



**Notice of public meeting of  
Community Safety Overview & Scrutiny Committee**

- To:** Councillors Douglas (Chair), Orrell (Vice-Chair), Boyce, Fraser, Hodgson, Waller and Warters
- Date:** Wednesday, 5 November 2014
- Time:** 5.30 pm
- Venue:** The George Hudson Board Room - 1st Floor West Offices (F045)

**AGENDA**

**1. Declarations of Interest**

At this point, Members are asked to declare:

- any personal interests not included on the Register of Interests
- any prejudicial interests or
- any disclosable pecuniary interests

which they may have in respect of business on this agenda.

**2. Minutes**

(Pages 1 - 6)

To approve and sign the minutes of the meeting of the Community Safety Overview and Scrutiny Committee meeting of 3 September 2014.

### **3. Public Participation**

At this point in the meeting members of the public who have registered their wish to under the Council's Public Participation Scheme may do so. The deadline for registering is **5.00pm on Tuesday 4 November 2014.**

Members of the public may register to speak on:

- An item on the agenda
- An issue within the remit of the Committee

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### **4. Changes in the Probation Service**

A presentation will be given by Mike Ryan, Director for North Yorkshire Local Delivery Unit, on changes in the Probation Service.

### **5. Report of Cabinet Member for Homes and Safer Communities (Pages 7 - 16)**

Members are asked to note the report from the Cabinet Member for Homes and Safer Communities.

**6. Update on Implementation of Recommendations from Previously Completed Community Resilience Scrutiny Review** (Pages 17 - 26)

This report provides Members with a further update on the implementation of the recommendations arising from the previously completed Community Resilience scrutiny review, and asks Members to sign off any recommendations considered to be fully implemented.

**7. Horse Bailiff Scheme - Review of first six months of the scheme** (Pages 27 - 30)

This report reviews the impact of the Council's new process for dealing with horses that are fly grazing on council land.

**8. Workplan 2014-15 and verbal update on ongoing Scrutiny Reviews** (Pages 31 - 32)

(i) Members are asked to give consideration to the committee's work plan.

(ii) A verbal update will be given on ongoing scrutiny reviews. Members are also asked to consider appointing an additional member to the Discretionary Charges in Waste Management Task Group.

**9. Urgent Business**

Any other business which the Chair considers urgent under the Local Government Act 1972.

Democracy Officer:

Name: Jayne Carr

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For more information about any of the following please contact the Democratic Services Officer responsible for servicing this meeting:

- Registering to speak
- Business of the meeting
- Any special arrangements
- Copies of reports and
- For receiving reports in other formats

Contact details are set out above.

**This information can be provided in your own language.**

我們也用您們的語言提供這個信息 (Cantonese)

এই তথ্য আপনার নিজের ভাষায় দেয়া যেতে পারে। (Bengali)

Ta informacja może być dostarczona w twoim własnym języku. (Polish)

Bu bilgiyi kendi dilinizde almanız mümkündür. (Turkish)

یہ معلومات آپ کی اپنی زبان (بولی) میں بھی میا کی جا سکتی ہیں۔ (Urdu)

 (01904) 551550

City of York Council

Committee Minutes

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Meeting	Community Safety Overview & Scrutiny Committee
Date	3 September 2014
Present	Councillors Douglas (Chair), Orrell (Vice-Chair), Fraser, Hodgson, King, Warters and Steward (Substitute for Councillor Healey)
Apologies	Councillor Healey

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#### 16. **Declarations of Interest**

Members were asked to declare at this point in the meeting, any personal interests not included on the Register of Interests, or any prejudicial or disclosable pecuniary interests that they might have in the business on the agenda. None were declared.

#### 17. **Minutes**

Councillor Warters proposed that minute 10 be amended to include a sentence stating “*Members were prevented from asking further questions on the Local Plan, as this was not within the Committee’s remit*”. Councillor Fraser proposed and Councillor Hodgson seconded a motion that minute 10 be amended to include a sentence stating “*Members were advised to refrain from asking further questions on the Local Plan, as this was not within the Committee’s remit*”. A vote was taken.

Resolved: That the minutes of the meeting of the Community Safety Overview and Scrutiny Committee of 30 July 2014 and the Domestic Waste Recycling Task Group meeting of 20 August 2014 be approved and signed as a correct record subject to the following amendments:

- minute 13 to read “*Councillor Warters confirmed that he did not wish to be on the Task Group...*”
- minute 10 to include “*Members were advised to refrain from asking further questions on the Local Plan, as this was not within the Committee’s remit*”.

**18. Public Participation**

It was reported that there had been no registrations to speak at the meeting under the Council's Public Participation Scheme.

**19. Single Equality Scheme Update and Refresh**

Members considered a report which informed the scrutiny committee of the progress made in refreshing York's Equality Scheme. Members were asked to comment on the draft priorities and outcomes detailed in the report and advise on which should be focussed on within the revised equality scheme.

Councillor Warters queried why the "number of homes built in York, especially affordable homes" had been included as an outcome which the committee may wish to monitor when, at the previous meeting, the Committee had not been able to ask the Cabinet Member questions on the Local Plan as they had been told that this was not in the committee's remit. Officers stated that issues in respect of planning fell within the remit of the Economic and City Development Overview and Scrutiny Committee but that functions such as the social housing landlord responsibilities now fell within the Community Safety Overview and Scrutiny Committee's remit.

Members agreed that the following outcomes, as outlined in paragraph 10 of the report, should not fall within the remit of the committee:

- % of pupils who reported frequent verbal bullying incidents in primary and secondary schools
- % of LGB pupils in secondary schools who reported frequent verbal bullying
- Number of homes built in York, especially affordable homes
- Numbers of children with a Child Protection Plan
- % of children ceasing to be the subject of a Child Protection Plan who had been the subject of a CPP continuously for two years or longer

Some concerns were expressed regarding the way in which the information presented in Annex 2 had been presented. Members suggested that, to ensure greater clarity, future reports should:

- include numbers as well as percentages
- specify in all cases if the numbers were not statistically significant
- include the data for non-deprived areas for completeness
- better define the term “decency in the private sector”

Officers agreed to take these suggestions on board in future reporting.

