spaces and accessible local services.</p> <p>Delivers Plymouth Plan Policy 14: 'Optimising the health and wellbeing benefits of the natural environment'.</p> <p>(4) Providing high quality outdoor facilities that encourage people to participate in sport and active recreation</p> <p>Supports delivery of Plymouth Plan DEV29: 'to protect and support a diverse and multi-functional network of green space (including play space).'</p>
10	Please specify any direct environmental implications of the decision (carbon impact)	<p>The project aims to have a minimum impact on carbon emissions. The Sustainable drainage proposal is a nature based solution that uses natural features to manage water and prevent flooding, minimizing the carbon impact that a hard engineered solution has.</p>

Urgent decisions

11	Is the decision urgent and to be implemented immediately in the interests of the Council or the public?	Yes		(If yes, please contact Democratic Support (democraticsupport@plymouth.gov.uk) for advice)
		No	x	(If no, go to section 13a)
12a	Reason for urgency:			
12b	Scrutiny Chair Signature:		Date	
	Scrutiny Committee name:			
	Print Name:			

Consultation				
13a	Are any other Cabinet members' portfolios affected by the decision?	Yes	x	
		No		(If no go to section 14)
13b	Which other Cabinet member's portfolio is affected by the decision?	Councillor Mrs Maddi Bridgeman Cabinet Member for Environment and Street Scene		
13c	Date Cabinet member consulted	25 January 2022		
14	Has any Cabinet member declared a conflict of interest in relation to the decision?	Yes		If yes, please discuss with the Monitoring Officer
		No	x	
15	Which Corporate Management Team member has been consulted?	Name	Anthony Payne	
		Job title	Strategic Director for Place	
		Date consulted	24 January 2022	
Sign-off				
16	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DS98 21/22	
		Finance (mandatory)	ba.21.22.240	
		Legal (mandatory)	MS/20.01.21	
		Human Resources (if applicable)		
		Corporate property (if applicable)		
		Procurement (if applicable)		
Appendices				
17	Ref.	Title of appendix		
	A	Briefing report for publication		
	B	Equalities Impact Assessment		
	C	Central Park Business Case Phase 3		
Confidential/exempt information				
18a	Do you need to include any confidential/exempt information?	Yes		If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for

		No	x	publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in 18b below. (Keep as much information as possible in the briefing report that will be in the public domain)				
		Exemption Paragraph Number						
		1	2	3	4	5	6	7
18b	Confidential/exempt briefing report title:							
Background Papers								
19	Please list all unpublished, background papers relevant to the decision in the table below. Background papers are <u>unpublished</u> works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based. If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.							
Title of background paper(s)		Exemption Paragraph Number						
		1	2	3	4	5	6	7
Cabinet Member Signature								
20	I agree the decision and confirm that it is not contrary to the Council's policy and budget framework, Corporate Plan or Budget. In taking this decision I have given due regard to the Council's duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act and those who do not. For further details please see the EIA attached.							
Signature				Date of decision		31 January 2022		
Print Name		Councillor Nick Kelly						

BRIEFING REPORT

Central Park Improvements Phase 3



1. INTRODUCTION

This proposal aims to deliver a programme of improvements to Central Park, Plymouth. It forms part of the growth of the city and aims to deliver significant health and well-being for communities. The proposal objective is part of the Joint Local Plan (PLY 19) to build a 'premier park for the people of Plymouth and outstanding venue of regional and national significance for active recreation and formal sport, culture, art and the natural environment.' The project will take a phased approach. This briefing report concerns delivery of Phase 3 of the project from March 2022-July 2023.

2. BACKGROUND

The overall ambition is identified in the Masterplan for Central Park that was adopted by the Council in March 2013 and approved by Cabinet on 12th March 2013.

Assessments of the park carried out as part of the Joint Local Plan 2017 acknowledged the poor state of the park, stating that 'sports and recreational facilities within the park require upgrading to deal with issues such as drainage, and new facilities developed to ensure the sport and recreational offer in the park is outstanding. Other facilities will also be developed within the park to complement its purpose, such as cafes and play areas. Any new facilities will be in-keeping with the purpose of the park and sensitive to its natural and heritage features.'

Since April 2017 through Phase 1 and 2, the Central Park project team has:

- constructed and supported management of a new park café, community sports hub and events field in ways which generate additional revenue for PCC (winner of an Abercrombie Award 2021)
- extended and enhanced play and skate facilities
- built a new sports plateau for rugby, cricket, football and 4 new hard 'pay to play' tennis courts to LTA specification
- provided new park wide seating, access/path improvements, signage and sculptures
- carried out natural and heritage enhancements including tree planting; hedgerows; Devon stonewalling and gateways; meadow and woodland management
- developed and secured planning permission for a Sustainable Drainage design proposal to deal with flooding in the Barn Park area of the park
- consulted with the public and local stakeholders regarding new infrastructure and improvements (engaging over 8000 people on Facebook and over 500 completed questionnaires), sending out regular newsletters and updating the Central Park webpages and investing in a new interactive app for the park
- led a community volunteering and enterprise programme to support ownership and ongoing care/maintenance and secured additional funding to support a green social prescribing pilot, Timeline for Change project and improvements to the Family Tree Field in partnership with Plymouth Tree Partnership
- secured £529k worth of S106 match funding £446k of external grant funding

Phase 3 provides the opportunity to:

- implement a sustainable drainage system to reduce flooding, reducing the risk of pollution and CSO incidents and increase the capacity of highway drainage and combined sewers
- create an exemplar nature-based solution, which could be replicated in other areas of the city.
- contribute to improved air quality, heat reduction and carbon sequestration through increased tree planting, future-proofing the tree stock of the park
- increase biodiversity in the park to support connection to nature for health and wellbeing

- ensure Central Park meets the aspirations as the city's Flagship Park, bringing a more diverse and increased audience to the park, supporting active lifestyles and increasing income generation for the park enterprises and events

3. CONSULTATION PROCESS

The Masterplan was created as a response to the need identified in the Central Park Area Action Plan (AAP) for a comprehensive strategy of improvement to ensure the park achieves its potential as a key public space for the City. Throughout the process of developing the AAP the Council followed the statutory process of consultation that enabled the adoption of the AAP. Consultation has continued throughout subsequent phases of the project, as detailed earlier.

4. EVALUATION METHODOLOGY

Contracts will be awarded in accordance with Contract Standing Orders and Public Contract Regulations 2015 in line with the Council Procurement framework to ensure best value, using approved and trusted suppliers.

5. FINANCIAL ELEMENT

A total of £9million of funding for the Park was allocated in 2017. This briefing note relates to £3million to be allocated for Phase 3 of the works. The breakdown of the spend for this phase of works is as follows:

- Access improvements: £300k
- Drainage improvements: £1.43m
- Sports Improvements: £503k
- Natural Environment Improvements: £250k
- Project Management: £77k
- Contingency: £512k

6. RECOMMENDATIONS

The proposal as set out in the business case is will help to deliver the Masterplan for Central Park that was adopted by the Council in March 2013. Central Park Strategic Green Space Site is Policy PLY 19 in the Joint Local Plan and a key part of supporting the growth of Plymouth over the Plan period.

It is recommended that Phase 3 delivery funding is approved.

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CAPITAL INVESTMENT BUSINESS CASE

Central Park Improvements Programme Phase 3



EXECUTIVE SUMMARY

The Executive Summary is a short summary of the Business Case and should be the last section you complete, this will enable you to extract or only the key facts from relevant sections i.e. 'project on a page'. The summary is a 'snapshot' of the business case which will need to tell the story and sell the proposal.

This proposal sets out a programme of works to deliver Phase 3 of Central Park Masterplan (adopted by the Council in March 2013 and approved by Cabinet on 12th March 2013) to build a 'premier park for the people of Plymouth and outstanding venue of regional and national significance for active recreation and formal sport, culture, art and the natural environment.' The total cost of the programme was estimated at £9m and delivery of Phase 3 will ensure delivery of the full aspiration of this original commitment.

In line with strategic leisure and sports facilities plans, climate emergency action plan and the Joint Local Plan key projects in Phase 3 include a sustainable urban drainage scheme to benefit park users and downstream properties; natural environment enhancements for biodiversity net gain, carbon sequestration and air quality; sport pitch and access improvements to support healthy lifestyles and connection to nature.

This mandate is to request the final £3,073,758 to be added to the capital programme for Phase 3 works for completion July 2023.

