

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

To: Councillors Douglas (Chair), Healey (Vice-Chair), King, Hodgson, Watson, Steward and Orrell

Date: Tuesday, 11 September 2012

Time: 5.00 pm

Venue: The Guildhall, York

AGENDA

1. Declarations of Interest

At this point Members are asked to declare any personal, prejudicial or disclosable pecuniary interests they may have in the business on this agenda.

2. Minutes (Pages 3 - 12)

To approve and sign the minutes of the meeting held on 17 July 2012.

3. Public Participation

It is at this point in the meeting that members of the public who have registered to speak can do so. The deadline for registering is **5.00pm on Monday 10 September 2012**. Members of the public can speak on agenda items or matters within the remit of the committee.

To register to speak please contact the Democracy Officer for the meeting, on the details at the foot of the agenda.

4. Quarter 1 Finance and Performance Update (Pages 13 - 20) for Environmental Services and Public Protection

The purpose of this report is to provide an update on financial performance, service plan improvement actions and performance measures for Environmental Services and Public Protection.

5. Draft Hate Crime Strategy (Pages 21 - 36)

To consider the draft Hate Crime Strategy and the Embracing Diversity Work Plan.

6. CCTV Task Group

To receive a verbal update from the CCTV Task Group.

7. Animal Health Long Term Proposals

To receive a verbal update on ongoing work in respect of animal health.

8. Work Plan (Pages 37 - 38)

Members are asked to consider the committee's work plan.

9. Urgent Business

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

Democracy Officer:

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

- Registering to speak
- Business of the meeting
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Scrutiny Committees

The purpose of all scrutiny and ad-hoc scrutiny committees appointed by the Council is to:

- Monitor the performance and effectiveness of services;
- Review existing policies and assist in the development of new ones, as necessary; and
- Monitor best value continuous service improvement plans

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City of York Council

Committee Minutes

MEETING	COMMUNITY SAFETY OVERVIEW & SCRUTINY COMMITTEE
DATE	17 JULY 2012
PRESENT	COUNCILLORS DOUGLAS (CHAIR), HEALEY (VICE-CHAIR), BARNES, KING, STEWARD, WATSON AND RUNCIMAN (SUBSTITUTE FOR COUNCILLOR ORRELL)
APOLOGIES	COUNCILLOR ORRELL

7. DECLARATIONS OF INTEREST

Members were invited to declare any personal or prejudicial interests they may have in the business on the agenda. None were declared.

8. MINUTES

RESOLVED: That the minutes of the meeting of 27 June 2012 be confirmed and signed by the Chair as a correct record.

9. EXCLUSION OF PRESS AND PUBLIC

RESOLVED: That the press and public be excluded from the meeting during consideration of agenda item 9 - the Joint Strategic Intelligence Assessment (JSIA) on the grounds that the JSIA is a Police restricted document that contains data and information which can only be shared under Section 115 of the Crime and Disorder Act 1998 between responsible authorities defined within that Act.

It was noted that none of the paragraphs under Schedule 12A of the Local Government Act applied, but that the document was a Police document and therefore not within the gift of the Local Authority to share in the public domain.

10. PUBLIC PARTICIPATION

It was reported that there were no registrations to speak at the meeting under the council's Public Participation Scheme.

11. ANIMAL ENFORCEMENT REVIEW

A briefing note was tabled which provided an overview of the work of the Animal Health Team and issues in respect of dealing with tethered horses. *[A copy of the briefing note is attached to the on-line agenda papers for this meeting].*

Discussion took place around the following issues:

(i) Stray Dogs

In response to questions raised by Members, officers clarified that during the week officers would go out and collect a stray dog once this was reported. There was, however, no out of hours collection service during the evening or at weekends, although stray dogs could be taken to the kennels. Details were given of the collection fees, which included a statutory fee of £25 in addition to a £25 admin fee. The kennel costs were around £9 per day. Officers also explained about the efforts that were made to re-house stray dogs when they were not collected, usually through the RSPCA or the Dogs Trust.

(ii) Staffing

Details were given of proposed changes to staffing. Currently there were four full-time equivalent posts and most of these officers covered the dog warden and the animal health service. It was proposed that two officers would be part of the street environment team and be the designated dog warden service. One officer would be part of the trading standards team and be responsible for issues in respect of animal health. The reduction in staffing for this function reflected the fact that there had been an increase in self-regulation in this area.

(iii) Horses on City of York Council Land – New Project

An update was given on a new project, headed by the Assistant Director of Housing and Community Safety, which sought to find a long term solution to the problem of horses on CYC land. Members were informed that there were between 150 and 200 tethered horses within the city.

There had not previously been a co-ordinated approach to this issue. The new project had three main strands:

- Obtaining land where horses could be kept as an alternative to the roadside/private land. This may be council owned land but officers were also in discussion with the National Farmers Union to identify land that could be considered. The legal implications of putting such an arrangement in place were also being considered. The likelihood was that there would be a charge made for using the land.
- Where it was possible to identify the owner of a horse that was tethered on the roadside, owners would be encouraged to move their horses to the site.
- If the horse was not moved, enforcement action might be taken depending on the circumstances. Possible options would include, engaging with the RSPCA or appointing a contractor to act on the council's behalf.

Officers stated that they were mindful that horse ownership was part of traveller culture and the horses were generally well cared for. The council had, however, had some success in working with travellers and encouraging them to reduce the number of horses that they owned. Members stated that they would welcome evidence as to how this was being achieved and statistics on the number and type of incidents that were being reported.

Members were informed that it was important that an appropriate enforcement policy was agreed and put in place. It was, however, noted that there were resource implications when enforcement action was taken.

Clarification was sought as to whether the council was making full use of the legislation that was available to support enforcement. Officers explained the procedures involved. In response to questions from Members, officers confirmed that they concentrated resources on the areas of the city where the horses were causing most concern.

Members stated that they would welcome the opportunity to comment on the new policy prior to it being considered by the Cabinet Member.

RESOLVED: That, at the next meeting, consideration be given to the draft policy on Horses on City of York Council Land and statistics on the number and type of incidents that were being reported.