- Resolved:
- (i) That the progress made in the refresh of York’s Equality Scheme be noted.
  - (ii) That, subject to the amendments detailed above, the committee endorsed the draft priorities detailed in Annex 1 of the report and the draft outcomes relevant to the Community Safety Overview and Scrutiny Committee, as tabled in paragraph 10 of the report.
  - (iii) That the Committee agreed that the priorities and outcomes should be the area of focus in the revised equality scheme.

Reason: To help ensure that relevant equality issues are reflected in the revised Equality Scheme.

**20. Update on the work of AVANTE (Alcohol, Violence and Night-Time Economy)**

Members considered a report that gave an update on the work of the Alcohol, Violence and Night Time Economy (AVANTE) Task Group.

Members noted that a multi-agency River Safety Task Group had been convened and they were given details of some of the initiatives that were under consideration to improve river safety.

Officers were asked if sufficient action was being taken against premises that served alcohol to people already seriously under the influence of alcohol. Members were informed that the Police had carried out an undercover operation on this issue last year but that no evidence had been found. Licensing Enforcement Officers also continued to work with the Police on such matters.

Members requested that a future report provide data on Section 27 notices and information on those who were referred to the Alcohol Diversion Programme but did not take up this provision.

Clarification was sought as to the reference in the report to improving coordination between City of York Council Licensing and Planning through the Night Time Economy Scrutiny theme. Officers stated that views had been put forward that written guidance should be in place to enable a more co-ordinated approach to be taken but that this was not a recommendation arising from the Night Time Economy Scrutiny review. It was noted that the separate legislation in place in respect of licensing and planning meant that a uniform approach was not always possible. Officers were asked if the Authority had made representation to the Government regarding this matter. Officers stated that they were not aware to this action having been taken but that they would seek confirmation regarding this matter.<sup>1</sup>

Members paid tribute to the work that the Safer York Partnership was carrying out.

Resolved: That the report be noted.

Reason: To ensure that the committee is kept updated on the work of AVANTE.

Action Required

1. Seek clarification regarding this matter

SW

**21. Draft Final Report - Domestic Waste Recycling Review**

Members considered the draft Final Report of the Domestic Waste Recycling Review.

It was noted that the draft Final Report had omitted the recommendation recorded in the minutes of the Task Group meeting of 20 August 2014 – “Include an additional recommendation stating that the Cabinet Member should put in place a rolling programme of intervention work”

It was noted that a statement would also be included in the report confirming that there were no legal implications.



The Chair expressed her appreciation of the work carried out by the Task Group.

- Resolved: (i) That the review recommendations (as listed in paragraph 36 of the draft report) and the additional recommendation that the Cabinet Member should put in place a rolling programme of intervention work, be endorsed.
- (ii) That, subject to the above amendment, the final report be signed-off and presented to Cabinet.

Reason: To conclude the review in line with scrutiny procedures and protocols.

## **22. Work Plan 2014-15 and Update on Work of Task Groups**

Consideration was given to the Committee's work plan for 2014-15. A verbal update was also provided on the work of task groups:

### **(i) A Boards Task Group**

Members were updated on the situation in respect of the A Boards Task Group. Members had requested that officers prepared draft guidelines on the use of A-Boards for consideration by the Task Group. There had been a delay in this work being carried out, initially this was because of pressures on officer time due to the Tour De France. Subsequently the Cabinet Member had requested that officers draft guidance on this issue. Officers in City and Environmental Services would be carrying out this work. The Chair stated that she had requested a meeting with the Cabinet Member to discuss this matter and she would invite him to attend a committee meeting.

Members requested that their disappointment at the Cabinet Member's intervention in this matter be recorded. They also expressed their concern that officers had not been able to carry out the work requested by the Task Group.

Members agreed that future work plans should include the name of the lead officer for each item of work in order to ensure greater accountability.<sup>1</sup>

(ii) Amendments to Work Plan

The following amendments were agreed to the work plan:

- Finance and Performance Monitoring report to be included on the agenda for the meeting on 5 November 2014.
- Update on changes in the Probation Service to be included on the agenda for the meeting on 7 January 2015 and not the meeting of 5 November 2014.
- Include an item on Discretionary Charges in Waste Management Scrutiny Review.

Resolved: That the work plan be approved subject to the amendments detailed above:

Reason: To ensure that the Committee has a planned programme of work in place.

Action Required

1. Update work plan

MC

Councillor Douglas, Chair

[The meeting started at 5.30 pm and finished at 7.15 pm].

**Cabinet Member for Homes & Safer Communities to Community Safety Scrutiny. October 2014 update**

I am updating the Committee on the work undertaken since July. Whilst this is a snap shot of the work undertaken by myself the City of York Council and its partners it gives an over view of the work that goes on.

I have included a lengthy report on the River Safety working being undertaken as I believe, and know that others do, regard the importance of the work due to the tragic incidents that have taken place this year

**Safety**

**Safer York Partnership** - In August concern was expressed that licensees were selling alcohol to those already drunk. Letters were sent, at my request, to all of those who hold licensees, that is shops, public houses, restaurants, hotels, clubs and hotels reminding managers and owners of their responsibilities and that the Council would seek formal review hearings of the licences of trouble-spots. The letter also urged licensees to invest in staff training as a number of national recent studies have shown that the majority of staff serving alcohol are unaware of their personal responsibilities and that they as individuals can be fined. Concern has been expressed from the licensed trade about 'pre-loading' and the role of supermarkets and this will be a future topic of the AVANTE group.