Key risks

If we do not proceed with the scheme, the Council:

- runs a reputational risk of not delivering against its original commitment
- reduces the ability to deliver the health and wellbeing benefits made possible through high quality access to local greenspace
- suffers the additional financial cost of dealing with ongoing flooding within the park and subsequently downstream within the Stonehouse Flood Risk catchment area

SECTION I: PROJECT DETAIL

Project Value (indicate capital or revenue)	£3,073,758	Contingency (show as £ and % of project value)	£512,293 20% of total programme costs
Programme	Natural Infrastructure	Directorate	Place
Portfolio Holder	Patrick Nicholson	Service Director	Paul Barnard
Senior Responsible Officer (client)	Kathryn Deeney	Project Manager:	Zoe Sydenham
Address and Post Code	Alma Road, Plymouth, PL3	Ward:	Peverell
Current Situation: (Provide a brief, concise paragraph outlining the current situation and explain the current business need, problem, opportunity or change of circumstances that needs to be resolved)			

This proposal sets out a programme of works to deliver Phase 3 of Central Park Masterplan (adopted by the Council in March 2013 and approved by Cabinet on 12th March 2013) to build a 'premier park for the people of Plymouth and outstanding venue of regional and national significance for active recreation and formal sport, culture, art and the natural environment.' The total cost of the programme was estimated at £9m.

A business case was approved in April 2017 to initiate Phase 1 of development work and delivery of general improvements in the park for a total of £2m, now completed. The April business case was clear that a further business case would come forward for future phases. In October 2017, Phase 2 requested a further £2.6m corporate borrowing and additional match funding, currently in delivery.

Since April 2017 through Phase 1 and 2, the Central Park project team has:

- constructed and supported management of a new park café, community sports hub and events field in ways which generate additional revenue for PCC (shortlisted for the Abercrombie Awards 2021)
- extended and enhanced play and skate facilities
- built a new sports plateau for rugby, cricket, football and 4 new hard 'pay to play' tennis courts to LTA specification
- provided new park wide seating, access/path improvements, signage and sculptures
- carried out natural and heritage enhancements including tree planting; hedgerows; Devon stonewalling and gateways; meadow and woodland management
- developed and secured planning permission for a Sustainable Drainage design proposal to deal with flooding in the Barn Park area of the park
- consulted with the public and local stakeholders regarding new infrastructure and improvements (engaging over 8000 people on Facebook and over 500 completed questionnaires), sending out regular newsletters and updating the Central Park webpages and investing in a new interactive app for the park
- led a community volunteering and enterprise programme to support ownership and ongoing care/maintenance and secured additional funding to support a green social prescribing pilot, Timeline for Change project and improvements to the Family Tree Field in partnership with Plymouth Tree Partnership
- secured £529k worth of S106 match funding £446k of external grant funding

Despite the improvements to date, there remains the issue of:

- flooding within the park and the wider catchment. Central Park sits in a Flood Risk Area where there are existing surface water flooding issues within the catchment which the park contributes to. Limited capacity in the sewer system causes Combined Sewer Overflow spills into Pennycomequick stream culverted watercourse. This reduces access and incurs a direct cost to the Council for clean-up and an indirect cost to local residents through the impact of surface water flooding on houses/streets downstream.
- poor quality sports pitches, preventing us from meeting need and demand for local sports provision as identified through the Playing Pitches Delivery Plan (2018-2021)
- poor quality built and natural infrastructure, signage, paths and seating, creating barriers to access for the increasing number of local visitors (in particular since Covid)

Phase 3 provides the opportunity to:

- implement a sustainable drainage system to reduce flooding, reducing the risk of pollution and CSO incidents and increase the capacity of highway drainage and combined sewers
- create an exemplar nature-based solution, which could be replicated in other areas of the city.
- contribute to improved air quality, heat reduction and carbon sequestration through increased tree planting, future-proofing the tree stock of the park
- increase biodiversity in the park to support connection to nature for health and wellbeing

- ensure Central Park meets the aspirations as the city's Flagship Park, bringing a more diverse and increased audience to the park, supporting active lifestyles and increasing income generation for the park enterprises and events

Working closely with both the Portfolio Holder for Strategic Transport, Housing & Planning and Portfolio Holder for Environment Phase 3 will deliver the full aspiration of the park improvements. This mandate is to request the final £3,073,758 to be added to the capital programme for completion of Phase 3 works for completion July 2023. The programme will continue to seek additional funding to replace the corporate borrowing ask.

Proposal: *(Provide a brief, concise paragraph outlining your scheme and explain how the business proposal will address the current situation above or take advantage of the business opportunity) and (What would happen if we didn't proceed with this scheme?)*

Phase 3 will be delivered by July 2023 with the initial focus on paths, signage and natural improvements to support improved access to nature post Covid, followed by sports and sustainable flood management works.

Timetable of delivery:

Project	Expected Completion
Park wide access improvements (signage, paths, boundary works, seating)	Sept 2022
Park wide Sustainable Drainage Improvements	July 2023
Sports improvements	July 2023
Natural Environment improvements (including tree, bulb, wildflower meadow planting)	March 2023

The total value of Phase 3 is £3,073,758 of which £123,757.88 is secured S106 funds and the remainder corporate borrowing. The programme will continue to seek additional funding to replace the corporate borrowing ask.

If we do not proceed with the scheme, the Council:

- runs a reputational risk of not delivering against its original proposal
- reduces the ability to deliver the health and wellbeing benefits made possible through high quality access to local greenspace
- suffers the additional financial cost of dealing with ongoing flooding within the park and subsequently downstream within the Stonehouse Flood Risk catchment area

Milestones and Date:

Contract Award Date	Start On Site Date	Completion Date
March 2022	March 2022	July 2023

SECTION 2: PROJECT RISK, OUTCOMES AND BENEFITS

Risk Register: *The Risk Register/Risk Log is a master document created during the early stages of a project. It includes information about each identified risk, level of risk, who owns it and what measures are in place to mitigate the risks (cut and paste more boxes if required).*

Potential Risks Identified		Likelihood	Impact	Overall Rating
Risk	Geotechnical or ground contamination issues delay construction	Medium	High	Medium

Mitigation	Surveys carried out in advance of construction to identify potential risks	Low	Low	Low
Calculated risk value in £ (Extent of financial risk)	£50,000			
Risk	Unexploded Ordnance during construction delaying works	Medium	High	Medium
Mitigation	Surveys carried out in advance of construction to identify potential risks	Low	Low	Low
Calculated risk value in £ (Extent of financial risk)	£5000			
Risk		Low	Low	Low
Mitigation		Low	Low	Low
Calculated risk value in £ (Extent of financial risk)	£0			

Outcomes and Benefits

List the outcomes and benefits expected from this project.

(An **outcome** is the result of the change derived from using the project's deliverables. This section should describe the anticipated outcome)

(A **benefit** is the measurable improvement resulting from an outcome that is perceived as an advantage. Benefits are the expected value to be delivered by the project, measurable whenever possible)

Financial outcomes and benefits:

Non-financial outcomes and benefits:

<ul style="list-style-type: none"> • Less flooding in the Barn Park area of the park, reducing Council costs dealing with flood management in the park and downstream • Increased revenue income from increased footfall in the park, which will support the ongoing cost of maintaining the park 	<p>NEED: Plymouth Public Health's Thrive programme is based on the need to reduce the health inequalities within the city. It states 'lack of exercise' as one of the 4 key behaviours that needs to change in order to achieve this. Their recent survey also showed that only</p> <ul style="list-style-type: none"> • 2 out of 10 children achieved the recommendations for physical activity. • Children from the most deprived areas were twice as likely to be inactive when compared to those from the least deprived areas. <p>Central Park is a key public space easily accessible from most areas of the city which provides opportunities for sport, recreation and access to nature that can contribute to the health of the city.</p> <p>JLP Policy PLY19 for Central Park - Strategic Green Space Site acknowledges that:</p> <p>"sports and recreational facilities within the park require upgrading to deal with issues such as drainage, and new facilities developed to ensure the sport and recreational offer in the park is outstanding.</p> <p>Currently access to and around the park is not of a sufficiently good quality to encourage people of all abilities to access the space and enjoy its benefits, in particular due to flooding in the Barn Park Area. This will be resolved through a new sustainable urban drainage scheme, upgrades to the footpath network linked to enhanced entrance points into the park to enable better connections to the surrounding neighbourhoods. The park forms part of a network of greenspaces that cross the city and out into the wider countryside and therefore performs an important role as a wildlife corridor and this function will be enhanced through the improvement works. As part of a series of 'Strategic Green Spaces' identified within and around the city, a pro-active enhancement of Central Park's function and facilities will be a priority element of the growth agenda."</p> <p>OUTPUTS/OUTCOMES: This project will ensure Central Park is a Flagship Park for high quality physical activity, play and access to nature that is freely available, open at all times and for all ages and all demographics. Success will be measured by:</p> <ul style="list-style-type: none"> • Increased footfall in the park and usage of facilities • Positive feedback from communities and city wide user groups about improvements
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	<p>BENEFITS: Access to the natural environment has been evidenced to increase self-motivation and esteem as well as physical health benefits, particularly the ability to access local parks during Covid. A report carried out by Vivid Economics in 2020 showed that each visit to a park in Plymouth delivers £22 worth of health and wellbeing services.</p> <p>Research shows that children who play outdoors and in particular have access to nature, regularly become fitter and leaner, develop stronger immune systems, have more active imaginations, lower stress levels, play more creatively and have greater respect for themselves and others. Participation in sport and physical activity has been shown both to raise attainment and achievement within schools and contribute to improvements in behaviour.</p> <p>Increasing capacity of highway drainage and combined sewers through surface water separation and capacity improvements, the drainage scheme will reduce risk of pollution and CSO incident will benefit park users and households in the Stonehouse Flood Risk catchment.</p>
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Low Carbon	
What is the anticipated impact of the proposal on carbon emissions	The project aims to have a minimum impact on carbon emissions. The Sustainable drainage proposal is a nature based solution that uses natural features to manage water and prevent flooding, avoiding the carbon impact that a hard engineered solution has.
How does it contribute to the Council becoming Carbon neutral by 2030	<p>Tree planting and interpretation about the role of trees in carbon sequestration and air quality will improve carbon capture, knowledge and understanding.</p> <p>Working closely with the Sustainable Transport team the project enhances and promotes a strategic route for connecting walking and cycling through the city, encouraging a lower use of vehicles.</p> <p>In line with the Climate Emergency Action Plan the project as a whole aims to provide exemplars for nature based solutions for climate change and carbon capture, which can inspire and engage a wider audience.</p>
Have you engaged with Procurement Service?	Yes
Procurement route options considered for goods, services or works	Any procurement route considered will be in line with Plymouth City Council's Contract Standing Orders.
Procurements Recommended route.	The recommendation will be that a subsequent procurement route options analysis will be undertaken between the department and procurement to determine the route(s) which will represent best value for the Council. Formal sign off will be sought for the recommended route, which will be in accordance with Contract Standing Orders and Public Contract Regulations 2015.