REASON: To enable the committee to decide whether they would wish to carry out a scrutiny review on this topic.

Action Required

1. Arrange for draft policy to be made available for consideration at committee meeting on 11 September SW

12. WORK PLAN AND SUGGESTED REMIT FOR DOMESTIC RECYCLING TASK GROUP SCRUTINY REVIEW

Members were asked to consider the committee's work plan, including further consideration of proposed scrutiny reviews.

(i) Domestic Recycling Task Group

Members were asked to agree a remit for the Domestic Recycling Task Group scrutiny review. A suggested remit for the review was tabled at the meeting *[a copy has been attached to the on-line agenda papers]*.

Members of the task group reported on the meeting that they had held with officers. Details were given of the proposed remit, including gathering evidence from other local authorities and the Local Government Association Waste Group.

A briefing note on the Waste Management and Minimisation Strategy 2012-15 was also tabled *[a copy has been attached to the on-line agenda papers]*.

(ii) CCTV

Further consideration was given to the work that the CCTV Monitoring Task Group would carry out prior to the relocation of the service to West Offices. It was agreed that, before carrying out a visit to the control room, the Task Group would meet with officers to discuss issues including the arrangements that would be in place in the new offices and how the Network Management Team worked with the Police.

- RESOLVED:
- (i) That the proposed remit for the Domestic Waste Recycling Scrutiny Topic be approved.
 - (ii) That the Committee's work plan be updated to reflect the above.

- REASONS:
- (i) To progress work on the review.
 - (ii) To ensure that the committee has a planned programme of work in place.

13. ATTENDANCE OF THE SAFER YORK PARTNERSHIP AND NORTH YORKSHIRE POLICE TO DISCUSS CRIME AND DISORDER ISSUES

Superintendent Lisa Winward, York Safer Neighbourhood Commander, was in attendance to discuss crime and disorder issues.

Discussion took place regarding the following issues, which had previously been put forward by the committee or identified at the Scrutiny Work Planning Event that had taken place in May 2012:

101 non-emergency police telephone number

This issue had been raised as a possible scrutiny topic by Councillor Hodgson. Superintendent Winward explained that the introduction of the 101 number was a national initiative. Concerns were also expressed regarding the introduction by North Yorkshire Police of an automated telephone answer service. Members were informed that this arrangement was anticipated to save £1m in staffing costs over a four-year period.

Superintendent Winward stated that Jane Larkin – Force Control Room Manager, had offered to meet with the committee to discuss these issues should they so wish. A visit to the control room could also be arranged if required.

Members commented that the new arrangements had not yet had time to become embedded and hence it would not be appropriate for the committee to carry out a scrutiny review at this stage. It would, however, be useful to raise awareness of the non-emergency telephone number and suggested that an article be included in a future publication of “Your Voice”.

Fear of Crime

Councillor Douglas had suggested that consideration could be given to a scrutiny review on addressing the fear of crime. It was agreed that the Chair would meet with Superintendent Winward to discuss this issue and would report back to the committee.

Addressing Hate Crime

Councillor Jeffries had suggested that a scrutiny review be carried out on the reporting systems in place in respect of hate crime across the city. Members noted that work on a CYC Hate Crime Strategy was currently ongoing and was due to be presented to Cabinet in September. Members requested that they had an opportunity to consider and comment on the draft strategy at their next meeting.

- RESOLVED:
- (i) That Councillor Hodgson be offered the opportunity to meet with the Force Control Room Manager to discuss any concerns he may have regarding the 101 number and the automated response service.
 - (ii) That Members recommend that an article be included in “Your Voice” to raise awareness of the 101 non-emergency telephone number and the circumstances in which it should be used.

- (iii) That the Chair meet with Superintendent Winward to discuss the issue of fear of crime.
- (iv) That, at the next meeting, consideration be given to the draft Hate Crime Strategy.

REASON: To ensure that issues identified as possible topics for scrutiny review were given full consideration.

14. SAFER YORK PARTNERSHIP BI-ANNUAL PERFORMANCE REPORT

Members had received the Safer York Partnership Bi-Annual Performance Report.

Members were pleased to note that total crime in York had dropped by 10% (1623 crimes) in 2011-12 compared to 2010-11 and the statistics for the previous two months indicated that the number of incidents was continuing to fall.

The Chair informed the committee of her involvement in the Shop Watch Scheme that had been set up on Burton Stone Lane.

Officers were asked about the effectiveness of the cold calling control zones. Officers explained how the system worked and stated that many residents, particularly the elderly, were reassured by having such a scheme in place. The number of distraction burglaries in York was low.

Officers were asked if there was evidence to demonstrate that the “20’s Plenty” initiative reduced the number of road traffic accidents. They stated that unless this was implemented along with other traffic calming measures there was no evidence that it reduced the number of incidents. It was not enforced by the police. Members requested that in future bi-annual reports, more detailed information be provided to them regarding road traffic incidents.

RESOLVED: (i) That the Safer York Partnership Bi-Annual Performance report be noted.

- (ii) That future reports contain more detailed statistics on road safety incidents¹.

REASON: To ensure that the committee is kept informed of the performance of the Safer York Partnership.

Action Required

1. Include statistics on road traffic in future bi-annual reports IC

15. SAFER YORK PARTNERSHIP REPORT ON THE COMMUNITY SAFETY PLAN AND THE JOINT STRATEGIC INTELLIGENCE ASSESSMENT 2012

Members were asked to consider a refreshed Community Safety Plan which responded to new legislative requirements and good practice. The Plan was based on the priorities agreed at the first Crime Summit hosted by the Cabinet Member for Crime and Community Safety in April 2012, and the 2011-12 Joint Strategic Intelligence Assessment (JSIA). The JSIA focussed on key progress, changes and wider developments affecting the community safety and policing landscape at a local level.

Members were asked to consider both documents ahead of them being considered by the new Police and Crime Commissioner later this year.

Members were concerned to note the statistics on the number of secondary school children who had been sexually assaulted. They requested that further information be provided on this matter, including the provenance of the statistics.