Work is being undertaken by the AVANTE and City Team, of which I am a member, is to work to address issues in the weekend and night-time economy and seek to move toward a mixed offer that is less reliant on heavy drinking. Sensible drinking is welcomed by all and through initiatives that are under way it is hoped that progress can be made.

It is pleasing to note that York Teaching Hospital A & E admissions for assault are on a downward trend including those related to Domestic Violence. However and it is believed mainly due to historic reporting sexual crime reporting is up in the North Yorks Police area.

New Anti Social behaviour legalisation came in to force on the 20<sup>th</sup> October 2014. This involves the repeal of 19 powers to 6 flexible ones and introduces a 'Community Trigger' and 'Community Remedy'. Criminal Behaviour Orders replace ASBO's, there are new Police Dispersal powers and issues around serial complainers

To see more about the work of SYP go to <http://www.saferyork.org.uk/>

**The Hub** – The bid to the Police Innovation Fund has been successful as it had supported funding from the City of York Council Delivery & Innovation Fund. Police are already based in the building, the bid will help increase the number of Enforcement Officers to 16 and agreements have been finalised on information sharing and systems.

**AVANTE** - First Quarter Monitoring figures noted that Violent Crime figures for the City were 'flat'. The report also noted that Violent Crime was down in the areas of Blake Street and Micklegate and that similar low levels were reported for the areas of Goodramgate and Swinegate. Our July meeting also received a report on alcohol admission at York Teaching Hospital A & E which showed an overall downward trend on admission related to alcohol. However those with alcohol related head injuries had risen as had ambulances with alcohol admissions.

**Static Ambulance Unit** - The static ambulance unit, based in St. Helen's Square on Friday and Saturday nights has proved to be a useful addition to the City Centre. Working in conjunction with the Street Angels bus, which is parked adjacent on a Saturday, early information shows many people have been helped. Monitoring information is being collected by Yorkshire Ambulance Service and I hope that we will have sight of this soon. It was noted at the AVANTE meeting that Street Angels were seeking more volunteers

**Alcohol Diversion Programme** – The programme began taking referrals on Monday 19<sup>th</sup> May with the first course starting on the 2<sup>nd</sup> June and is delivered by Lifeline with capacity for 10-15 people on each course. By mid August there had been 27 referrals. Of the 17 referrals by July, 5 did not engage with the programme.

**Busking** - Over the summer there have been a number of stories in the media with regard to Buskers in the City Centre with one of the issues raised concerning the previously issued permits. The permits had to be withdrawn as they were only 'voluntary' and provided no right to move performers on. The only law that can be enforced is a By-Law with regard to nuisance's buskers.

There are 'guidelines' which performers are asked to work to and the Council is pleased that York Buskers have set up their own organisation, who we are working with, to ensure they are an asset to the City

**River Safety Campaign** - A working Group has been set up and I, Council Officers, Julia Mulligan PCC and her Office and North Yorks Police have been meeting to discuss the issue. In September a joint

media briefing was held on the issue. Prior to the briefing I spent some time with Jackie Roberts and Steve Pearson, the parents of Megan and Tyler, and heard about their children and what they had been doing since their deaths.

The briefing contained the three powerful films made by the families of those who had lost their lives this year – these were funded by the Julia Mulligan, the Police Crime Commissioner

During my section of the briefing I outlined, as one of the partners, what the Council has is and will be doing to make the areas along the City's river banks safer for all who live, work and visit the City.

Earlier this year the Council commissioned RoSPA (Royal Society for the Prevention of Accidents) to produce an in-depth report around river safety and the final report was received by the City of York Council on the 5<sup>th</sup> September - the report suggested additional measures, to those already in place, to strengthen river safety in York.

I noted that as Cabinet Member for Homes and Safer Communities I would be bringing urgent recommendations forward, which happened at October's Cabinet meeting, to release funds to support the delivery of the recommendations for rescue equipment and physical improvements. It was clear that the 'process of Council' would not delay the delivery of the work as I have asked officers to start the procurement process immediately.

Work to be undertaken:

### ***Provision of rescue equipment***

- There are currently 35 lifebelts on the Ouse and 14 on the Foss. All will be replaced with belts with floating ropes, and information on the use of life rings and raising the alarm will be completed by end of November 2014.
- Our Programme of inspections will be updated and implemented alongside upgrading life belts.

### ***Physical improvements***

RoSPA has recommended a standard design to edge protection. This will involve:

- The upgrading of Post and Chain fencing and edge protection along the Ouse at Wellington Row, the Blue Bridge area and Queen Staith by the end of December 2014. This and other edge protection schemes date from recommendations of the RoSPA report from 1990s. New fencing near Navigation Road, on the Foss, will be in by late November 2014.
- The City of York Council will survey and update existing grab rails and install new ones – especially on the canalised sections of the rivers between Lendal and Ouse Bridge and along sections of the Foss. Survey work will start this October and it is hoped that the work will be completed by Spring 2015 – this will depend on the weather and river levels allowing this work to take place
- Minor renovation works on handrails, painting and surfaces will be reviewed and refreshed and this is part of our ongoing work program.
- The Council is also in discussions with the Emergency Services to consider use of limited or permanent fixed emergency-only lighting for sections of the river near to and under Ouse.

### ***Education and Campaigns***

I think all are aware that information is key as is personal responsibility. RoSPA's report includes a recommendation on water safety campaigns, training on raising the alarm and education. A lot has and is already taken place

- From September York schools as part of the National Curriculum will include water safety and aquatic skills.
- During Drowning Prevention Week (21–29 June 2014) the City of York Council funded water safety lessons and awareness sessions with at the Energise Leisure Centre
- Across the City partnership work is taking place and I would like to highlight the ***Plan Safe, Drink Safe, Home Safe*** campaign. Launched in July this year it was developed by York St John University Students' Union and adopted by *City's River Safety Group*. The campaign aims to give people clear, practical advice on planning a great, safe night out and a safe journey home.