Who is your Procurement Lead?	Simone Newark
Is this business case a purchase of a commercial property	No
If yes then provide evidence to show that it is not 'primarily for yield'	
Which Members have you engaged with and how have they been consulted (<i>including the Leader, Portfolio Holders and Ward Members</i>)	Patrick Nicholson, Deputy Leader Maddi Bridgeman, Environment and Street Scene

SECTION 4: FINANCIAL ASSESSMENT

FINANCIAL ASSESSMENT: *In this section the robustness of the proposals should be set out in financial terms. The Project Manager will need to work closely with the capital and revenue finance teams to ensure that these sections demonstrate the affordability of the proposals to the Council as a whole.*

CAPITAL COSTS AND FINANCING

Breakdown of project costs including fees surveys and contingency	Prev. Yr.	21/22	22/23	23/24	24/25	25/26	Future Yrs.	Total
	£	£	£	£	£	£	£	£
Access improvements			300,000	0				300,000
Drainage works			1,000,000	430,715				1,430,715
Sports improvements			300,000	203,750				503,750
Natural environment improvements			250,000					250,000
Project Management			55,000	22,000				77,000
Contingency @20%			381,000	131,293				512,293
Total capital spend			2,286,000	787,758				3,073,758

Provide details of proposed funding: *Funding to match with Project Value*

Breakdown of proposed funding	Prev. Yr.	21/22	22/23	23/24	24/25	25/26	Future Yrs.	Total
	£	£	£	£	£	£	£	£
Corporate Borrowing			2,224,000	726,000				2,950,000
SI06 (ref 4H24)			62,000	61,757.88				123,757.88
Total funding			2,286,000	787,758				3,073,758

Which external funding sources been explored	<p>Work is currently being done to identify additional capital and revenue funding from:</p> <ul style="list-style-type: none"> • DfT for Active Social Prescribing for small scale capital interventions to support active travel alongside a revenue based programme of interventions • Football Foundation for grass pitch improvements • South West Water / Environment Agency for funding for Sustainable Drainage
Are there any bidding constraints and/or any restrictions or conditions attached to your funding	A spend certificate for S106 reference 4H24 has been completed and ringfenced for sports improvements to Barn Park pitches in line with the conditions for the S106 agreement.
Tax and VAT implications	The project will not directly generate any VAT-exempt income for the Council. The provision or enhancement of public open spaces for the public to enjoy free of charge are a non-business activity of the Council and so any VAT incurred by the Council on costs relating to the project will be fully recoverable and there will be no adverse impact on the Council's partial exemption position.
Tax and VAT reviewed by	Sarah Scott

REVENUE COSTS AND IMPLICATIONS

Cost of Developing the Capital Project (To be incurred at risk to Service area)

Total Cost of developing the project	The majority of costs already covered in the capital programme for Central Park Phase 2.
Revenue cost code for the development costs	N/A
Revenue costs incurred for developing the project are to be included in the capital total, some of the expenditure could be capitalised if it meets the criteria	Staff time on the project will be capitalised.
Budget Managers Name	Zoe Sydenham

Ongoing Revenue Implications for Service Area

	Prev. Yr.	21/22 £	22/23 £	23/24 £	23/24 £	25/25 £m	Future Yrs.
Service area revenue cost							
Other (eg: maintenance, utilities, etc)							
Loan repayment (terms agreed with Treasury Management)							
Total Revenue Cost (A)							

Service area revenue benefits/savings								
Annual revenue income (eg: rents, etc)								
Total Revenue Income (B)								
Service area net (benefit) cost (B-A)								
Has the revenue cost been budgeted for or would this make a revenue pressure			The revenue cost of maintaining the capital improvements is budgeted within existing Service costs as part of ongoing Grounds Maintenance. No additional costs are anticipated.					
Which cost centre would the revenue pressure be shown			No pressure. Cost centre for Grounds Maintenance 6028	Has this been reviewed by the budget manager			Y	
Name of budget manager			Philip Robinson					
Loan value	£2,950,000	Interest Rate	1.90%	Term Years	25	Annual Repayment	£149,332.25	
Revenue code for annual repayments								
Service area or corporate borrowing			Corporate Borrowing					
Revenue implications reviewed by			Emma White and Charlie Green					

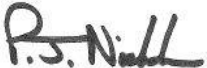

Version Control: (The version control table must be updated and signed off each time a change is made to the document to provide an audit trail for the revision and update of draft and final versions)

Author of Business Case	Date	Document Version	Reviewed By	Date
Zoe Sydenham	27/10/2021	v 1.0	Ruth Didymus	02/11/2021
Zoe Sydenham	06/01/2022	v 2.0	Ruth Didymus	06/01/2022
Zoe Sydenham	13/01/2022	v.3.0	Ruth Didymus/Simone Newark	13/01/22

SECTION 6: RECOMMENDATION AND ENDORSEMENT

It is recommended that the Leader of the Council:

- Approves the Business Case
- Allocates £3,073,758 for the project into the Capital Programme funded by £2,950,000 corporate borrowing (to be replaced by external funding if any become available during the course of the project) and £123,757.88 S106
- Authorises the procurement process
- Authorises the Service Director for SP&I to approve award contracts relating to this project where they would otherwise not have authority to do so

Patrick Nicholson, Deputy Leader		Service Director Paul Barnard, SP&I	
Either email dated:		Either email dated:	<i>date</i>
		Either email dated: 21/01/2022	
Or signed:			
Date: 24/01/2022		Signed: 	
		Date: 21/01/2022	

EQUALITY IMPACT ASSESSMENT

Project Title: Central Park Improvements Programme

Environmental Planning



STAGE 1: What is being assessed and by whom?

What is being assessed - including a brief description of aims and objectives?

As part of the growth of the city and to deliver significant health and well-being for communities, Plymouth City Council has committed to undertaking a programme of improvements to Central Park. This proposal is for phase 3 of these improvements.

Since April 2017 through Phase 1 and 2, the Central Park project team has:

- constructed and supported management of a new park café, community sports hub and events field in ways which generate additional revenue for PCC (winner of an Abercrombie Award 2021)
- extended and enhanced play and skate facilities
- built a new sports plateau for rugby, cricket, football and 4 new hard 'pay to play' tennis courts to LTA specification
- provided new park wide seating, access/path improvements, signage and sculptures
- carried out natural and heritage enhancements including tree planting; hedgerows; Devon stonewalling and gateways; meadow and woodland management
- developed and secured planning permission for a Sustainable Drainage design proposal to deal with flooding in the Barn Park area of the park
- consulted with the public and local stakeholders regarding new infrastructure and improvements (engaging over 8000 people on Facebook and over 500 completed questionnaires), sending out regular newsletters and updating the Central Park webpages and investing in a new interactive app for the park
- led a community volunteering and enterprise programme to support ownership and

STAGE 1: What is being assessed and by whom?