- RESOLVED:
- (i) That the Safer York Partnership Report on the Community Safety Plan and the Joint Strategic Intelligence Assessment 2012 be noted.
 - (ii) That further information be provided in respect of the statistics on sexual assaults on young people¹.

REASONS: (i) To ensure that the committee is aware of the contents of the Community Safety Plan and the JSIA.

- (ii) To ensure that the committee is informed of crime data and can identify topics for possible scrutiny review.

Action Required

1. Provide further information on sexual assaults on young people IC

16. YEAR END FINANCE AND PERFORMANCE UPDATE FOR COMMUNITIES AND NEIGHBOURHOOD SERVICES, ENVIRONMENT SERVICES AND PUBLIC PROTECTION

Members considered a report that provided an update on financial performance, service plan improvement actions and performance measures for Environmental Services and Public Protection.

At the request of Members, officers explained the savings target and outturn figures in respect of the fleet project.

RESOLVED: That the report be noted.

REASON: To ensure that the committee is informed on financial and performance issues.

Councillor Douglas, Chair

[The meeting started at 5.00 pm and finished at 7.00 pm].

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Community Safety Overview and Scrutiny Committee

11th September 2012

Report of the Director for Communities and Neighbourhoods, and the interim Director of City and Environmental Services

Quarter 1 Finance and Performance update for Environmental Services and Public Protection

Summary

1. The purpose of this report is to provide an update on financial performance, service plan improvement actions and performance measures for Environmental Services and Public Protection.

Financial Performance -Analysis

Finance – forecast outturn – Monitor 1

2. The services that relate to Community and Safety Overview and Scrutiny committee cross two Directorates (City and Environmental Services and Communities and Neighbourhoods). Service Plan Variations which relate to services within this scrutiny are shown below:

	Net Budget £'000	Outturn £'000	Variance £'000
CES Directorate (Extract)			
Highways, Waste and Fleet	15,201	16,307	+1,106
CANS Directorate (Extract)			
Smarter York	2,308	2,361	+53
Neighbourhood Management	1,532	1,532	0
Street Environment	424	424	0
Parking Services	1,891	2,021	+130
Parks and Open Spaces	866	866	0
Public Protection	210	82	-128
Safer York Partnership	184	184	0
CANS Directorate (Extract)	7,415	7,470	+55
Total	22,616	23,777	+1,161

Note: '+' indicates an increase in expenditure or shortfall in income

'-' indicates a reduction in expenditure or increase in income

3. Details of the main variations by service plan are detailed in the following paragraphs.

Highways, Waste and Fleet (£+1,106k)

4. A number of pressures exist across the Highways, Waste & Fleet service. Savings proposals are being developed to deliver these but in the meantime there is a shortfall in Commercial Waste income (£402k). Savings identified for 2012/13 around changes to terms and conditions, increases in productivity, waste round rationalisation, Household Waste Recycling Centre policy and garden waste collections are yet to be delivered (£164k), as well as unachieved directorate wide savings from 2011/12 that have been allocated to Assistant Director areas. (£320k).
5. A two year programme of transformation has been identified to deliver the Directorate's savings but some of these will not take effect until 2014/15 and in the meantime compensatory one off savings will need to be identified.

Communities and Neighbourhoods (£+55k)

6. There is a forecast overspend of £130k within Parking Services due primarily to a shortfall of income from Penalty Charge Notices.
7. There is currently a forecast overspend on Smarter York due to lower than budgeted income levels at the public conveniences as well as one off redundancy costs
8. The services within public protection are forecast to underspend primarily due to increases in income notably Registrars (£22k) and Bereavement Services (£70k). There is also a projected underspend of £36k within Environmental Health and Trading Standards due to holding staffing vacancies.

Service Plan Actions and Performance Indicator Headlines

9. With respect to the remit of this committee, performance measures and service improvement actions sit across both City and Environmental Services and Communities and Neighbourhoods. Both Directorates are implementing challenging service improvement plans Overall good progress is being made in achieving performance measures and service improvements. Headlines are identified under the appropriate theme of the Council Plan outlined below.

Protect the Environment

Performance Indicator	Date of latest 2011/12 data	Current Performance & Status	Annual Target	Comparator for Direction of Travel*	Direction of Travel
Waste					
COLI3: Missed bins per 100 000 collections	Monthly	27.31	40	44.80	↑
VW19: Missed bins put right by end of next working day (POG code VW19)	Monthly	89.93%	98.00%	94.0%	↓
191 - Residual household waste per household (kg)	Forecast (Apr-May)	551 kg	545 kg	564 kg	↑
192 - Household waste recycled, reused or composted (%)	Forecast (Apr-May)	46.58%	47.61%	46.41%	↑
Actual tonnes of composted waste (POG code CAND10)	Forecast (Apr-May)	16,470	17,270	17,270	↓

10. The percentage of missed bins put right by the end of the next working day has dropped by 4 percent from the year end position. However, the 11/12 data was affected by a major failure in the reporting system in the latter part of the year, and the reported figure only represents Apr-Aug 2011.
11. The amount of waste composted is currently forecast to decrease in 12/13, but this follows a significant increase last year (4%) and is only based on two months' data.
12. There is forecast to be a continuing reduction in waste going to landfill. However the Council has to pay higher levels of landfill tax each year due to the high annual tax increases per tonne (see table below provided by the Waste Management Officer).

