

REPORT OF EXECUTIVE CABINET

AMENDMENT TO SCHEME OF DELEGATIONS - ANTI-SOCIAL BEHAVIOUR ORDERS

1. We received a report from the Head of Corporate and Policy Services seeking an amendment to the Scheme of Officer Delegations to allow the Anti-Social Behaviour Co-ordinator to consult and make applications for Anti-Social Behaviour Orders on behalf of the Borough Council.
2. The Crime and Disorder Act 1998 (as amended by the Anti-Social Behaviour Act 2003) provided new powers for Local Authorities, Police, Registered Social Landlords and British Transport Police to apply to the Courts for Anti-Social Behaviour Orders and Injunctions. The 1998 Act places a statutory obligation on the Local Authority and the Police to consult with each other before formal applications are made to the Courts.
3. The current authority to consult and make applications for Anti-Social Behaviour Orders (ASBOs) on behalf of the Borough Council lies with the Head of Corporate and Policy Services. The Anti-Social Behaviour Co-ordinator, whose post was created in June, 2003, is in constant contact with the Police and represents the Authority at case conferences which form part of the ASBO application process.
4. The increasing number of applications for ASBOs renders it impractical for the Head of Corporate and Policy Services to undertake the formal consultations personally and is reliant on advice he receives from the Anti-Social Behaviour Co-ordinator. The Executive Cabinet, therefore, agreed the expediency of the current Officer delegation being extended to allow both the Head of Corporate and Policy Services and the Community Safety Co-ordinator to consult on, and approve, applications for ASBOs.

Recommendation

5. The Council is recommended to approve an amendment to Part D of Appendix 2 to the Council's Constitution allocating Executive Functions to Council Officers to allow both the Head of Corporate and Policy Services and the Community Safety Co-ordinator to conduct any necessary consultations with agencies and make applications for Anti-Social Behaviour Orders on behalf of the Borough Council under Sections 1 and 2 of the Crime and Disorder Act, 1998.

COUNCILLOR T BROWN

Executive Member for Environment and Community Safety

BACKGROUND PAPERS			
DOCUMENT	DATE	FILE	PLACE OF INSPECTION
Report of Head of Corporate and Policy Services to Executive Cabinet	26/05/05	-	Town Hall, Chorley

AU