	<p>ongoing care/maintenance and secured additional funding to support a green social prescribing pilot, Timeline for Change project and improvements to the Family Tree Field in partnership with Plymouth Tree Partnership</p> <ul style="list-style-type: none"> secured £529k worth of S106 match funding £446k of external grant funding <p>Phase 3 provides the opportunity to:</p> <ul style="list-style-type: none"> implement a sustainable drainage system to reduce flooding, reducing the risk of pollution and CSO incidents and increase the capacity of highway drainage and combined sewers create an exemplar nature-based solution, which could be replicated in other areas of the city. contribute to improved air quality, heat reduction and carbon sequestration through increased tree planting, future-proofing the tree stock of the park increase biodiversity in the park to support connection to nature for health and wellbeing ensure Central Park meets the aspirations as the city's Flagship Park, bringing a more diverse and increased audience to the park, supporting active lifestyles and increasing income generation for the park enterprises and events <p>The project is led by the Environmental Planning and delivered by a team of existing and new staff drawing on support and advice from SSW, Finance, Commercialisation and Public Health.</p>
Responsible Officer	Zoe Sydenham
Department and Service	Natural Infrastructure Projects and Partnerships Team, Strategic Planning & Infrastructure
Date of Assessment	17/01/2022

STAGE 2: Evidence and Impact

Protected Characteristics (Equality Act)	Evidence and information (e.g. data and feedback)	Any adverse impact?	Actions	Timescale and who is responsible?
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STAGE 2: Evidence and Impact				
Protected Characteristics (Equality Act)	Evidence and information (e.g. data and feedback)	Any adverse impact?	Actions	Timescale and who is responsible?
Age	It is anticipated that the project will be open to all age groups. There would be a requirement for young children to be supported by an adult. We will actively engage families and schools	No adverse impact, all age groups will have the opportunity and will be actively encouraged to be involved.	N/A	N/A
Disability	Access to monitoring forms and networks that are developed will conform to the requirements of the Equality Act and recommended guidelines for users with a disability. Improvements will comply with the Equality Act and recommended guidelines for users with a disability	No adverse impact of the project. The project will be accessible to all abilities.	N/A	N/A
Faith, Religion or Belief	Christian: 58.1% Islam: 0.8% Buddhism: 0.3% Hinduism: 0.2%	No adverse impact The project will be accessible to all faiths, religions and beliefs.	N/A	N/A

STAGE 2: Evidence and Impact				
Protected Characteristics (Equality Act)	Evidence and information (e.g. data and feedback)	Any adverse impact?	Actions	Timescale and who is responsible?
	Judaism: 0.1% Sikhism: <0.1% No religion: 32.9%			
Gender - including marriage, pregnancy and maternity	Overall 50.2% of our population are women; this reflects the national figure of 50.7%. There will be no gender barrier to being involved in this project.	No adverse impact, there will be no barriers to involvement based on gender.	N/A	N/A
Gender Reassignment	Access to being involved in the project will not be limited by gender reassignment.	No adverse impact, there will be no barriers to involvement based on gender reassignment.	N/A	N/A
Race	White (all): 96.1% Mixed (all): 1.3% Asian (all): 1.5% Black (all): 0.7% Other: 0.4% The project will be open to all to participate regardless of race.	No adverse impact, the project will be open to all to participate regardless of race.	N/A	N/A

STAGE 2: Evidence and Impact				
Protected Characteristics (Equality Act)	Evidence and information (e.g. data and feedback)	Any adverse impact?	Actions	Timescale and who is responsible?
Sexual Orientation -including Civil Partnership	The project will be open to all to participate regardless of sexual orientation.	No adverse impact, the project will be open to all to participate regardless of sexual orientation.	N/A	N/A

STAGE 3: Are there any implications for the following? If so, please record 'Actions' to be taken		
Local Priorities	Implications	Timescale and who is responsible?
Reduce the inequality gap, particularly in health between communities.	The site is a city wide provision. It will remain free open access for all and improvements will actively encourage walking, cycling, play and sports activities for all abilities.	This is Phase 3 of the project, which is a continuation of Phase 1 and 2 started in May 2017 and is delivered by the Environmental Planning Team.
Good relations between different communities (community cohesion).	The project will require input from all user-groups and design will embed areas for social play, team sports and communal seating/picnic/meeting areas	This is Phase 3 of the project, which is a continuation of Phase 1 and 2 started in May 2017 and is delivered by the Environmental Planning Team.
Human Rights	<p>This service recognises Article 14 of Human Rights Act – The right to receive Equal Treatment and prohibits discrimination including sex, race, religion and economic and social status in conjunction with the Equalities Act which includes age and disability.</p> <p>All staff and service users will be treated fairly and that their human rights will be respected.</p> <p>No adverse impact on human rights has been</p>	N/A


STAGE 3: Are there any implications for the following? If so, please record 'Actions' to be taken

Local Priorities	Implications	Timescale and who is responsible?
	identified.	

STAGE 4: The Principles of Fairness

Principles	Comment
People should be able to access opportunity whatever their circumstances.	The use and enjoyment of Central Park is open to all.
The city should give priority to those in greatest need when it allocates resources.	The project will be open to all and will give equal weight to the information provided to it by all members of society. Improvements will take into account the needs of all users and promote equality of access.
Things that make the biggest difference to people's lives should get priority when deciding where resources go.	The project will ensure that the people of Plymouth will have access to high quality natural spaces, play and sports benefitting from the associated health and social benefits.
The way things are done in the city matters just as much as what is done.	The project will actively provide opportunity for local stakeholders to contribute to the design of sites.
Unfairness which takes time to remove needs policies for the long term.	Access to and enjoyment of Central Park is open to all and is fair for all.
Preventing inequalities is more effective than trying to eliminate them.	The project will work on the premise of preventing inequality within communities by providing opportunity for all to be involved.
Services should be provided 'with' people, not 'for' them.	Input from the community will be vital in the delivery of this project in order to ensure the improvements meet their needs.
The needs of future and current generations should be balanced when making decisions.	Improvements will use robust and sustainable material to ensure longevity of works for the enjoyment of current and future generations.

STAGE 4: Publication

Director, Assistant Director/Head of Service approving EqIA.		Date	21/01/2022
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EXECUTIVE DECISION

made by a Cabinet Member




REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL CABINET MEMBER

Executive Decision Reference Number – L29 21/22

Decision				
1	Title of decision: Parent Authority Authorisation for Award of Contract - Tamar Bridge Tolling			
2	Decision maker (Cabinet member name and portfolio title): Councillor Nick Kelly, Leader of the Council			
3	Report author and contact details: Adrian Trim – 307729 adrian.trim@plymouth.gov.uk			
4	Decision to be taken: Authorisation for the Award of Contract to Securitas Security Services (UK) Limited, for the Tolling Tender, Tamar Bridge. Term of contract 3 years + 2 in total and contract value, £3.3 M.			
5	Reasons for decision: Tamar Bridge operates on a 'User pays' basis, awarding this contract will enable the continued collection of Tolls for vehicles crossing Tamar Bridge for the next 3 + 2 years, thus funding the maintenance and operation of the undertaking.			
6	Alternative options considered and rejected: Not to proceed with procurement and contract award – Rejected on the basis that Tolling is required to ensure that adequate funding is collected so the bridge is safely operated and maintained.			
7	Financial implications: Tamar Bridge is funded on a 'user pays' basis, where the tolls are used for both operational and maintenance requirements. There are limited impacts on the Council MTFP regarding funding, other than financing Member and Officer involvement.			
8	Is the decision a Key Decision? (please contact Democratic Support for further advice)		No	Per the Constitution, a key decision is one which:
			x	in the case of capital projects and contract awards, results in a new commitment to spend and/or save in excess of £3million in total
			x	in the case of revenue projects when the decision involves entering into new commitments and/or making new savings in excess of £1 million

			x	is significant in terms of its effect on communities living or working in an area comprising two or more wards in the area of the local authority.
	If yes, date of publication of the notice in the Forward Plan of Key Decisions			
9	Please specify how this decision is linked to the Council's corporate plan/Plymouth Plan and/or the policy framework and/or the revenue/capital budget:		As a regional centre, Plymouth plays a major role economically, culturally and industrially, providing a focus for the innovation, technology and for the quality of life that it offer. The Tamar Bridge crossing is a vital strategic and local link that plays a key role in the City's ambitions to become a world class City.	
10	Please specify any direct environmental implications of the decision (carbon impact)		No Direct Environmental Impact.	
Urgent decisions				
11	Is the decision urgent and to be implemented immediately in the interests of the Council or the public?			(If yes, please contact Democratic Support (democraticsupport@plymouth.gov.uk) for advice)
			No	(If no, go to section 13a)
12a	Reason for urgency:			
12b	Scrutiny Chair Signature:		Date	
	Scrutiny Committee name:			
	Print Name:			
Consultation				
13a	Are any other Cabinet members' portfolios affected by the decision?		Yes	x
				(If no go to section 14)
13b	Which other Cabinet member's portfolio is affected by the decision?		Councillor Jonathan Drean, Cabinet Member for Transport	
13c	Date Cabinet member consulted		12 January 2022	
14	Has any Cabinet member declared a			If yes, please discuss with the Monitoring

	conflict of interest in relation to the decision?	No		Officer				
15	Which Corporate Management Team member has been consulted?	Name	Anthony Payne					
		Job title	Strategic Director for Place					
		Date consulted	12 January 2022					
Sign-off								
16	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DS101 21/22					
		Finance (mandatory)	Ba.21.22.236					
		Legal (mandatory)	MS/3/12/1/22					
		Human Resources (if applicable)						
		Corporate property (if applicable)						
		Procurement (if applicable)						
Appendices								
17	Ref.	Title of appendix						
	A	Briefing report for publication (<i>mandatory</i>)						
	B	Equalities Impact Assessment NA						
Confidential/exempt information								
18a	Do you need to include any confidential/exempt information?			If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in 18b below. (Keep as much information as possible in the briefing report that will be in the public domain)				
		No	x					
		Exemption Paragraph Number						
		1	2	3	4	5	6	7
18b	Confidential/exempt briefing report title:							
Background Papers								