- The City of York Council advised University of York Student Union on its new NightSafe Service with trained Volunteer Students patrolling the City Centre and river side areas on Student Club nights.
- The new national campaign *Don't Drink and Drown* was launched by the Royal Lifesaving Society on the 2nd October at University of York in Fresher's Week, warning students to steer clear of open water when under the influence of alcohol.
- Training will be given to Door Security staff, Street Angels and others working/volunteering near the river banks, in how to deploy life belts, to ask for Fire and Rescue when dialling 999 and how to raise alarm.

Finally RoSPA recommended an approach of Leadership and Co-ordination. The report recommended that a board level-agreed water safety policy and strategy is developed and reviewed – this will held by Safer York Partnership members who include CYC, NYPF, NYFS. The report also recommended setting up a River Safety Group – this multi agency groups was established earlier this year and is additional to CYC's existing emergency planning service.

**York Domestic Violence Strategy Board** - A decision was taken at the July Board that whilst the York board would sign up to the North Yorkshire Strategy, due to cross boundary issues and concerns, that York would have its own strategy as many issues relating to York had not either historically or currently recognised or addressed.

There is a view by members of the Board that a number of issues relating to the Boards work as not recognised because this is York - Forced Marriage is one of these. It was reported that both Imams in York support the campaign against Forced Marriage, but it was also noted that this could happened in all communities including Christian and those of no faith

Work goes on to support 'White Ribbon in the City. Reclaim the night is planned for the 22<sup>nd</sup> November. The 25<sup>th</sup> November is the United Nations International Day for the Elimination of Violence Against Women and the Officer involved with running White Ribbon is looking to run session on the issue with men.

**North Yorkshire and City of York Sexual Assault Referral Centre (SARC)** – <http://www.turntobridgehouse.org/> I previously reported that I would discuss with the Police and Crime Commissioner how the service could be further promoted and expanded. The PCC agrees over the importance of this service and is now looking to how to take it forward.

At my request that details of the SARC have been placed on the Safer York Partnership and Adult Safeguarding websites.

**Section 136 Suite & Triage Service** – In October I signed the MOU for the new Street Triage Scheme set up by the Leeds and York Partnership NHS Foundation Trust, North Yorkshire Police and the NHS Vale of York Clinical Commissioning Group (CCG), with funding from North Yorkshire County Council and City of York Council.

The service will cost about £200,000 a year and will see York-based mental health professionals monitor police radios and join officers at incidents where they feel they can be of use. Around 100 people have been taken into the Section 136 Suite 'place of safety' at Bootham since its launch in February 2014 but it has been recognised by partners said this may not always be the best solution, and that each case should be considered separately.

The scheme has been run in Leeds and it has found that a lot of people can be assessed and treated where they are or in their own homes and so not needing to go the Section 136 Suite.

**Evening with North Yorks Police** – I spent a lat shift in July with the night team patrolling York City Centre from 10am to 3pm. The centre was quiet on the night with the age range of those out older than the perception and was in the range of 30's to 60's. I was present at one arrest in The Groves after an incident in the centre – at the perpetrators home – and attended the booking in at the Custody Suite at Fulford Police Station.

The Police had a good relationship with all those they spoke to and those out seemed to welcome there presence. I will be going out again with the night shift during December to see the challenges the festive season brings

**Police Crime Commissioner (PCC)** – I have had a number of meetings with Julia Mulligan and attended a number of workshops with her, her staff, Police Officers and staff and City of York Council Officers with



regard to the weekend and night time economy. The workshops have been based on work that the PCC commissioned and will be the basis of a City Safety Summit.

The Police Crime Panel received the final draft of the Police Crime Plan 2013-2016 at its October meeting and discussed the decision not to replace Newby Wisk.

I have expressed my concerns to the PCC with regard to Hate Crime. I believe that constant media on the City's Gypsy Roma & Traveller and Show People communities is resulting in the breakdown of community cohesion and will overly affect women and children - we plan to speak further on this.

### **Public Protection**

#### **Decision taken this last quarter include:**

*Food Service Plan 2014-15 – which informed on the service plans for food law enforcement and health and safety law which are produced on an annual basis in response to national requirements.*

*EU Service Directive - Tacit Authorisation (Cabinet Member for Homes & Safer Communities) – this is so the Council can implement the requirements of the EU Service Directive which require agreement to a list of permissions, licences and consents where tacit authorisations should be disappplied. The Directive assumes that all permissions licences and consents will have a pre-published determination period, where an application is not determined within a timeframe it is granted by default - this is known as 'tacit authorisation'..*

*Sales of Age Restricted Products – this report is due in December and will look to inform on the work programme of action for the next 12 months undertaken by City of York Council Trading Standards team to prevent the illegal sales of age-restricted products. The report will set out its work in relation to:*

- i) The Children and young Persons (Protection from Tobacco) Act 1991 in relation to cigarettes/tobacco.
- ii) The Anti-Social Behaviour Act 2003 in relation to aerosol paint.

**Trading Standards** – The team have been busy in a number of areas. A recent study shows that 1 in 7 York smokers buys illegal cigarettes. It notes that whilst the illegal tobacco market has halved since 2010 a

survey of more than 1,200 smokers around Yorkshire has shown the trade is still a problem.

*The West Yorkshire and York City Illicit Tobacco Study* was carried out on behalf of City of York Council, along with Bradford, Calderdale, Kirklees, Leeds and Wakefield councils, and found about 17 % of smokers in the region buy illegal tobacco, including 14% in York, that found 36% of smokers have been offered illegal tobacco, and the illegal items make up about 11% of the region's total tobacco market.

The Trading Standards Team along with , North Yorkshire Police will continue to search shops around York to stamp out this trade where the profits are mainly linked to criminal activity. Searches are based on information from the public

Trading Standards have also had successful cases against two illegal tattooists and along with the Council Public Health team have put out strong messages about the risks by going to unregistered tattooists due to improper or unsanitary conditions which can carry high health risks in the short and long-term. Possible infections include staphylococci and streptococci bacteria which, in rare cases, cause invasive infections that can result in severe illness, septicaemia, amputation or death and, in particular, the risk of the transmission of blood-borne viruses like hepatitis B, C and HIV.”