Performance data	2008-09	2009-10	2010-11	2011-12	2012-13 Forecast Outturn	-/+ change
Tonnes of Landfilled waste - Household	50,850	52,000	49,180	48,070	46,240	-1,830
Tonnes of Landfilled waste - Commercial	9,480	8,300	6,410	5,420	6,770	1,350
Tonnes of Landfilled waste - Combined	60,330	60,300	55,590	53,490	53,010	-480
Cost of landfill tax - Household	£1,627,200	£2,080,000	£2,360,640	£2,691,920	£2,959,360	£267,440
Cost of landfill tax - Commercial	£303,360	£332,000	£307,680	£303,520	£433,280	£129,760
Cost of landfill tax - Combined	£1,930,560	£2,412,000	£2,668,320	£2,995,440	£3,392,640	£397,200

13. Waste services are currently preparing for one of the biggest round reviews for many years. With a significant level of savings to be made, but with increasing demand on these vital services, the service is going to undergo a radical review. There will be a review into working patterns and shifts as well as a move away from same day collections for refuse and recycling. This will allow the service a greater degree of operational flexibility which will be vital if the savings are to be achieved.
14. It is a big year for the proposed Allerton Waste Recover Park (PFI). The planning application has been submitted and is due to be heard by North Yorkshire County Council in October 2012.
15. There will be a number of replacement vehicles coming into the service during the next eight months and these will be of a greater capacity but will be fewer in number. The new recycling vehicles are of a different type that will still allow us to collect from kerbside as we do now, so no change as far as residents are concerned, but they will be quicker, more efficient and fewer in number. All the new vehicles are more environmentally friendly, with the refuse vehicles operating electric bin lifts.
16. In Fleet and Fleet Management, the new pool car scheme 'WeCar' has been introduced at Hazel Court. This will eventually be rolled out Council-wide, in tandem with the move to West Offices. This scheme

will save costs and reduce harmful emissions in relation to our business travel. In addition, a new staff taxi contract has been awarded to further reduce staff travel costs.

17. The Environmental Protection Unit received one of only five available £15,000 grants to analyse the council's fleet for suitability of electric vehicles.

Get York Moving

18. The number of people using car parks increased by 1.7% in 2011/12, 1.62 million compared to 1.60 million in 2010/11.
19. Work is being undertaken to establish an integrated transport unit that will support all transport and fleet activity across the Council. There will be a number of elements that the team will pick up, and these include fuel management, policy and enforcement, statutory compliance and staff travel and hire vehicles.
20. Targets for high way maintenance inspections and emergency works are being achieved.

Performance Indicator	Date of latest 2011/12 data	Current Performance & Status	Annual Target	Comparat or for Direction of Travel*	Directio n of Travel
Highways Maintenance Services					
G14: % highway inspection carried out within 4 working days	Quarterly	99.31%	98.50 %	97.4%	↑
G15: % highways emergency work carried out within 1 working day	Quarterly	94.32%	97.50 %	93.1%	↑

Building Strong Communities – Safer Inclusive

21. The York-based Yorkshire & Humber SCAMBUSTERS team executed a series of warrants as part of their investigations into a multi-million pound fraud targeting small businesses.
22. The Civil Engineering team were heavily involved with crowd control and traffic management for the Olympic Torch relay, as well as York City Football Club celebrations

23. The programme of street lighting replacement is well underway. Virtually all steel columns have been replaced and work is now ongoing to survey concrete columns. Based on initial surveys, it is hoped that most, if not all those in need of replacing, will be done this year through capital allocation. The current contract for street light maintenance with Amey is due to expire in March – work is underway with Procurement to examine options for taking this forward. The targets for street lights not working and repairing street lights within target timescales are being achieved.
24. The targets for dealing with fly tipping and removing graffiti are also being achieved.

Performance Indicator	Date of latest 2011/12 data	Current Performance & Status	Annual Target	Comparator for Direction of Travel*	Direction of Travel
COLI33: Streetlamps not working as planned	Quarterly	0.77	<1%	0.89	↑
BVPI215a. Average number of days taken to repair a street lighting fault. (SLA = 2 days)	Quarterly	0.14 days	<2 days	0.49 days	↑
COLI77a: Time taken to remove obscene graffiti	Quarterly	0.73	2 days	0.97	↑
COLI77b: Time taken to remove non-obscene graffiti	Quarterly	1.14	4 days	1.04	↑

Core Capabilities

25. Public Protection and Bereavement Services have been reassessed against the government's standard for Customer Services Excellence. The Registrars Service was newly awarded the Customer Services Excellence standard in June.

Consultation

26. This paper is an information report for Members and therefore no consultation has been undertaken regarding its contents.

Corporate Priorities

27. Reporting on Financial Performance and Service Improvement support the Corporate Theme of 'Core Capabilities.

Implications

- **Financial** - Considered as part of this report
- **Human Resources (HR)** - N/A
- **Equalities** - N/A
- **Legal** - N/A
- **Crime and Disorder** - N/A
- **Information Technology (IT)** - N/A
- **Property** - N/A
- **Risk Management** - N/A

Conclusion

28. This report has provided an update on quarter 1 performance.

Recommendations

29. The Scrutiny Committee is asked to note the financial and performance position of the portfolio.

Reason: In accordance with budgetary and performance monitoring procedures.

Contact Details

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Sally Burns
Director of Communities and Neighbourhoods and
Neil Taylor Interim Director City and Environment
Services

Report Approved Date 29th August 2012

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SAFER YORK PARTNERSHIP

EMBRACING DIVERSITY

**A Multi-agency Hate Crime Strategy for the
City of York**

2012-2015

INTRODUCTION

Safer York Partnership is committed to making sure that all citizens, regardless of disability, age, race, sexual orientation, religion or gender feel included in the life of York. Our vision is of a city where people feel a strong sense of belonging, are treated fairly, are able to actively participate and have their contributions valued.

York is widely regarded as a thriving and attractive place to live, providing a good quality of life for local residents. There is a strong sense of civic pride and low levels of inequality and crime. York's growing population is increasingly diverse, with more people from different ethnic and national backgrounds, growing numbers of older people, rising student numbers and more people with disabilities. With these trends set to continue, it is important that a co-ordinated and consistent approach to preventing and addressing hate crime is adopted.

Hate crime and incidents serve to undermine the vision for an inclusive city. The impact of hate crime is often significant, not only for those subject to it but also within the wider community. Left unaddressed, hate crimes undermine social cohesion and sow the seeds of wider conflict.

WHAT IS HATE CRIME?

A hate crime or incident is any criminal offence which is perceived, by the victim or any other person, to be motivated by hostility or prejudice based on a person's actual or perceived social group or groups. These groups can be defined in relation to the following:

- Disability
- Race
- Sexual orientation
- Religion or belief
- Transgender

Although current legislation does not specifically cater for age and gender, the criminal justice agencies are alert to offences where hatred is a factor.