19	<p>Please list all unpublished, background papers relevant to the decision in the table below.</p> <p>Background papers are <u>unpublished</u> works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based. If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part 1 of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.</p>							
Title of background paper(s)		Exemption Paragraph Number						
		1	2	3	4	5	6	7
Cabinet Member Signature								
20	<p>I agree the decision and confirm that it is not contrary to the Council's policy and budget framework, Corporate Plan or Budget. In taking this decision I have given due regard to the Council's duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act and those who do not. For further details please see the EIA attached (where required).</p>							
Signature				Date of decision		31 January 2022		
Print Name		NICHOLAS KELLY						

Appendix A

Briefing Report

1.0 Introduction

1.1 The Tamar Bridge crossing forms part of a 'joint undertaking' provided by Plymouth City Council and Cornwall Council, operating under statute since 1953.

1.2 The crossing is operated on a 'user pays' basis, with the tolls covering operational and maintenance costs, (hence no cost to the Council for this procurement) delivering public crossings at the Bridge 24/7 365.

1.3 The procurement of specialist services are a regular occurrence, as would be expected, as the Bridge is a bespoke structure that provides a key road link on the Devon / Cornwall border, crossing the river Tamar, with the A38 forming part of the Strategic Road Network (SRN) nationally.

1.4 Tamar Bridge infrastructure and operations are funded by means of Tolling, both electronically through a pre-paid 'tag' and manual collection from vehicles crossing the bridge in an easterly direction, where 6 tolling booths are available for use.

1.5 Manual tolling in the booths on the Bridge has been outsourced since 1987 as it was identified as the most cost effective means of delivering the operation.

1.6 The existing contract was recently due for retender and Cornwall Council have led the process to procure a successful bidder to continue the existing tolling regime.

1.7 After due consideration and assessment Securitas Security Services (UK) Limited were identified as the successful bidder and to be awarded the contract. This Executive Decision confirms the Award.

2.0 Improving resilience and efficiency in procurement and Contract Award

2.1 Currently the process to procure and award a contract is the responsibility of both Councils, however the policy and process of both Councils differ, giving rise to anomalies and additional administration regarding timing, procurement decisions, application and contract award. Work is currently underway to simplify the procurement and contract award process in respect of the Tamar Bridge and Torpoint Ferry.

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EXECUTIVE DECISION

made by a Cabinet Member



REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL CABINET MEMBER

Executive Decision Reference Number – L28 21/22


Decision	
1	Title of decision: Parent Authority Authorisation - Torpoint Ferries Refits – Stage 2
2	Decision maker (Cabinet member name and portfolio title): Councillor Nick Kelly, Leader of the Council
3	Report author and contact details: Adrian Trim – 307729 adrian.trim@plymouth.gov.uk
4	<p>Decision to be taken:</p> <p>Torpoint Ferries Refits – Stage 2, Assessment Refit and of the 3 Torpoint ferries, as required by statute for continued in service use as passenger and vehicular ferries, at a rate of 1 each year from April '23 to '25.</p> <p>Estimated cost £5.5m</p> <p>Approval to approach the market via open tender to source a contractor to assess and refit the 3 Torpoint ferries, as required by statute for continued in service use as passenger and vehicular ferries, at a rate of 1 each year from April '23 to '25.</p>
5	<p>Reasons for decision:</p> <p>Torpoint Ferries operate 24/7 365 and have to meet legal requirements, under Maritime Law, meeting operational and mechanical criteria to work as passenger and vehicle ferries, under an approved licence.</p>
6	<p>Alternative options considered and rejected:</p> <p>Not to proceed with the Tender for assesment and refit. – Rejected on the basis that a legal licence is required to operate the Ferry Service and the only means to maintain the licence is by means of ensuring the Ferries meet the statutory requiremnts for the provision carrying vehicles and passengers.</p>
7	<p>Financial implications and Risks :</p> <p>Torpoint Ferry Service is funded on a 'user pays' basis, where the tolls are used for both operational and maintenance requirements. There are limited impacts on the Council MTFP regarding funding, other than financing Member and Officer involvement.</p>

8	Is the decision a Key Decision? (please contact Democratic Support for further advice)		No	Per the Constitution, a key decision is one which:
			x	in the case of capital projects and contract awards, results in a new commitment to spend and/or save in excess of £3million in total
			x	in the case of revenue projects when the decision involves entering into new commitments and/or making new savings in excess of £1 million
			x	is significant in terms of its effect on communities living or working in an area comprising two or more wards in the area of the local authority.
	If yes, date of publication of the notice in the Forward Plan of Key Decisions			
9	Please specify how this decision is linked to the Council's corporate plan/Plymouth Plan and/or the policy framework and/or the revenue/capital budget:	As a regional centre, Plymouth plays a major role economically, culturally and industrially, providing a focus for the innovation, technology and for the quality of life that it offer. The Tamar Bridge crossing is a vital strategic and local link that plays a key role in the City's ambitions to become a world class City.		
10	Please specify any direct environmental implications of the decision (carbon impact)	Without a ferry service at Torpoint there would be a 19 mile circuitous journey of about half an hour, with the associated pollution, to access the road crossing at Tamar Bridge. The displaced traffic would also impact on congestion at Tamar Bridge increasing pollution at peak times.		

Urgent decisions

11	Is the decision urgent and to be implemented immediately in the interests of the Council or the public?			(If yes, please contact Democratic Support (democraticsupport@plymouth.gov.uk) for advice)
		No	x	(If no, go to section 13a)
12a	Reason for urgency:			
12b	Scrutiny Chair Signature:		Date	
	Scrutiny Committee name:			
	Print Name:			

Consultation				
13a	Are any other Cabinet members' portfolios affected by the decision?	Yes	x	
				(If no go to section 14)
13b	Which other Cabinet member's portfolio is affected by the decision?	Councillor Jonathan Drean, Cabinet Member for Transport		
13c	Date Cabinet member consulted	12 January 2022		
14	Has any Cabinet member declared a conflict of interest in relation to the decision?			If yes, please discuss with the Monitoring Officer
		No	x	
15	Which Corporate Management Team member has been consulted?	Name	Anthony Payne	
		Job title	Strategic Director for Place	
		Date consulted	12 January 2022	
Sign-off				
16	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DS100 21/22	
		Finance (mandatory)	ba.21.22.235	
		Legal (mandatory)	MS/2/12.1.22	
		Human Resources (if applicable)		
		Corporate property (if applicable)		
		Procurement (if applicable)		
Appendices				
17	Ref.	Title of appendix		
	A	Briefing report for publication (mandatory)		
Confidential/exempt information				
18a	Do you need to include any confidential/exempt information?			If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for

		No	publication by virtue of Part 1 of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in 18b below. (Keep as much information as possible in the briefing report that will be in the public domain)					
		Exemption Paragraph Number						
		1	2	3	4	5	6	7
18b	Confidential/exempt briefing report title:							
Background Papers								
19	Please list all unpublished, background papers relevant to the decision in the table below. Background papers are <u>unpublished</u> works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based. If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part 1 of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.							
Title of background paper(s)		Exemption Paragraph Number						
		1	2	3	4	5	6	7
Cabinet Member Signature								
20	I agree the decision and confirm that it is not contrary to the Council's policy and budget framework, Corporate Plan or Budget. In taking this decision I have given due regard to the Council's duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act and those who do not. For further details please see the EIA attached (where required).							
Signature				Date of decision		31 January 2022		
Print Name		NICHOLAS KELLY						

Appendix A

Briefing Report

1.0 Introduction

1.1 The Torpoint Ferry crossing forms part of a 'joint undertaking' provided by Plymouth City Council and Cornwall Council, operating under statute since 1953.

1.2 The crossing is operated on a 'user pays' basis, with the tolls covering operational and maintenance costs, (hence no cost to the Council for this procurement) delivering public crossings by Ferry at Torpoint 24/7 365.