Trading standards also launched an investigation after the closure of Yorkshire Asset Protection (YAP) which charged residents large fees to draw up and store their wills.

**National E-Crime investigation team** – has been continuing to seize goods. Recently they intercepted two large shipments of illegal goods bound for the UK which included make-up, nail glue, nail gels, eye shadows, lipsticks, and unsafe UV lamps

The team have also been working with Microsoft to help prevent its users falling for online scams which cost consumers £3.5 billion a year in the UK alone. Earlier this year the first successful prosecution of a UK defendant involved in the Microsoft cold-calling computer scam was made. The scam involved residents being phoned by fraudsters claiming to be from Microsoft and them being persuaded to paying for services because their computers were at risk

**Food & Safety Unit** - I am attending a number of visits with the team to better understand the challenges and workload that is undertaken. I will give a report back after completion.

**Environmental Protection Unit** - I went out with the team on a Friday night shift which coincided with the Beach Boys concert at the York Race Course – the team monitored noise levels from Dringhouses to see if there was compliance with agreed levels. The levels were within acceptance although if they had not had been Officers would have had the ability to ask for the volume to be reduced. Monitoring of the music nights has taken place since agreements on noise levels were put in place of the Madness concert a few years back

We visited a house where an alarm had gone off and the owner was away – the alarm like many such calls was not connected to a security company, and visited a residents home around midnight to hear the noise from the neighbouring house.

### **Registration and Celebration Services**

The Council Registrars service has since 2005 been offering a 'Civil Funeral' for those who do not wish a religious service – this service is advertised with Funeral Directors. From a low base of 30 per year between 2005-2008 this rose to 250 in 2013 and this year the number is likely to be around 300.

### **Meetings – attended/attending relevant to the Portfolio - July 2014 to November 2014**

City of York Domestic Violence Strategy Board – September, November 2014

Safer York Partnership Board – July, September 2014

AVANTE - July, October 2014

Police Crime Panel confirmation Hearing (Northallerton) July

Police Crime Panel (York) – July 2014

Police Crime Panel (Selby) – October 2014

PCP Complaints Sub Committee – June

West Yorkshire & York Tackling Illicit Tobacco for Better Health (Wakefield) – July 2014

Cabinet Office meeting on Serious and Organised Crime (Newton Aycliffe) – July 2014

City Safety Strategic Group (Julia Mulligan PCC) – September 11th & 19<sup>th</sup> 2014

PubWatch – November 2014

**Meetings with**

William Derby, York Race Course – July 2014  
Cllr Ann Sinnott, Cambridge Council, York – August  
Police Crime Commissioner Julia Mulligan – July, September 2014  
Inspector Phil Cain – July, September, November 2014  
Sarah Hill IDAS – July 2014

**Visits**

Triage Unit Section 136 Suite – October 2014  
Night time City Centre Patrol with NYPF 9pm to 3am – July 2014  
Environmental Protection Unit (late shift 8pm to 1am) – July 2014  
North Yorkshire Police North Street Office – September 2014  
Food & Safety Hygiene visits – November 2014

**Media Interviews**

- River safety – Radio York, Look North, Calender. September
- River Safety – Calendar July
- River Safety Press Briefing with Julia Mulligan PCC – September



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**Community Safety Overview & Scrutiny Committee**     **5 November 2014**  
Report of the Assistant Director, Governance & ICT

**Update on Implementation of Recommendations from Previously Completed Community Resilience Scrutiny Review**

**Summary**

1. This report provides Members with a further update on the implementation of the recommendations arising from the previously completed Community Resilience scrutiny review, and asks Members to sign off any recommendations considered to be fully implemented.

**Background**

2. At a meeting in September 2012, this Committee agreed they would like to carry out a review on adaptation to climate change. Their concerns centred on the increase in localised surface water flooding (not river flooding) and they questioned what plans the Council had in place to respond.
3. At a meeting in November 2012, the Committee received a presentation on the changing climate, flood risk and emergency planning in respect of flooding in general. They considered information on York's vulnerability to past events e.g. flooding, snow, wind and storms etc, and, the consequential disruption to Council and/or Partner organisations processes i.e. interference with day to day service delivery and normal operational regime. They also looked at the predicted changes in climate for the future and its potential impact.
4. In January 2013, the Committee received information on Surface Water Management and queried if there were ways in which communities could assist the council in identifying flood risks, and learnt that the Local Flood Risk Management Strategy included consultation and engagement with the community. Also, that the council encouraged residents to notify them when persistent surface water problems occurred in order that they could be assessed.

5. Having considered all of the information provided, the committee agreed that a review of Surface Water Management was not required following Cabinet's approval of a new Surface Water Management Plan. However having learnt that the new plan was generic for across the whole city, this raised the question of community preparedness for any form of emergency, as the Committee perceived a gap in emergency preparedness at community level. They therefore agreed that the focus of their scrutiny review should be on the arrangements in place to enable communities to be more resilient in times of emergency.
6. Work on the review concluded in April 2013 and the Committee concluded that:
  - The approach taken by East Riding of Yorkshire Council to community resilience planning could be adapted and combined with current practices in York e.g. Snow Wardens, Flood Wardens etc, for introduction across the city.
  - The introduction of community emergency plans could be supported by the Council's Emergency Planning Unit and the Communities & Equalities Team, and the completed plans could lie beneath the Community Contracts currently being drawn up.
  - The council's partners e.g. North Yorkshire Fire & Rescue and Yorkshire Water would be willing to support and help fund the process of introducing community resilience plans.
  - It would also be useful to provide individual households with advice and guidance on emergency preparedness.
7. In May 2013 the review recommendations were approved by Cabinet, and a report presenting the first update on their implementation was presented to this Committee in November 2013 which was subsequently updated in January this year – see column 2 in Annex A.
8. The latest update information is shown in column 3 of Annex A.