BACKGROUND

York's overall population is estimated to be just over 202,000 and growing. According to the Centre for Cities report 2011, York has the second fastest growing population in the UK. Particularly significant within this growth is an increase in the black minority and ethnic (BME) community from 4.9% in 2001 to an estimated 11.4% in 2009. A study in 2010 found 78 different first languages being spoken within the city.

In January 2008, City of York Council launched its first Hate Crime Strategy. However, since that launch the number of hate crimes reported to the police has declined. Consultation with agencies providing support to particular community groups in the context of writing this strategy suggests that under-reporting is a significant factor. It is widely acknowledged that the recorded statistics of hate crime reporting across all agencies may be a significant under-representation of the true picture.

Safer York Partnership is a community safety partnership created under the Crime and Disorder Act 1998. The partnership is comprised of representation from City of York Council, North Yorkshire Police, York and North Yorkshire Probation, York and North Yorkshire Primary Care Trust, North Yorkshire Fire & Rescue Service and North Yorkshire Police Authority. The partnership is committed to reducing crime and anti-social behaviour within the City of York and aligned to that is a commitment to protect vulnerable members of the community. It is therefore appropriate that responsibility for the development of a hate crime strategy should sit with the partnership as part of the overall remit to facilitate and co-ordinate a multi-agency problem solving approach to tackling crime.

Police data has been included in this strategy to show the local picture in relation to recorded hate crime statistics in York. However, it has been acknowledged that this may be an under-representation of the true picture. A key action in the delivery of this strategy will be to improve the quality of data captured. This will be achieved through a combination of working closely with those agencies which represent particular community groups and ensuring that communities know how to report incidents and are confident that when making reports, action will be taken.

In developing this strategy, thirty individuals and organisations were consulted to draw upon the expertise and experience of those who represent communities of interest. This information has informed the strategic aims and objectives and the work plans which will underpin delivery of the strategy.

THE NATIONAL CONTEXT

The MacPherson Report on the Stephen Lawrence Inquiry changed the way that racist hate crime and institutionalised racism was understood. From the Inquiry, a definition of a racist incident was developed which has since been extended to cover other forms of hate crime and is widely used by central and local government.

Moreover, the Stephen Lawrence inquiry report was the catalyst for a number of institutional changes within the police and statutory service providers to improve responses to racist incidents and racism. The Home Office has subsequently produced guidelines in relation to racist incidents, religious discriminations and more recently guidelines for tackling hate crime.

Today, the terms gay and lesbian are used describe women and men who seek same-sex partners. Homophobia can manifest itself in a number of different forms. The Government currently estimates that approximately 5-7% of the population are either: gay, lesbian or bisexual. However, there is very limited data on the number of lesbians, gay men and bisexuals in the UK as no national census has ever asked people to define their sexuality. A national study of violence against lesbians and gay men in Britain, found that one in three gay men and one in four lesbians had experienced at least one violent attack, and found that the vast majority of homophobic incidents go unreported, with around 18% reporting incidents.

The understanding of disability is enhanced by what is known as the 'Social Model' of disability, which recognises that disability occurs because barriers hinder disabled people from taking a full part in the community. Research by Mencap demonstrated that 8 in 10 people with learning difficulties had experienced bullying and harassment 66% of people with learning difficulties have been bullied regularly with 32% stating that bullying was taking place on a daily or weekly basis.

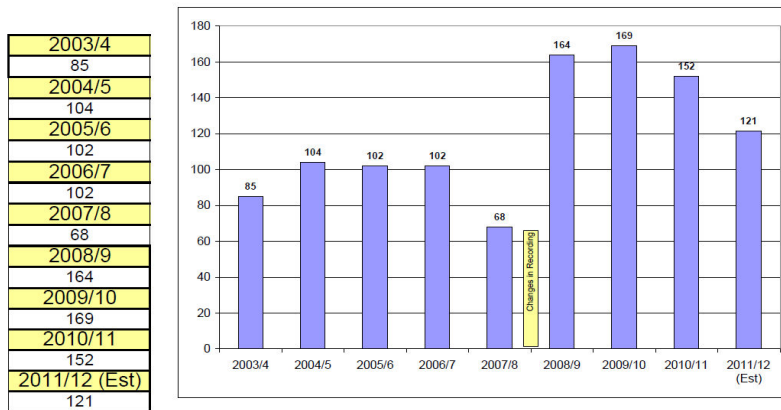
THE LOCAL PICTURE

Recorded hate crime incidents:

York Community Safety Partnership (Safer York Partnership) monitor hate crimes reported to North Yorkshire Police (NYP) as shown by the following graph

NYP Recorded HATE Crime and Incidents in York

North Yorkshire Police - York Recorded Hate Crime & Incidents



This is Data is Created from the Hate Crime / Incident Download Provided by NYP Performance Unit. It is Based on START DATE

Document created on 19/01/2012

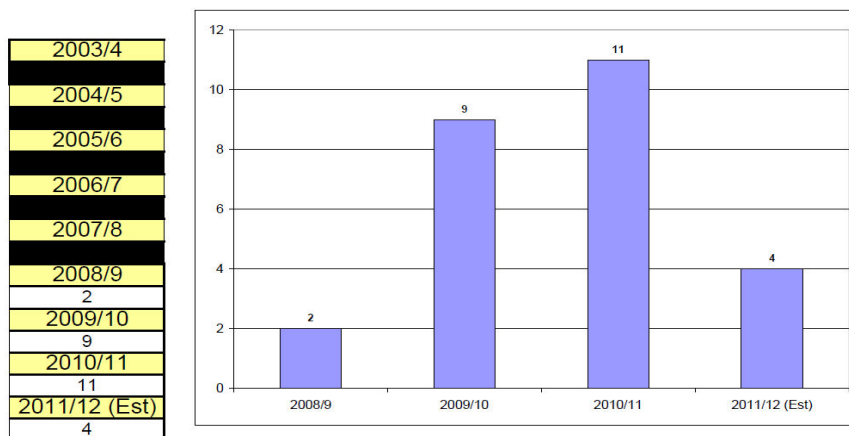
Disability

Disability related hate crimes in York are shown in the graph below.