1.3 The procurement of specialist services are a regular occurrence, as would be expected, as the three Ferries are bespoke structures that provide a key road link on the Devon / Cornwall border, crossing the river Tamar, linking the A 374 from Plymouth to South East Cornwall.

1.4 The requirement for regular assessment and refit of the Ferries are a legal necessity under Maritime Law, where the carrying of vehicles and passengers are a licensed activity.

1.5 There are few local providers as the resources required to dry dock, assess and refit are very specialist, technical and limited.

1.6 The existing contract is still operable but previous experience has revealed the need to engage early in the procurement process to ensure all aspects can be discussed in detail prior to assessment and refit commencement.

1.7 This Executive Decision confirms authority from PCC for Cornwall Council to progress with the Tender process under their terms and conditions.

2.0 Improving resilience and efficiency in procurement and Contract Award

2.1 Currently the process to procure and award a contract is the responsibility of both Councils, however the policy and process of both Councils differ, giving rise to anomalies and additional administration regarding timing, procurement decisions, application and contract award. Work is currently underway to simplify the procurement and contract award process in respect of the Tamar Bridge and Torpoint Ferry.

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EXECUTIVE DECISION

made by a Cabinet Member




REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL CABINET MEMBER

Executive Decision Reference Number – GHRITC04 21/22

Decision	
1	Title of decision: Anti-Social Behaviour (ASB) Case Review Policy
2	Decision maker (Cabinet member name and portfolio title): Councillor John Riley, Cabinet Member for Governance, HR, IT and Community Safety
3	Report author and contact details: Kristina Browning (Community Connections, Safer Communities -Technical Lead) 01752 398333 or Kristina.browning@plymouth.gov.uk and Dave Ryland (Community Connections - Strategic Manager) 01752 304823 or Dave.Ryland@plymouth.gov.uk
4	Decision to be taken: Approval of ASB Case Review Policy
5	<p>Reasons for decision:</p> <p>This is the Local Authority's first policy around the co-ordination of ASB Case Reviews in Plymouth. The policy includes changes to the way ASB Case Reviews are managed within the Local Authority, including:</p> <ul style="list-style-type: none"> • Lowering the threshold where an ASB Case Review can be requested by removing the requirement for the ASB case to be closed – in-line with updated statutory guidance under the ASB, Crime and Policing Act 2014 and best practice. • Lowering the threshold where an ASB Case Review can be requested where hate crime is an element of the ASB - in-line with updated statutory guidance under the ASB, Crime and Policing Act 2014 and best practice. • A provision where ASB Case Reviews can be requested without a victim's consent, in exceptional circumstances, e.g. if a victim is unable to consent or is at serious risk of harm, in-line with best practice. • A more inclusive application process to include an option for referrals to be made in-person at one of the city's libraries (e.g. for those digitally excluded) • Widening the variety of professionals who can chair ASB Case Reviews by including other agencies (including D&C Police, Registered Social Landlords and ASB Help) to ensure that cases are being reviewed by a person truly independent to the case • Updating the appeals procedure so that appeals are made to the OPCC instead of the Local Authority – in-line with the statutory guidance under the ASB, Crime & Policing Act 2014. • Keeping a central register of ASB Case Review statistics on the Plymouth City Council website, in-line with statutory guidance under the ASB, Crime and Policing Act 2014 and best practice.

6	Alternative options considered and rejected: N/A – this policy has been developed in-line with updated statutory guidance and best practice.			
7	Financial implications and risks: None			
8	Is the decision a Key Decision? (please contact Democratic Support for further advice)	Yes	No	Per the Constitution, a key decision is one which:
			x	in the case of capital projects and contract awards, results in a new commitment to spend and/or save in excess of £3million in total
			x	in the case of revenue projects when the decision involves entering into new commitments and/or making new savings in excess of £1 million
			x	is significant in terms of its effect on communities living or working in an area comprising two or more wards in the area of the local authority.
	If yes, date of publication of the notice in the Forward Plan of Key Decisions			
9	Please specify how this decision is linked to the Council's corporate plan/Plymouth Plan and/or the policy framework and/or the revenue/capital budget:	This policy supports Plymouth's vision to be a 'welcoming city' by helping to reduce and prevent anti-social behaviour within communities; this will positively impact citizens' perception of feeling safe in the neighbourhoods where they live. This policy also increases the inclusivity of the ASB Case Review process to ensure that it is accessible for all.		
10	Please specify any direct environmental implications of the decision (carbon impact)	None		
Urgent decisions				
11	Is the decision urgent and to be implemented immediately in the interests of the Council or the public?	Yes		(If yes, please contact Democratic Support (democraticsupport@plymouth.gov.uk) for advice)
		No	x	(If no, go to section 13a)
12a	Reason for urgency:			

I2b	Scrutiny Chair Signature:		Date	
	Scrutiny Committee name:			
	Print Name:			
Consultation				
I3a	Are any other Cabinet members' portfolios affected by the decision?	Yes		
		No	x	(If no go to section I4)
I3b	Which other Cabinet member's portfolio is affected by the decision?			
I3c	Date Cabinet member consulted			
I4	Has any Cabinet member declared a conflict of interest in relation to the decision?	Yes		If yes, please discuss with the Monitoring Officer
		No	x	
I5	Which Corporate Management Team member has been consulted?	Name	Craig McArdle	
		Job title	Strategic Director for People	
		Date consulted	29 November 2021	
Sign-off				
I6	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DS93 21/22	
		Finance (mandatory)	djn.21.22.217	
		Legal (mandatory)	LS/37758/HM	
		Human Resources (if applicable)	N/A	
		Corporate property (if applicable)	N/A	
		Procurement (if applicable)	N/A	
Appendices				
I7	Ref.	Title of appendix		
	A	Briefing report for publication		
	B	Equalities Impact Assessment		
	C	ASB Case Review Policy		

Confidential/exempt information								
18a	Do you need to include any confidential/exempt information?	Yes		If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in 18b below. (Keep as much information as possible in the briefing report that will be in the public domain)				
		No	x					
		Exemption Paragraph Number						
		1	2	3	4	5	6	7
18b	Confidential/exempt briefing report title:							
Background Papers								
19	Please list all unpublished, background papers relevant to the decision in the table below. Background papers are <u>unpublished</u> works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based. If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.							
Title of background paper(s)		Exemption Paragraph Number						
		1	2	3	4	5	6	7
Cabinet Member Signature								
20	I agree the decision and confirm that it is not contrary to the Council's policy and budget framework, Corporate Plan or Budget. In taking this decision I have given due regard to the Council's duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act and those who do not. For further details please see the EIA attached.							
Signature				Date of decision		28 January 2022		
Print Name		Councillor John Riley						

ANTI-SOCIAL BEHAVIOUR CASE REVIEW POLICY (COMMUNITY TRIGGER)



1. Aim of the Policy

Plymouth City Council recognises the devastating impact that anti-social behaviour has on victims and communities within our city. We are committed to working closely alongside communities and partner agencies, using a trauma-informed approach, to tackle anti-social behaviour and make our city a safer place to live. We will put victims at the heart of our response and ensure that those being affected are listened to and given the support they need. One way in which we pledge to do this is through our 'Anti-Social Behaviour Case Review' or 'Community Trigger' process.

The Anti-Social Behaviour (ASB) Case Review (also known as the 'Community Trigger') was introduced by the Anti-Social Behaviour, Crime and Policing Act 2014 in order to provide a statutory 'safety net' for those victims of anti-social behaviour who do not feel they have received a satisfactory response to their complaints about anti-social behaviour. An ASB Case review gives victims of persistent anti-social behaviour the right to request a multi-agency review of their case where the required threshold has been met.

This policy will enable the council to deal fairly and properly with complaints of anti-social behaviour where a case review is requested. It should be noted that the original complaints about anti-social behaviour do not need to have been made to Plymouth City Council for this process to be requested. If qualifying complaints have been made to the Local Authority, Devon and Cornwall Police, a Registered Social Landlord (RSL) or an NHS Devon Clinical Commissioning Group (CCG), concerning anti-social behaviour within, or connected to the city of Plymouth, then this policy still applies.

2. What is defined as Anti-Social Behaviour?

For the purposes of an ASB Case Review, anti-social behaviour is defined as:

“Persistent behaviour that causes, or is likely to cause, **harassment, alarm or distress** to one or more person(s) from another household”

In addition to this, Plymouth City Council may accept applications for ASB Case Reviews where the behaviour is causing a '**nuisance or annoyance**', where it can be shown that the cumulative impact of the behaviour is having a significant detrimental impact on the victim(s).

Common examples of anti-social behaviour include, but are not limited to, verbal abuse, harassment, vandalism, noise nuisance, animal nuisance, anti-social drinking and fly tipping.

3. Request for an ASB Case Review

In a case where a person has made complaints about anti-social behaviour, we will carry out an ASB Case Review of the response to that behaviour, if an application for such a review is received and if it is determined by us that the threshold for a review is met.