### **Consultation**

9. The Assistant Director of Housing & Community Safety has provided the latest update information detailed below and in Column 3 of Annex A, and will be in attendance at this meeting to answer any questions arising.

## Progress to date

10. A fundamental cornerstone of Community Resilience Plans are led and owned by the community and not a statutory agency. There are currently 7 Community Resilience Plans in place within the city, covering:
  - Naburn,
  - Rawcliffe,
  - New Earswick,
  - Strensall,
  - Skelton,
  - Dunnington,
  - Elvington.
11. Naburn is the most up to date as of August 2014. Rawcliffe is the most out of date at May 2007, however we have a meeting booked with them for the 10<sup>th</sup> Nov to review and update. New Earswick have also been in contact and we are waiting for them to contact us with a date for review.
12. Following the O&S Review a community training event was carried out on the 3<sup>rd</sup> October 2013 supported by 5 Partners (Fire, Environment Agency, Met Office, British Red Cross & North Yorkshire Police).
13. The aim of the event was to provide focused information on how the agencies work and how communities could support them and how they could support the communities to become more resilient. The event was attended by 58 members of the community and interested groups, ranging from individual residents, members of residents associations through to representatives from schools. An information pack was provided which set out draft community resilience templates, examples of completed plans, contact details for all partners. Unfortunately whilst there was interest at the event, despite follow up no community groups have expressed an interest in developing a community resilience plan.
14. A significant proportion of the limited capacity available within our Emergency Planning Team has been focused on the planning and delivery of the Tour de France and strengthening the councils Business Continuity plans. Whilst not directly linked to community resilience, the work around community involvement in the Tour de France resulted in significant volunteers engaging with the council and other partners to

ensure that the event ran smoothly. Approximately 150 volunteers undertook the role of Way Finder, supporting agencies and the public. It is hoped that this positive experience will encourage more members of the public to get involved.

15. However, where possible work has continued and:

- All Parishes with existing plans have all been contacted with a view to update these.
- Work is ongoing in conjunction with the NYLRF Community Risk Register to identify those communities most at risk. These communities will be contacted directly and asked to create a plan. - Using the risk register to highlight a communities risk will hopefully entice them further to engage.
- The North Yorkshire Local Resilience Forum (NYLRF) community emergency plan template has been reviewed and updated to make it simpler for communities to complete. A further information pack with other agencies key messages has been included so that we are not duplicating work.
- A Twitter account has been created by the Emergency Planning team to not only encourage community resilience but personal and household resilience too. The feed in November will look at Business Continuity, the Environment Agencies Flood Campaign and the governments Get Ready for Winter campaign.
- A work plan has been created to look at personal and community resilience, business continuity planning amongst SME's and also school level resilience.
- Good links with Rural Action Yorkshire and the CVS have been made. These organisations are best placed to identify funding and communities will be encouraged to make contact.
- The Work Plan for the Emergency Planning Team has community resilience as a focus for 2014/15. Current work includes engaging with the Environment Agency as they target thousands of households in York with their annual flood campaign which will see media and social media engagement as well as individual properties at flood risk being leaflet dropped.



## **Options**

16. In light of the additional information provided, Members may now agree:
  - a. The recommendations have been fully implemented and sign them off as completed.
  - b. The recommendations remain unimplemented and therefore:
    - i. Seek clarification on when the required work is to be undertaken
    - ii. Request a further update and the attendance of the relevant officer at a future scrutiny meeting

## **Council Plan 2011-15**

17. The Community Resilience Review supported the Council's priority to build strong communities and be a city full of active and self-reliant communities, where everyone has an effective voice in local issues and where there is a strong sense of belonging.

## **Implications**

18. There are no known Financial, Human Resources, Equalities, Legal, ITT or other implications associated with the recommendation made in this report.

## **Risk Management**

19. In compliance with the Council's risk management strategy, there are no known risks associated with this report.

## **Recommendations**

20. Members are asked to note the contents of this report and
  - i. Sign off any recommendations from the Community Resilience Review that have been fully implemented.

Reason: To raise awareness of those recommendations which are still to be fully implemented.

**Contact Details**

**Author:**

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**Chief Officer Responsible for the report:**

Andrew Docherty  
Assistant Director, Governance & ICT  
01904 55

**Report Approved**



**Date**

9 September 2014

**Wards Affected:**

**All**



**For further information please contact the author of the report**

**Background Papers:** None

**Annexes:**

Annex A – Update on Community Resilience Review Recommendations

## Implementation Update of Approved Recommendations from Community Resilience Scrutiny Review

Recommendation	Implementation Status as of November 2013	Implementation Status as of November 2014
<p>i) Strengthen Community Resilience by following best practice as implemented by others (e.g. East Riding of Yorkshire Council) through the introduction of Community Resilience Plans</p>	<p>Community (Resilience) Emergency Plans are already in place, the authority has 7 in place at the moment, albeit some of which have been in place without review for some time.</p> <p>Following Cabinet agreeing the recommendations from Scrutiny work has been ongoing to engage with communities approach to their own resilience</p> <p><b>Follow up questions:</b></p> <ul style="list-style-type: none"> <li>• Were these 7 plans in place before the review? <ul style="list-style-type: none"> <li>- Yes</li> </ul> </li> <li>• When were they introduced? <ul style="list-style-type: none"> <li>- Templates and assistance were offered as far back as 2007 with varying levels of acceptance. Additionally 2 Speed training events were held previous to this last, in 2010/11- 1 at Riccall to which York Parish/ward councils were invited and</li> </ul> </li> </ul>	<p>Parishes with existing plans have all been contacted with a view to update these.</p> <p>Currently work is ongoing to identify those communities most at risk in conjunction with the NYLRF Community Risk Register. These will also be contacted and asked to create a plan.</p> <p>Using the risk register to highlight a communities risk will hopefully entice them further to engage.</p> <p>In addition to this, the NYLRF community emergency plan template has been reviewed and updated to make it simpler for communities to complete. A further information pack with other agencies key messages has been included so that we are not duplicating work.</p> <p>A Twitter account has been created by the Emergency Planning team to not only encourage community resilience but</p>

