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**Decision Session - Executive Member for  
Neighbourhoods**

**18<sup>th</sup> May 2010**

Report of the Director of Neighbourhood Services

**Neighbourhoods & Community Safety Group Legal Actions**

**Summary**

1. The purpose of this report is to enable the Executive Member for Neighbourhoods to review the results of legal actions (prosecutions, cautions and fixed penalties) undertaken by the Neighbourhoods and Community Safety area of the Directorate of Neighbourhood Services (Environmental Health, Trading Standards, and Licensing) for the period 1<sup>st</sup> January 2010 – 31<sup>st</sup> March 2010 and approve the continuation of the current policy on legal actions.

**Background**

2. The Executive Member for Environment and Sustainability approved an enforcement policy for Environmental Health, Trading Standards and Licensing Services in March 2008.
3. This report details the results of prosecutions taken in the period 1<sup>st</sup> January 2010 – 31<sup>st</sup> March 2010. In accordance with the policy each case is considered on its merits before legal proceedings are instituted.
4. Annex A summarises the prosecutions completed, fixed penalty notices and cautions that have been issued (a caution is a Home Office approved procedure which is an alternative to prosecution. It involves a written acceptance that an offence has been committed and may be drawn to the attention of a court if any subsequent offence is committed within two years of issue).

**Consultation**

5. Not applicable.

**Options**

6. Not applicable as members are being asked to note the content of the report.

## **Analysis**

7. Not applicable.

## **Corporate Objectives**

8. Two corporate priorities are “To reduce the actual and perceived impact of violent, aggressive and nuisance behaviour of people in York” and “To improve the health and lifestyles of the people who live in York”.

## **Implications**

9. **Financial:** There are no financial implications associated with this report.
10. **Human Resources:** There are no Human Resources implications associated with this report.
11. **Equalities:** There are no equalities implications associated with this report.
12. **Legal:** There are no legal implications associated with this report
13. **Crime and Disorder:** Formal enforcement action taken by environmental health, trading standards and licensing services contributes to reducing anti social behaviour and dishonest trading.
14. **Information Technology (IT):** There are no IT implications associated with this report.
15. **Other:** There are no other implications associated with this report.

## **Risk Management**

16. There are no known risks associated with this report.

## **Recommendations**

17. That the Executive Member approve this report and the continuation of the current policy on legal actions.

Reason: so that the Executive Member reviews formal enforcement activity undertaken by the Neighbourhoods and Community Safety Group.

## Contact Details

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Report Approved  Date

Specialist Officer Implications: None

Wards Affected:

All

## Background Papers:

Environmental Health, Trading Standards and Licensing Enforcement Policy (June 2008)

## Annexes

Annex A: EH and TS Formal Enforcement Action 1<sup>st</sup> January 2010 – 31<sup>st</sup> March 2010