

CABINET MEMBER DECISIONS MEETING FOR PUBLIC PROTECTION

2ND SEPTEMBER 2021

Cabinet Member:	Portfolio:
Cllr. Philip Hughes	Public Protection

PUBLIC SPACE PROTECTION ORDER RENEWAL – INITIAL STAKEHOLDER ENGAGEMENT

Purpose:

Approval to survey/engage with relevant stakeholders to gather information in preparation for the renewal of our Public Space Protection Order (PSPO).

Recommendations / key decisions required:

To endorse a snap survey to relevant stakeholders namely Town and Community Councils and Sports Associations to establish what additional conditions they may like to add onto the existing PSPO that currently covers the 3 conditions relating to dog controls.

Reasons:

The Government have made provision to introduce Public Space Protection Orders and in July 2019 the authority adopted 3 conditions relating to dog orders which were:

1. Allowing a dog to foul without pick it up anywhere within Carmarthenshire where the public have access on payment or otherwise.
2. Dogs must be placed on a lead following direction by an authorised officer.
3. No dogs allowed in enclosed children's play areas.

The orders are reviewed every 3 years and as part of that process an engagement exercise is required to capture from the relevant stakeholders any additional conditions to the existing 3 above.

It is important to stress that following the Home Office guidance any requests by the stakeholders for additional conditions must be evidenced and if proven would be subject to formal public consultation as part of the order making process.

It should be noted that a formal engagement process associated with the PSPO will be undertaken when the draft orders are made. The purpose of this particular engagement is to inform the process and establish a view on any additional orders required over the baseline order for the three conditions set out above.

Directorate	Designation	Tel No. 3764
Name of Head of Service:	Head of Waste and Environmental Services	E Mail Address:
Ainsley Williams	Environmental Enforcement Manager	PMorris@sirgar.gov.uk
Report Author: Paul Morris		

Declaration of Personal Interest (if any):

None

Dispensation Granted to Make Decision (if any):

N/A

DECISION MADE:

Signed:

DATE: _____

CABINET MEMBER

The following section will be completed by the Democratic Services Officer in attendance at the meeting

Recommendation of Officer adopted	Yes
Recommendation of the Officer was adopted subject to the amendment(s) and reason(s) specified:	
Reason(s) why the Officer's recommendation was not adopted:	

EXECUTIVE SUMMARY
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PUBLIC PROTECTION

2ND SEPTEMBER 2021

**PUBLIC SPACE PROTECTION ORDER RENEWAL –
INITIAL STAKEHOLDER ENGAGEMENT**

Public Space Protection Orders were introduced to replace the Dog Fouling of Lands Act which was the primary legislation used by Enforcement Officers to control dog fouling in the county. The legislation was restricted only to designated land and fell short of the expectations placed on Enforcement Officers to fulfil their role.

With the introduction of Public Space Protection Orders, Officers were now able to deal with dog fouling offences across Carmarthenshire anywhere the public had access on payment or otherwise. It also enabled officers to deal with dogs off leads and excluding dogs from enclosed play areas.

Any offences committed could be dealt with by either the issuing of a fixed penalty ticket or process via summons to the Magistrates Court. Recently, the authority undertook an asset transfer exercise where recreational land was transferred to Town and Community Councils or Sports Associations.

Early engagement with those stakeholders via a snap survey would be an ideal opportunity to establish what additional conditions may be necessary to fulfil any issues they may have.

The information received will then be used to formulate reports to the Corporate Management Team and Preliminary Cabinet prior to formal consultation as part of the process of making the order. Following that process the orders will then be formulated and reviewed in another 3 years.

DETAILED REPORT ATTACHED ?

NO

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Ainsley Williams

Head of Waste & Environmental Services

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
NONE	YES	NONE	NONE	NONE	NONE	NONE

Legal

Enforcement Officers have existing powers under the Public Space Protection Orders (Dog Controls) July 2019. Renewal is due in June 2022.

Renewal will follow the order making process. This will follow when draft orders are made and will be subject to a formal engagement process.

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Ainsley Williams

Head of Waste & Environmental Services

1. Scrutiny Committee

N/A at this stage. Will be formally consulted as part of the order making process.

2. Local Member(s) N/A

3. Community / Town Council

Included in snap survey

4. Relevant Partners

Sports associations as part of the snap survey

5. Staff Side Representatives and other Organisations N/A

**Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:**

THERE ARE NONE