

# EXECUTIVE DECISION

made by a Cabinet Member



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

Executive Decision Reference Number – CSLCC02 23/24


Decision	
1	<b>Title of decision:</b> PSPO 2023 – Reducing alcohol-related anti-social behaviour
2	<b>Decision maker (Cabinet member name and portfolio title):</b> Councillor Sally Haydon (Cabinet member for Community Safety, Libraries, Cemeteries and Crematoria)
3	<b>Report author and contact details:</b> Kristina Browning – Technical Lead, Safer Communities, Community Connections, Plymouth City Council. Email: <a href="mailto:Kristina.Browning@plymouth.gov.uk">Kristina.Browning@plymouth.gov.uk</a> Tel: 01752 398333
4	<b>Decision to be taken:</b> Agree a three year extension to the current city-wide Public Spaces Protection Order linked to alcohol-related anti-social behaviour commencing on 20 October 2023 and ending on 20 October 2026.
5	<p><b>Reasons for decision:</b></p> <p>In October 2020, a city-wide Public Spaces Protection Order (PSPO) was granted across the entire city of Plymouth for three years, aiming to reduce alcohol-related anti-social behaviour.</p> <p>The prohibitions of the PSPO state:</p> <ol style="list-style-type: none"> <li>1. No person shall continue to consume alcohol, or anything which is reasonably believed to be alcohol, when asked to stop by an authorised officer who, in their view believe this would assist in preventing further anti-social behaviour, public nuisance or disorder</li> <li>2. No person shall fail to surrender a vessel(s) of alcohol, sealed or unsealed, when requested by an authorised officer who, in their view believe this would assist in preventing further anti-social behaviour, public nuisance or disorder</li> </ol> <p>This PSPO is due to end on 19 October 2023.</p> <p>The Council have undertaken the required consultation process to establish whether the current city-wide alcohol-related PSPO should be extended for a further three years. The feedback from both partner agencies and members of the public shows significant support for the PSPO to be extended and for this to continue being city-wide. This is also supported by crime data showing an increase in rates of alcohol-related crime, impacting all communities within Plymouth.</p>
6	<p><b>Alternative options considered and rejected:</b></p> <ol style="list-style-type: none"> <li>1. Not to extend the PSPO – consultation with partners and members of the public has shown overwhelming support for the PSPO to be extended as a vital tool to prevent and reduce anti-social behaviour linked with alcohol use across the city. Should the PSPO not be extended, it is likely anti-social behaviour and crime linked with alcohol use will increase and there will be significant impact on the police's ability to resource this demand.</li> </ol>

	2. Amend the prohibitions of the PSPO – consultation with partners and members of the public has shown a significant majority are in favour of the prohibitions remaining the same with a general consensus that these are fair, reasonable and effective.			
<b>7</b>	<b>Financial implications and risks:</b> As the proposal is for the prohibitions to remain the same, there is no cost with changing existing signage. There will be a requirement to purchase additional signage as all the current stock has been used but the cost for this will be minimal.			
<b>8</b>	<b>Is the decision a Key Decision?</b> (please contact <a href="#">Democratic Support</a> for further advice)	<b>Yes</b>	<b>No</b>	<b>Per the Constitution, a key decision is one which:</b>
			x	in the case of <b>capital</b> projects and contract awards, results in a new commitment to spend and/or save in excess of <b>£3million</b> in total
			x	in the case of <b>revenue</b> projects when the decision involves entering into new commitments and/or making new savings in excess of <b>£1 million</b>
		x	is <b>significant</b> in terms of its effect on communities living or working in an area comprising <b>two or more</b> wards in the area of the local authority.	
	<b>If yes, date of publication of the notice in the <a href="#">Forward Plan of Key Decisions</a></b>			
<b>9</b>	<b>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:</b>	<p>A PSPO to reduce alcohol-related ASB in Plymouth is in-line with our priorities of the Corporate Plan which are working with the Police to tackle crime and anti-social behaviour and keeping children, adults and communities safe.</p> <p>We believe in:</p> <p>Democracy– consultation showed members of the public were overwhelmingly in favour of the PSPO.</p> <p>Responsibility – we are responsible for working with partners to prevent and reduce crime and ASB in Plymouth.</p> <p>Fairness – the PSPO does not discriminate against any community and applies to any individual causing ASB linked with their alcohol consumption. It does not prevent people from drinking alcohol, unless there is associated ASB.</p> <p>Co-operation – the PSPO is supported by, and used in partnership with, agencies such as Police and PARC.</p>		
<b>10</b>	<b>Please specify any direct environmental implications of the decision (carbon impact)</b>	Not applicable.		

**Urgent decisions**

I 1	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 ( <a href="mailto:democraticsupport@plymouth.gov.uk">democraticsupport@plymouth.gov.uk</a> ) for advice)
		No	x	(If no, go to section I 3a)
I 2a	Reason for urgency:			
I 2b	Scrutiny Chair Signature:		Date	
	Scrutiny Committee name:			
	Print Name:			
<b>Consultation</b>				
I 3 a	Are any other Cabinet members' portfolios affected by the decision?	Yes		
		No	x	(If no go to section I 4)
I 3 b	Which other Cabinet member's portfolio is affected by the decision?			
I 3 c	Date Cabinet member consulted			
I 4	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	
I 5	Which Corporate Management Team member has been consulted?	Name	Matt Garrett	
		Job title	Service Director	
		Date consulted	30 June 2023	
<b>Sign-off</b>				
I 6	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DS 34 23/24	
		Finance (mandatory)	HLS170723	
		Legal (mandatory)	1995 – 03.08.23 - IW	
		Human Resources (if applicable)	n/a	
		Corporate property (if applicable)	n/a	

		<b>Procurement (if applicable)</b>	n/a					
<b>Appendices</b>								
<b>17</b>	<b>Re f.</b>	<b>Title of appendix</b>						
	A	Briefing report						
	B	Equalities Impact Assessment						
	C	DRAFT PSPO						
	D	Certificate of Consultation - OPCC						
	E	Certificate of Consultation - Police						
<b>Confidential/exempt information</b>								
<b>18 a</b>	<b>Do you need to include any confidential/exempt information?</b>	<b>Yes</b>		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 <b>18b</b> below.  (Keep as much information as possible in the briefing report that will be in the public domain)				
		<b>No</b>	x					
		<b>Exemption Paragraph Number</b>						
		<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>
<b>18 b</b>	<b>Confidential/exempt briefing report title:</b>							
<b>Background Papers</b>								
<b>19</b>	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.							
<b>Title of background paper(s)</b>		<b>Exemption Paragraph Number</b>						
		<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>
<b>Cabinet Member Signature</b>								

<b>20</b>	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 (2010) and those who do not. For further details please see the EIA attached.		
<b>Signature</b>		<b>Date of decision</b>	06 September 2023
<b>Print Name</b>	Councillor Sally Haydon (Cabinet Member for Community Safety, Libraries, Cemeteries and Cremetoria)		