	<p>1 at York Council for Voluntary Services specifically for York parish/ward councils.</p> <ul style="list-style-type: none"> <li>• How up to date are they? <ul style="list-style-type: none"> <li>- Unknown - they are the property and responsibility of the Parish Councils</li> </ul> </li> <li>• Are they all Parish Council ones? <ul style="list-style-type: none"> <li>- Yes</li> </ul> </li> </ul>	<p>personal and household resilience too. The feed in November will look at Business Continuity, the Environment Agencies Flood Campaign and the governments Get Ready for Winter campaign.</p> <p>A work plan has been created to look at personal and community resilience, business continuity planning amongst SME's and also school level resilience.</p>
<p>ii) Work with Communities to help them identify any available external funding</p>	<p>Will follow as a result of work coming out of (iii)</p> <p><b>Follow up questions:</b></p> <ul style="list-style-type: none"> <li>• If any communities have decided to proceed what support has CYC given to help them identify ext. Funding? <ul style="list-style-type: none"> <li>- No communities have yet come forward, however the support will predominantly be guidance to support communities to do it themselves</li> </ul> </li> </ul>	<p>Good links with Rural Action Yorkshire and the CVS have been made. These organisations are best placed to identify funding and communities will be encouraged to make contact.</p> <p>As before, CYC can offer support and guidance with plans. We can also offer an A0 map of their parish area which will prove useful in their planning and any response.</p>
<p>iii) Work with appropriate partners to encourage their support and assistance</p>	<p>A community training event was carried out on the 3<sup>rd</sup> October supported by 5 Partners (Fire, Environment Agency, Met Office, British Red Cross &amp; North Yorkshire Police)</p> <p>The aim was to provide focused information on how the agencies work and how</p>	<p>CYC constantly works with partners and aims to share relevant information. As previously mentioned, the templates and associated documents have been amended jointly.</p>

communities could support them and how they could support the communities to become more resilient.

**Follow up questions:**

- How many attended the event?
  - 58
- Which communities did they represent?
  - Mainly residents, other attendees included representatives from Parish councils, City Councillors, Resident Associations, Yorkshire 4x4 Response, North Yorkshire County Council, AgeUK York, Derwent Infant School, Integrated Services – ACE and North Yorkshire and York PCT - Harrogate
- Are further events planned?
  - We will review and evaluate both this event and the flood conference, held earlier in the year, with a view to responding to feedback and running future events with a potential focus on how residents can help themselves and get involved e.g. volunteering.
- Does the pack produced contain the contact details for all the partners?
  - Yes

The follow on stage from this will be to work with interested communities to develop new Community (Resilience) Emergency Plans:

- How many have since expressed an interest in developing a community plan?

Current work includes engaging with the Environment Agency as they target thousands of households in York with their annual flood campaign which will see media and social media engagement as well as individual properties at flood risk being leaflet dropped.

	<ul style="list-style-type: none"><li>- None</li><li>• What follow up has been done to encourage them?<ul style="list-style-type: none"><li>- At this point none. The focus of the Emergency Planning team has been Business Continuity internally to the authority and a significant increased commitment to the Tour de France. We hope to re-contact all parishes/wards in the new year with offers of assistance.</li></ul></li><li>• What response have Residents Forums given to the new Community Resilience Emergency Plans?<ul style="list-style-type: none"><li>- A number attended the speed training exercise, although none have yet come forward requesting support to develop a community resilience plan.</li></ul></li></ul>	
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**Community Safety Overview & Scrutiny Committee** 5 November 2014  
**Report of the Assistant Director – Housing & Community Safety**

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## **Horse Bailiff Scheme - Review of first 6 months of Scheme**

### **Summary**

1. In December 2012 and April 2013 the council's Cabinet considered reports which discussed the increasing problem of illegal fly grazing on council land and agreed a number of recommendations, one of which was to appoint a 'Horse Bailiff'. This report reviews the impact of the council's new process for tackling with horses that are fly grazing on council land through the work of the horse bailiff.

### **Background**

2. Illegal fly grazing on council land was becoming an increasing anti social behaviour issue across the city for both the council and North Yorkshire Police. There was concern with regards to both the welfare of horses tethered on the road side as well as an increasing risk of horses getting free on roadside verges and potentially causing a road traffic collision and injuries to either motorists or passengers.
3. The council liaised with various partners including animal charities such as the RSPCA, as well as other stakeholders such as the National Farmers Union. It was decided to tender to find a provider with the appropriate specialist skills and knowledge, and following a procurement process a contractor was appointed. The contract started in February 2014, and from March the company commenced pro-active monthly visits to hot spot sites around York.

### **Analysis**

4. The council initially identified 9 hot spot areas, based on intelligence, complaints from residents. The contractor installed notices at these sites; the number of areas monitored has now increased to 11 areas, based on information received.
5. Each area can be quite large and can consist of more than one notice in each hot spot area, for example there are currently 4 notices posted

along the length of Bad Bargain Lane. In total there are 52 notices that are posted on CYC land across York.