An ASB Case Review can be requested directly by the victim or by a third party representing the victim (such as a family member, friend, professional), **with the victim's consent**. In exceptional circumstances, we may accept an ASB Case Review application made by a third party without the victim's consent, e.g. if a victim is unable to give consent or is at significant risk of harm.

Please see the ASB Case Review Guidance Notes for further details about making an application for an ASB Case Review.

Applications for an ASB Case Review will be referred to Plymouth City Council's Safer Communities Team and will be considered by them in accordance with the threshold criteria. Applications will also be shared with other relevant bodies in the local authority area (i.e. the Police, NHS Devon Clinical Commissioning Groups and relevant social housing providers)

4. Determining the Threshold for an ASB Case Review

If an individual(s) has reported **three separate incidents** of anti-social behaviour relating to the same problem, to the Local Authority, Police, RSL or an NHS Devon CCG, within the **past six months**, and where there **may be further actions available** to resolve the case, they would meet the threshold for an ASB Case Review.

If an individual(s) has reported **two separate incidents** of anti-social behaviour relating to the same problem, to the Local Authority, Police, RSL or an NHS Devon Clinical Commissioning Group, within the **past six months**, and at least one involving a **hate crime or incident**, and where there **may be further actions available** to resolve the case, they would meet the threshold for an ASB Case Review. Please see the ASB Case Review Guidance Notes for further information on what constitutes a hate crime and hate incident.

5. Anti-Social Behaviour Case Review

If it is determined that an application meets the required threshold, a Single Point of Contact (SPOC) within Plymouth City Council's Safer Communities team will co-ordinate a review meeting to include relevant public bodies and other relevant agencies. The purpose of this meeting is not to apportion blame or hold agencies to account but to take a proactive, problem-solving approach to try and stop further anti-social behaviour.

An Independent Chair with no prior involvement in the ASB case management will be appointed by the SPOC to chair the meeting, review actions taken so far and decide whether any further recommendations can be made to try and resolve the anti-social behaviour.

The Chair may make recommendations for further actions to a relevant public body or person, who exercises public functions, in respect of any matters arising from the review.

A Chair may be appointed from any of the below organisations however will always be independent to the case, at a senior level and have substantial experience in resolving anti-social behaviour:

- Plymouth City Council (or another Local Authority)
- Devon and Cornwall Police
- A Registered Social Landlord
- ASB Help (a registered charity in England and Wales set up to provide advice and support to victims of anti-social behaviour)
- A representative from the above based in a different area of England and Wales

The applicant requesting the ASB Case review (or their representative) will be invited to attend the first part of the review meeting to provide them with an opportunity to explain the impact that the anti-social behaviour is having on them. If the applicant does not wish to do this, they will be invited to provide a victim impact statement which will be read out by the Chair at the beginning of the meeting. The applicant will be asked to leave the meeting prior to any multi-agency discussion as sensitive information relating to third parties will need to be discussed.

Following the conclusion of an ASB Case Review, the applicant will be informed of any recommendations made and advised that should they remain dissatisfied, they may appeal to the Office of the Police and Crime Commissioner (OPCC) for Devon, Cornwall and the Isles of Scilly.

6. Dissatisfaction with an ASB Case Review

Should the applicant not be content with the outcome of an ASB Case review, their review may be escalated to the Office of the Police and Crime Commissioner where one of the following circumstances apply:

- If the relevant bodies have rejected an application to conduct an ASB Case Review on the basis that the threshold has not been met but the victim considers that the threshold has been met
- If the victim considers that the ASB Case Review has failed to consider a relevant process, policy or protocol
- If the victim considers that the ASB Case Review has failed to consider relevant factual evidenced information

Case reviews escalated to the OPCC must be referred within four weeks of the notification of the outcome and referred through the Safer Communities team in Plymouth City Council.

7. Recording, Monitoring and Reporting

A central register of ASB Case Reviews will be kept by the Technical Lead in the Safer Communities team. A report will be presented annually, at the end of the financial year, setting out:

- a) The number of applications for ASB Case Reviews made to the Council
- b) The number of times that the threshold for an ASB Case Review was not met
- c) The number of ASB case reviews carried out
- d) The number of ASB case reviews carried out which resulted in recommendations being made
- e) The number of appeals made to the Office of the Police and Crime Commissioner

The Council will publish this report annually on the Plymouth City Council website.

8. Equality and Diversity

Plymouth City Council will apply this policy consistently and fairly and will not discriminate against anyone based on any relevant characteristics, including those set out in the Equalities Act 2010.

Plymouth City Council will make this policy available in other languages and formats on request.

Should you require this policy in an alternative format or need any other reasonable adjustments, please contact Community Connections on 01752 668000 or communityconnections@plymouth.gov.uk

9. Review

Plymouth City Council will monitor this policy to ensure it meets good practice and current legislation and will review it on an annual basis. This policy will next be reviewed on 30th October 2022.

10. Further Information

For further information in relation to the ASB Case Review process, please contact Plymouth City Council's Community Connections team either by phone on 01752 668000 or by email to communityconnections@plymouth.gov.uk

‘ASB CASE REVIEW’ – COMMS PLAN

Community Connections Safer Communities



Introduction

This Communication Plan has been developed in relation to the launch of Plymouth City Council’s new Anti-Social Behaviour Case Review policy and process.

Background

ASB Case Reviews (also known as ‘Community Triggers’) were introduced by the ASB, Crime and Policing Act 2014 in order to provide a statutory ‘safety net’ for those victims of anti-social behaviour who did not feel they were receiving a satisfactory response to their complaints of anti-social behaviour. An ASB Case review gives victims of persistent anti-social behaviour the right to request an independent, multi-agency review of their case where the required threshold has been met. Plymouth City Council is responsible for co-ordinating ASB Case reviews in the City of Plymouth.

Despite being in existence since 2014, the number of requests for ASB Case Reviews nationally is very low. Research has shown this is mostly due to a lack of awareness about the tool amongst victims and a lack of clear information provided about it by agencies. However, a recent Government white paper, updated statutory guidance, campaigns from victims’ charities and direction from our Police and Crime Commissioner has very much re-focused the importance of promoting this tool to ensure that we are providing the best possible service to victims of anti-social behaviour.

New ASB Case Review Policy

In order to ensure that we are doing our very best for victims of anti-social behaviour in Plymouth, we have developed a new ASB Case Review policy, process, guidance and procedure which is victim-focused, trauma-informed and inclusive. Our Safer Communities Team will work alongside partner agencies, including the Police and Registered Social Landlords, to both implement and promote this new policy, which will ultimately improve the safety of our communities and safeguard victims. The final draft of the ASB Case Review Policy and EIA are attached.

Communications Plan

- A ‘launch event’ to be held at The Council House on 17th January 2022
 - Guests to include the Harvinder Saimbhi from ASB Help, Rebecca Brown; The Police and Crime Commissioner, Alison Hernandez; Chief Superintendent for Plymouth & Chair of Safer Plymouth, Matt Longman; Portfolio Holder for Community Safety, Cllr John Riley; representatives from Plymouth Community Homes, Sovereign Housing Association, Guinness Housing Association, Anchor Housing Association and Livewest Housing Association; representatives from neighbourhood / partnership policing; representatives from Plymouth City Council; representatives from Cornwall Council, Victim Support; Comms
- A PCC press release re: ASB Case Reviews & PCC signing the ASB Pledge & Victim’s Promise
- Promotion of ASB Case Reviews on PCC social media
- Promotion of ASB Case Reviews by Devon and Cornwall Police neighbourhood policing teams
- Promotion of ASB Case Reviews by Housing Associations

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EQUALITY IMPACT ASSESSMENT

Community Connections



STAGE 1: WHAT IS BEING ASSESSED AND BY WHOM?