NYP Recorded HATE Crime and Incidents in York

Fig. 1 of 2

North Yorkshire Police - York Disability Incidents



This is Data is Created from the Hate Crime / Incident Download Provided by NYP Performance Unit. It is Based on START DATE

Document created on 19/01/2012

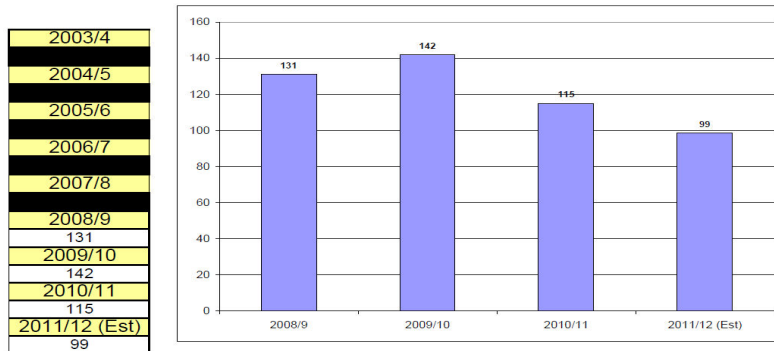
Race

Racist hate crime is arguably the most widely recognised form of hate crime. The graph shows racially motivated hate incidents recorded by North Yorkshire Police in York.

NYP Recorded HATE Crime and Incidents in York

Pg. 1 of 2

North Yorkshire Police - York Racial Incidents



This is Data is Created from the Hate Crime / Incident Download Provided by NYP Performance Unit. It is Based on START DATE

Document created on 19/01/2012

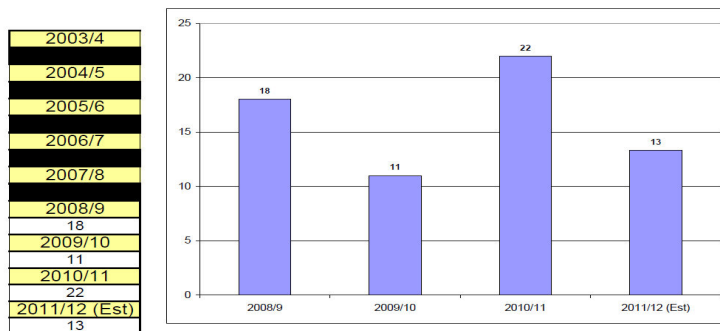
Sexual Orientation

The following graph show the Homophobic incidents reported to North Yorkshire Police.

NYP Recorded HATE Crime and Incidents in York

Pg. 1 of 2

North Yorkshire Police - York Homophobic Incidents



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Document created on 19/01/2012

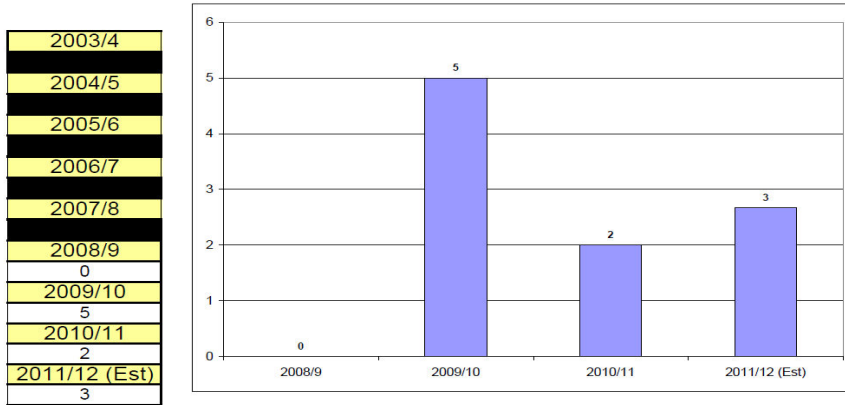
Religion or belief

Religious incidents reported to North Yorkshire Police

NYP Recorded HATE Crime and Incidents in York

Pg. 1 of 2

North Yorkshire Police - York Religious Incidents



This is Data is Created from the Hate Crime / Incident Download Provided by NYP Performance Unit. It is Based on START DATE

Document created on 19/01/2012

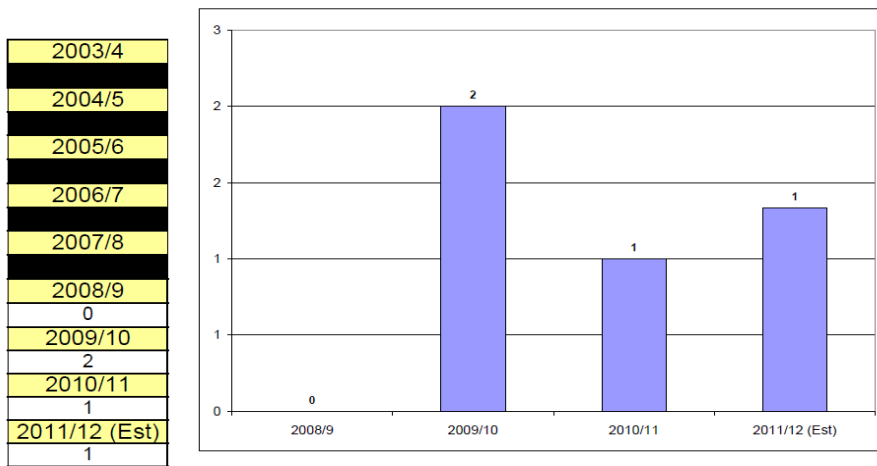
Transgender

Transphobic incidents reported to North Yorkshire Police shown on the graph below:

NYP Recorded HATE Crime and Incidents in York

Pg. 1 of 2

North Yorkshire Police - York Transphobic Incidents



This is Data is Created from the Hate Crime / Incident Download Provided by NYP Performance Unit. It is Based on START DATE

Document created on 19/01/2012

STRATEGIC AIM AND OBJECTIVES

Our overall **strategic aim** is to help stop hate crime occurring in the first place through a programme of hate crime prevention and where it does occur, to respond in a timely and effective way that addresses its impact on victims and the wider community.