6. Central to the approach the council adopted in determining the policy was that simply displacing the horses off the council land on to private land was not acceptable, however the council do have any legal responsibility to act where horses are on private land. To ensure that an holistic approach was taken discussions were held with the National Farmers Union and local land owners to ensure that where necessary private land owners could access the council contractor should they wish to engage them. As a result of this joint approach notices have been installed on private land in discussion between the landowner and the contractor at no cost to the council.
7. On the 21st March 2014, the contractor seized a total of 5 horses from Bad Bargain Lane. The horses are kept for a period of 14 days to allow their owners to contact the contractor and prove ownership. If ownership can be proved then, if the owner pays the costs that have been incurred, the contractor will return the horse to its owner. If they are not able to do this, then the company will look to re-home or sell at an auction.
8. Unfortunately the opportunities for re-homing are limited and the market for horses is difficult at the present time. If the contractor is unable to re-home or sell the horses then the animal will be put to sleep. None of the 5 horses seized were claimed and unfortunately they could not be rehomed or sold and they were subsequently humanely destroyed.
9. Following on from the regular monthly inspection in July, 4 horses were identified on Council land, and it was agreed to investigate another possible seizure. However when the contractor revisited the locations of these horses there were no horses fly grazing at that time.
10. It is impossible to establish exact numbers of horses that were illegally fly grazed on council land prior to the contract being awarded. However during the first monthly inspection in early March 2014, 23 horses were discovered. Since the seizures, the numbers of horses found have varied between 2 and 6. The following table shows the detail for May to July on the hotspots and the numbers of horses found at each location. Data for August and September is currently being collated and will be provided at this meeting.



Table 1 – Hot spots and horses found.

<b>Hot Spot</b>	<b>May</b>	<b>June</b>	<b>July</b>
Bad Bargain Lane to Outgang Lane	3	2	0
Haxby Moor Road	0	0	0
James St	0	0	1
Monks Cross	0	0	0
Outgang Lane – Murton Way	0	0	0
Stockton on Forest	0	0	0
Holtby Lane	0	0	0
Towthorpe	0	0	0
Water Lane	0	0	0
Green Lane Clifton			2
Water Lane			1
	<b>3</b>	<b>2</b>	<b>4</b>

11. In addition to these identified hot spots, the contractor, as part of their monthly inspection also monitors other CYC land as part of the visit.
12. Anecdotally, service areas such as Public Rights of Way, and Traveller Support Workers have advised that there are less horses, and they are receiving fewer calls about horses fly grazing.
13. In addition to this anecdotal information from council officers, one of the local farmers who, as well as being the National Farmers Union representative on the subject, has suffered badly with horses on his land, has commented that locally things have considerably improved, although he advised that there may be some displacement to areas outside of York.

### **Funding**

14. An annual budget of £40k was established to fund the scheme. It is anticipated that this budget will be fully committed this financial year.

### **Corporate Objectives**

15. Tackling anti social behaviour is one of the key tasks of the council's corporate objective of building strong communities.

### **Recommendations**

16. The Community Safety Overview & Scrutiny Committee is asked to note the work to date through the appointment of a Horse Bailiff.

Reason: To ensure the committee is kept updated on the arrangements in place.

**Contact Details**

**Author:**

**Steve Waddington**

Assistant Director Housing & Community Safety

**Chief Officer Responsible for the report:**

**Steve Waddington**

Assistant Director Housing & Community Safety

**Report Approved**



**Date**

28 October 2014

**Specialist Implications Officer(s)** None

**Wards Affected:**

**All**



## Community Safety Overview & Scrutiny Committee – Workplan 2014-15

Dates	Work Programme
4 June 2014 @ 5:30pm	<ol style="list-style-type: none"> <li>1. Introductory Report on Suggested Scrutiny Topics for Review in this Municipal Year</li> <li>2. Update on the Embedding of CYCs Taxi Licensing Policy</li> <li>3. Workplan 2014-15</li> </ol>
30 July 2014 @ 5:30pm	<ol style="list-style-type: none"> <li>1. Attendance of the Cabinet Member for Environmental Services, Planning &amp; Sustainability</li> <li>2. Safer York Partnership Bi-Annual Performance Report</li> <li>3. CYC Year End Financial &amp; Performance Monitoring Report</li> <li>4. Scoping Report on Proposed 'Discretionary Charges in Waste Management' Scrutiny Review</li> <li>5. CCTV Overview Report (<i>Deferred to 3 September 2014 meeting</i>)</li> <li>6. Workplan 2014-15</li> </ol>
3 Sept 2014 @ 5:30pm	<ol style="list-style-type: none"> <li>1. Update on Refresh of Equalities Scheme inc. Introduction to relevant focus areas</li> <li>2. Update on the work of AVANTE (Alcohol, Violence &amp; Night-Time Economy) (Tanya Lyon SYP)</li> <li>3. Draft Final Report – Domestic Waste Review</li> <li>4. Workplan 2014-15</li> </ol>
5 Nov 2014 @ 5:30pm	<ol style="list-style-type: none"> <li>1. Presentation on North Yorkshire Probation Services by Director for North Yorkshire Local Delivery Unit</li> <li>2. Attendance of Cabinet Member for Homes &amp; Safer Communities (Apologies given &amp; report provided)</li> <li>3. Update on implementation of recommendations from Community Resilience Review</li> <li>4. Update report on work of Horse Bailiff</li> <li>5. Workplan 2014-15 &amp; Verbal Update on Ongoing Scrutiny Reviews</li> </ol>
7 Jan 2015 @ 5:30pm	<ol style="list-style-type: none"> <li>1. Safer York Partnership Bi-Annual Performance Report (Ian Cunningham)</li> <li>2. CYC Second Qtr Finance &amp; Performance Monitoring Report (Patrick Looker)</li> <li>3. Draft Final Report - A-boards Scrutiny Review</li> <li>4. Further Update on the Embedding of CYC's Taxi Licensing Policy</li> <li>5. Workplan 2014-15 inc. Verbal Update on Ongoing Reviews</li> </ol>
4 March 2015 @ 5:30pm	<ol style="list-style-type: none"> <li>1. CYC Third Qtr Finance &amp; Performance Monitoring Report</li> <li>2. Update on Anti-Social Behaviour Hub</li> </ol>

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