What is being assessed - including a brief description of aims and objectives?	<p>This EIA applies to the new policy, guidance and procedure for ASB Case Reviews (also known as the 'Community Trigger'). The ASB Case Review is a statutory function for 'responsible authorities' introduced under Sections 104 and 105 of the Anti-Social Behaviour, Crime and Policing Act 2014. The purpose of this function is to give victims of anti-social behaviour (ASB) the ability to demand a formal case review where a locally defined threshold is met, in order to determine whether there is further action that can be taken.</p> <p>Plymouth City Council manages the ASB Case Review process on behalf of 'responsible authorities' in the City of Plymouth.</p> <p>Prior to this policy, there was no specific policy in relation to the ASB Case Review process. Plymouth City Council have collaborated with ASB Help to develop a new ASB Case Review policy, demonstrating a commitment to being victim-focused and proactively finding solutions to resolve anti-social behaviour in the city.</p> <p>Plymouth City Council will be working with ASB Help to ensure the new draft policy and process are assessed as ASB PLEDGE compliant.</p>
Author	Kristina Browning (Technical Lead)
Department and service	People - Community Connections – Safer Communities Team
Date of assessment	8 th October 2021

STAGE 2: EVIDENCE AND IMPACT

Protected characteristics (Equality Act)	Evidence and information (e.g. data and feedback)	Any adverse impact See guidance on how to make judgement	Actions	Timescale and who is responsible
Age	The average age in Plymouth (39 years) is about the same as	Concerns are noted regarding the potential ability of older persons	Concerns are mitigated through the use of multiple	Safer Communities Team to brief staff in libraries and PCC

	<p>the rest of England (39.3 years) but less than the South West (41.6 years)</p> <p>ONS predicts a rise in the percentage of the 65+ population in Plymouth from 17.9% in 2016 to 22.7% by 2034.</p> <p>Older people are less likely to use modern technology than young people.</p>	<p>to access information and / or apply for an ASB Case Review using internet based facilities.</p>	<p>platforms to access information or request an ASB Case Review.</p> <p>Residents of any age can request a written copy of the PCC ASB Case Review policy and guidance by phoning Community Connections or visiting their local library. Staff will be briefed in how to assist with this query.</p> <p>Residents of any age can be supported to request an ASB Case Review by calling Devon & Cornwall Police, or by visiting their local library, instead of using online methods.</p> <p>The Police call centre at 101 is already set-up to receive requests for ASB Case Reviews.</p> <p>Staff within local libraries will be briefed and made aware of how to assist individuals presenting in person.</p> <p>The mitigation outlined above will improve upon previous access to ASB Case Reviews and it is therefore considered as a positive impact and requires no further mitigation.</p>	<p>call centre to ensure they are trained around the new process and can assist as required.</p>
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Disability	<p>A total of 31,164 people (from 28.5% of households) declared themselves as having a long-term health problem or disability (2011 Census)</p> <p>Disabled people are less likely to live in households with access to the internet than non-disabled people</p> <p>People with disabilities face a number of barriers to participation in public life. For example, they may require information in different formats such as 'easy read', large print or brail etc.</p>	<p>Concerns are noted regarding the potential ability of individuals with disabilities to access information and / or apply for an ASB Case Review using internet based facilities.</p> <p>Disabled persons are also one group vulnerable to hate related ASB.</p>	<p>Concerns are mitigated through the use of multiple platforms to access information or request an ASB Case Review – including online, by phone or in person.</p> <p>The policy and procedure can be requested in alternative formats and individuals can request that reasonable adjustments are made to enable them to utilise this tool.</p> <p>Individuals can access information or request an ASB Case Review at local libraries – all of which are accessible for those with physical disabilities. Staff in libraries are also trained in equality and diversity so can provide appropriate support.</p> <p>Improvements to the ASB Case Review process will also provide additional protection for disabled persons who are victims of hate crime and this is therefore a further positive impact.</p> <p>The mitigation outlined above will improve upon previous access to ASB Case Reviews and it is therefore considered as a positive</p>	<p>Safer Communities Team are responsible for providing policies and processes in alternative formats and making reasonable adjustments – as and when required.</p> <p>Safer Communities Team to brief staff in libraries to ensure they are trained around the new process and can assist as required.</p>
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			impact and requires no further mitigation.	
Religion or belief	<p>Christianity is the biggest faith in the city with more than 58% of the population.</p> <p>32.9% of the Plymouth population stated they had no population (2011 census)</p> <p>Those who identified as Muslim was just under 1% while Hindu, Buddhist, Jewish or Sikh combined totalled less than 1% (2011 census)</p> <p>0.5% of the population had a current religion that was not Christian, Muslim, Hinduism, Judaism, or Sikh, such as Paganism or Spiritualism</p>	<p>Religion and belief is a protected characteristic that is vulnerable to hate-related ASB.</p> <p>It is also noted that some religious groups such as the Plymouth Exclusive Brethren (within Christianity), along with very specific sects within Judaism and Islam, place greater restrictions on internet use.</p>	<p>Improvements to the ASB Case Review process will provide additional protection for persons who are victims of hate crime and it is therefore considered as a positive impact and requires no further mitigation.</p> <p>Individuals from religious groups with restrictions on internet use are small locally and have the ability to request an ASB Case Review over the phone or in person. This mitigation will improve upon previous access to ASB Case Reviews and it is therefore considered as a positive impact and requires no further mitigation.</p>	N/A
Sex - including marriage, pregnancy and maternity	50.2% of our population are women and 49.8% are men.	No adverse impact anticipated	NFA	N/A
Gender reassignment	There are no official estimates for gender reassignment at either national or local level. However, in a recent study founded by the Home Office, the Gender Identity Research and Education Society (GIREs) estimate that between 300,000 and 500,000 people aged 16 or over in the UK are	Gender reassignment is a protected characteristic that is vulnerable to hate-related ASB.	Improvements to the ASB Case Review process will provide additional protection for persons who are victims of hate crime and it is therefore considered as a positive impact and requires no further mitigation.	N/A

	experiencing some degree of gender variance.			
Race	<p>92.9% of Plymouth’s population identify themselves as White British.</p> <p>7.1% identify themselves as Black, Asian or Minority Ethnic (BAME) with White Other (2.7%), Chinese (0.5%), and Other Asian (0.5%) the most common ethnic groups.</p> <p>Recent Census shows that we have at least 43 main languages spoken in the city, showing Polish, Chinese and Kurdish as the top three.</p> <p>Plymouth is a refuges dispersal location under the Vulnerable Persons Resettlement Scheme.</p>	<p>Concerns are noted regarding the potential ability of persons to access information or request an ASB Case Review via the online route where English is not their first language.</p> <p>Race is also a protected characteristic that is vulnerable to hate-related ASB.</p>	<p>These concerns can be partially mitigated through the use of online translation systems such as Google Translate.</p> <p>Residents of any race can request an ASB Case Review by phoning the Police on 101; where a verbal translation service will be provided</p> <p>The ASB Case Review process also gives provision for a representative of a victim, e.g. family member, friend or professional, to request an ASB Case Review on their behalf. A victim could therefore request an advocate who speaks both languages to support them with the process.</p> <p>Provision of translated documents can also be made available, where appropriate and on request.</p> <p>The mitigation outlined above will improve upon</p>	<p>Safer Communities Team to provide translated documents where appropriate and upon request</p>

			<p>previous access to ASB Case Reviews and it is therefore considered as a positive impact and requires no further mitigation.</p> <p>Improvements to the ASB Case Review process will also provide additional protection victims of race-related hate crime and this is therefore a further positive impact.</p>	
Sexual orientation - including civil partnership	<p>There are no official estimates for sexual orientation at a local level. There is no precise local data on sexual orientation in Plymouth, but based on the ONS Annual Population Survey 2017 estimates, approximately 1.7% of the UK population is lesbian, gay or bisexual (LGB). This would mean there are approximately 3,649 LGB people in the city (Plymouth Report, 2019)</p>	<p>Sexual orientation is a protected characteristic that is vulnerable to hate-related ASB.</p>	<p>Improvements to the ASB Case Review process will provide additional protection for persons who are victims of sexual orientation hate crime and it is therefore considered as a positive impact and requires no further mitigation.</p>	<p>N/A</p>

STAGE 3: ARE THERE ANY IMPLICATIONS FOR THE FOLLOWING? IF SO, PLEASE RECORD ACTIONS TO BE TAKEN

Local priorities	Implications	Timescale and who is responsible
Celebrate diversity and ensure that Plymouth is a welcoming city.	<p>The new ASB Case Review policy and process will provide additional protection for those with protected characteristics and will therefore positively contribute to this local priority.</p>	<p>N/A</p>

Pay equality for women, and staff with disabilities in our workforce.	N/A	N/A
Supporting our workforce through the implementation of Our People Strategy 2020 – 2024	N/A	N/A
Supporting victims of hate crime so they feel confident to report incidents, and working with, and through our partner organisations to achieve positive outcomes.	<p>This new ASB Case Review policy and process offers additional protection to those who are victims of hate crime. Specifically, the threshold to qualify for an ASB Case Review is reduced to just two incidents in a six month period, rather than the statutory threshold of three, where a hate crime or incident has taken place. This locally set threshold is in-line with best practice promoted through ASB Help.</p> <p>This Policy also increases the opportunities for Plymouth City Council to work in partnership with other agencies to resolve anti-social behaviour, including those involving hate crime / incidents.</p>	N/A
Plymouth is a city where people from different backgrounds get along well.	This policy outlines a proactive approach to problem solving ASB, some of which may include hate-related issues. By intervening with a multi-agency approach to these incidents, we can set a standard that hate-related ASB will not be tolerated and encourage community cohesion.	N/A
Human rights Please refer to guidance	N/A	N/A

STAGE 4: PUBLICATION

Responsible Officer



Date 18 Jan 2022

Strategic Director, Service Director or Head of Service

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