We will measure progress by monitoring the incidents of hate crime recorded by the police and Local Authority, maintaining close dialogue with support agencies to capture qualitative and anecdotal information.

To achieve this **strategic aim** a number of objectives have been identified as follows:

Objective 1: Raise awareness of hate crimes to aid prevention

- To improve prevention of hate crime through education and awareness raising programmes within key stakeholder agencies
- To increase public awareness and ensure that information on hate crime is widely available
- To work closely with and strengthen the links between the statutory and voluntary sector agencies engaged in tackling hate crime

Objective 2: Make it easier for people to report hate crime

- Work with relevant agencies to improve the reporting of hate crime incidents
- Develop alternative ways to report crimes that meet the specific needs of particular groups
- Develop a campaign to raise public awareness on how to report hate crime

Objective 3: Improve the support available to victims of hate crime

- Ensure that information relating to support groups is made widely available to the public and key partners engaged in tackling hate crime
- Develop multi-agency training that will result in a measurable improvement in services to victims and an increase in victim confidence
- Develop a multi-agency problem solving approach to tackling hate crime

Objective 4: Improve data capture and develop a more accurate reflection of the extent and breakdown of hate crimes and incidents

- Work with statutory and voluntary sector agencies to improve the capture, recording and analysis of data relating to hate crimes and incidents
- Ensure that mechanisms are in place to identify repeat and/or vulnerable victims and flag these to the relevant agencies and support groups
- Develop an annual forum for statutory and voluntary agencies to share information, understanding and experience in relation to tackling hate crime

PERFORMANCE MANAGEMENT

Detailed action plans aligned to the aims and objectives of the strategy will be developed by the Safer York Partnership Hate Crime/Prevent Co-ordinator, reporting to the Anti-social behaviour task group. Reports on delivery of and performance against the action plans will be submitted to the Safer York Partnership Board at six and twelve monthly intervals. These reports will also be provided to the relevant stakeholder' internal groups eg. EAG within City of York Council and the Independent Advisory Group, North Yorkshire Police.

LEGISLATION

EQUALITY ACT 2010

Provides a new cross-cutting legislative framework to protect the rights of individuals and advance equality of opportunity for all; to update, simplify and strengthen the previous legislation; and to deliver a simple, modern and accessible framework of discrimination law which protects individuals from unfair treatment and promotes a fair and more equal society.

PUBLIC ORDER ACT 1986 PART III INCITEMENT TO RACIAL HATRED

Under this Act it is an offence to commit an act that is threatening, abusive or insulting and which is intended or likely in all the circumstances to stir up racial hatred.

FOOTBALL OFFENCES ACT 1991 (as amended)

An offence is committed when a group of people, or one person acting alone, chants something of a racist nature at a designated football match. To prove this offence, the prosecution has to show that the chanting was threatening, abusive or insulting to another person because of that person's colour, race, nationality (including citizenship) or ethnic or national origin.

DISABILITY DISCRIMINATION ACT 1995

This provides disabled people with a comprehensive set of enforceable rights in areas such as employment, education, transport, the functions of public bodies and access to goods, facilities or services. A key element is the principle of reasonable adjustment, which requires those with duties under the Act to make adjustments for disabled people. The Act places a statutory duty on public authorities to promote equality of opportunity to disabled people – the Disability Equality Duty. The Duty requires public authorities to: give due regard to disability issues when carrying out their functions; publish Disability Equality Schemes to set out how they will carry out the general duty as well as monitor and report on their progress in this respect; and set out how they have involved disabled people in developing their scheme.

CRIME AND DISORDER ACT 1998 (As amended by the Anti-Terrorism, Crime and Security Act 2001)

This contains a number of specific offences of racially or religiously aggravated crime. These offences carry higher maximum penalties than the basic offence

equivalents. The Act places a duty on the courts to treat more seriously any offence.

HUMAN RIGHTS ACT 1998

This places a duty on all public authorities to uphold and promote human rights in everything they do. This means that their policies, programmes and services should ensure that individuals are autonomous, safe and can participate in the decisions that affect their lives; further, that they are treated fairly, with dignity and respect and that the rights of the wider community are also safeguarded.

RACE RELATIONS (AMENDMENT) ACT 2000

This amended the Race Relations Act 1976. It gives public authorities a general, statutory duty to promote racial equality. The general duty states that public bodies must have due regard to the need to eliminate unlawful discrimination, as well as to promote equality of opportunity and good relations between people of different racial groups.

CRIMINAL JUSTICE ACT 2003

S145: in addition to the specific offences created by the Crime and Disorder Act 1998, this places a general duty on courts to treat more seriously any offence that can be shown to be racially or religiously aggravated or motivated.

S146: places a duty on courts to increase the sentence for any offence aggravated by the demonstration or motivation of hostility based on the victim's disability (or presumed disability) or sexual orientation (or presumed sexual orientation)

RACIAL AND RELIGIOUS HATRED ACT 2006

Under this Act an offence is committed if a person uses threatening words or behaviour, or displays any written material which is threatening, if he intends thereby to stir up religious hatred. Abusive or insulting words or behaviour intended to stir up religious hatred is not enough. Possession, publication or distribution of inflammatory material is also an offence. The offence can be committed in a public or private place, but not within a dwelling unless the offending words and behaviour were heard outside and it was intended that they were heard. For an offence to have been committed, the defendant must have intended to stir up religious hatred.

TERRORISM ACT 2006

This Act makes it a criminal offence to directly or indirectly incite or encourage others to commit, prepare or instigate acts of terrorism. The definition of terrorism includes the use or threat of action designed to influence the government or an international governmental organisation or to intimidate the public or a section of the public, when the use or threat is made for the purpose of advancing a political, religious, racial or ideological cause. Violence against people based on their race or religion would therefore fall under this Act if the action was designed by the perpetrator to bring about political change or intimidation of a section of the public.

CRIMINAL JUSTICE AND IMMIGRATION ACT 2008

This amends the Public Order Act 1986 to include incitement to hatred on the grounds of sexual orientation.

DRAFT

EMBRACING DIVERSITY WORK PLAN

OBJECTIVE 1: Raise Awareness of hate crimes to aid prevention

ACTION	LEAD	TIMESCALE	OUTCOME
Work with key agencies eg. CYC/NYP to develop and deliver multi-agency awareness training	Jackie Jackson	Working group established September 2012 Training package developed March 2013	Awareness Training is delivered and ongoing in key agencies
Undertake an audit of voluntary support groups and develop and maintain a directory of contacts for future consultation	Jackie Jackson	Audit August 2012 Directory Developed October 2012	Directory of support agencies is available in a range of appropriate formats
Establish regular contact with statutory and voluntary sector agencies engaged in tackling hate crime	Jackie Jackson	July 2012 and ongoing	Regular communication in place between statutory and voluntary agencies regarding hate crime
Develop a Hate Crime Page on the SYP Website & Newsletter for publication in appropriate formats to facilitate sharing of information relation to hate crime	Jackie Jackson	October 2012 and ongoing	Information relating to hate crime is shared between partners and available to the public

OBJECTIVE 2: Make it easier for people to report hate crime

ACTION	LEAD	TIMESCALE	OUTCOME
Map and publish a simple flowchart detailing the appropriate channels for reporting hate crime	Jackie Jackson	September 2012	Flow Chart produced and shared with all partners
Increase media reporting relating to hate crime prevention work & publicity/awareness raising campaigns	CYC Press Office	March 2013	Increase in media coverage of hate crime related work Community see visible evidence of action taken
Work with statutory and voluntary sector organisations to develop appropriate mechanisms for reporting hate crime	Jackie Jackson	October 2012	Community are aware of how to report hate crimes
Develop a campaign to raise public awareness on how to report hate crime	Jackie Jackson	October 2012	Increased reporting
Establish third party reporting centres	Jackie Jackson (in conjunction with Statutory & Voluntary partners)	October 2012	Increased reporting

OBJECTIVE 3: Improve the support available to victims of hate crime

ACTION	LEAD	TIMESCALE	OUTCOME
Work with relevant support groups to ensure that information on their services is widely available to victims of hate crime	Jackie Jackson	September 2012 and ongoing	Information is publicised
Involve support groups in multi-agency training on how to tackle hate crime	Jackie Jackson	Working group established September 2012 Training package developed March 2013	Agencies are fully informed
Working with the ASB task group, develop a multi-agency problem solving approach to tackling hate crime	Jackie Jackson/Paul Morrison	November 2012	Multi agency problem solving approach is in place

OBJECTIVE 4: Improve data capture and develop a more accurate reflection of the extent and breakdown of hate crimes and incidents

ACTION	LEAD	TIMESCALE	OUTCOME
Work with the statutory and voluntary sector agencies to improve the capture, recording and analysis of hate crime data	Jackie Jackson/Ian Cunningham	December 2012	Good quality data on hate crime is available
Work with NYP to ensure that repeat/vulnerable hate crime victims are included in ongoing work to identify vulnerable victims of ASB	Jackie Jackson/Paul Morrison	September 2012	Vulnerable victims of hate crime can be identified and flagged to relevant agencies
Develop an annual forum for statutory and voluntary agencies to share information, understanding and experience relating to hate crime	Jackie Jackson	March 2013	Annual Forum is established

Community Safety Overview & Scrutiny Committee –Work Plan 2012-13

Provisional Dates	Work Programme
27 June 2012	<ol style="list-style-type: none"> 1. Draft Workplan for 2012-13 – Discussion re: <ul style="list-style-type: none"> • New Ways of Working & of Monitoring CYC Performance • Director Update on Planned Service Reviews for 2012/13 • Agreed CYC related Topics 2. Briefing on Proposed CCTV Topic 3. Introductory briefing on Animal Related Enforcement Topic
17 July 2012	<ol style="list-style-type: none"> 1. Animal Enforcement Review - Review remit to be agreed (Matthew Boxall) 2. Workplan & Suggested Remit for Domestic Recycling Task Group Scrutiny Review 3. Attendance of SYP & NYP to discuss Crime & Disorder Issues 4. Safer York Partnership Bi-Annual Performance Report (Ian Cunningham) 5. SYP Report on CSP Plan & Joint Strategic Intelligence Assessment (Ian Cunningham) 6. CYC Year End Financial & Performance Monitoring Report (Patrick Looker)
11 Sept 2012	<ol style="list-style-type: none"> 1. CYC First Qtr Finance & Performance Monitoring Report (Patrick Looker) 2. Draft Hate Crime Strategy - Consultation (Steve Waddington) 3. Animal Health Long Term Proposals - Verbal update on ongoing work (Steve Waddington) 4. Verbal Update from CCTV Task Group 5. Workplan
13 Nov 2012	<ol style="list-style-type: none"> 1. Domestic Recycling Task Group Scrutiny Review Interim Report 2. Animal Enforcement – Draft Long Term Proposals – Consultation (Steve Waddington) 3. Workplan
15 January 2013	<ol style="list-style-type: none"> 1. CYC Second Qtr Finance & Performance Monitoring Report 2. Domestic Recycling Task Group Scrutiny Review Final Report 3. SYP Bi-Annual Performance Report (Attendance of SYP & NYP) 4. Workplan
12 March 2013	<ol style="list-style-type: none"> 1. CYC Third Qtr Finance & Performance Monitoring Report 2. CCTV Monitoring Group – Update Report 3. Workplan
23 April 2013	<ol style="list-style-type: none"> 1. Attendance of Cabinet Members for Crime & Community Safety and Communities and Neighbourhood Services –Re outcomes from priorities for 2012/13 & new priorities for 2013/14 2. Draft Workplan for 2013/14 – Discussion re Possible Topics for Scrutiny Review in coming Municipal Year

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