


<b>Cabinet Decision</b>  <b>4 October 2016</b>	 <b>TOWER HAMLETS</b>
<b>Report of:</b> Will Tuckley, Chief Executive and Acting Corporate Director – Communities, Localities and Culture	<b>Classification:</b> Unrestricted
Community Safety Partnership Plan 2013-16 Year 4 (2016/17)	

<b>Lead Member</b>	<b>Councillor Shiria Khatun, Deputy Mayor and Cabinet Member for Community Safety</b>
<b>Originating Officer(s)</b>	Andy Bamber – Service Head Safer Communities Shazia Ghani – Head of Community Safety
<b>Wards affected</b>	All wards
<b>Key Decision?</b>	Yes
<b>Community Plan Theme</b>	<b>A Safe and Cohesive Community</b>

### **Executive Summary**

This report sets out the Community Safety Partnership's (CSP) reviewed CSP Plan 2013-16 for the final year of its 4 year term 2016/17.

The CSP has an annual duty to review its Community Safety Partnership Plan known as a Crime and Disorder Reduction Strategy under the Crime and Disorder Act and should do this based on its annual Strategic Assessment. Under the Council Constitution, this Crime and Disorder Reduction Strategy, known here as the Community Safety Partnership Plan must be approved by Full Council as the Council is statutorily obliged to adopt one.

The Community Safety Partnership Plan 2013-16 revised for Year 4 (2016/17) has been reviewed by the CSP Subgroup Chairs and agency leads from the responsible authorities (statutory partners), prior to discussion and approval by the CSP on 18<sup>th</sup> July 2016. The CSP has reviewed its priorities for the final year of the current Plan and is presenting the revised Plan to the Councils Executive to agree its progression to Full Council as required by the constitution for adoption.

## **Recommendations:**

The Mayor in Cabinet is recommended to:

1. Note the content of the Community Safety Partnership Plan 2013-16 Year 4 (2016/17) included as appendix 1 to this report
2. Note the content of this report and the decision made by the Partnership to:
  - 2.1. include Prevent as a standalone CSP Priority for 2016/17
  - 2.2. remove the duplication between current Priority Themes by absorbing the Serious Acquisitive (Property) Crime under the MOPAC 7 Cross-cutting Priority Theme for 2016/17
3. Agree this report and the CSP Plan 2013-16: Year 4 (2016/17) and recommend to Full Council that the Year 4 Plan be adopted.

## **1. REASONS FOR THE DECISIONS**

- 1.1 Full Council must adopt a Community Safety Partnership Plan in order to meet statutory requirements set by the Crime and Disorder Act (1998). Under the Article 4 of the Council Constitution, Council approval for the CSP Plan can only be granted at Full Council.
- 1.2 The priorities and governance structure outlined in the Plan are based on the statutory strategic assessment exercise that was carried out by statutory partners to consider data on safety in the Borough. They have been agreed by the Community Safety Partnership in July 2016 to be the best model to deliver a safer and more cohesive community in Tower Hamlets. The Cabinet are asked to consider the reviewed Plan, along with the CSP decision to update its priorities to include Prevent as a Standalone CSP Priority and remove Serious Acquisitive (Property) Crime as it is covered under Cross-cutting Priority MOPAC 7 and satisfy itself that it can proceed to Full Council.
- 1.3 The reviewed CSP Plan is attached as Appendix 1 to this report.

## **2. ALTERNATIVE OPTIONS**

- 2.1 It is a statutory responsibility for Community Safety Partnerships to produce a Community Safety Plan and then annually review the contents. Full Council must adopt a Community Safety Partnership Plan in order to meet statutory requirements set by the Crime and Disorder Act (1998). There are therefore no alternative options to doing so without risking government censure, damaging key partner relationships and undermining community safety.

### **3. DETAILS OF REPORT**

- 3.1 There is a legal requirement for each Community Safety Partnership (Safe & Cohesive CPDG in Tower Hamlets) to have a Community Safety Partnership Plan, historically known as a Crime and Disorder Reduction Strategy. The Plan is owned and developed by the Community Safety Partnership of which the Council is a key partner.
- 3.2 In order to fulfil our other statutory duties, the CSP produced an annual Strategic Assessment in late 2015/16, which enabled it to review the current 4 year Plan at the end of year 3.
- 3.3 The CSP met on the 3<sup>rd</sup> May 2016 to review the CSP Plan based on the findings of the CSP Strategic Assessment 2015.
- 3.4 As a result of this review process and following feedback during the Council approval process from the previous (2015) year-end CSP Plan review, it was decided that one area of concern (Prevent) which was originally included under the CSP Plan Priority Theme Hate Crime and Cohesion, warranted recognition as standalone priority in the Plan.
- 3.5 The CSP also agreed that there was duplication between the Serious Acquisitive (Property) Crime Priority Theme and the Cross-cutting Priority MOPAC 7, which also included the key acquisitive crimes. The decision was made that MOPAC 7 would sufficiently cover the property crimes which were priorities for the Partnership, and that the Priority Theme Serious Acquisitive (Property) Crime would be removed from the reviewed CSP Plan 2013-16 Year 4 (2016/17).
- 3.6 The Community Safety Partnership Plan 2013-16 Year 4 (2016/17) has been reviewed by the CSP Subgroup Chairs and agency leads from the responsible authorities (statutory partners), prior to discussion and approval by the CSP on 18<sup>th</sup> July 2016.
- 3.7 The CSP Plan 2013-16 Year 4 (2016/17) includes a summary of the Strategic Assessment 2015, an updated Partnership Governance Structure, highlights and performance for 2015/16 financial year and the 11 agreed Priority Themes for this final year of the Plan's 4 year term.
- 3.8 The CSP's Priority Themes for 2016/17 are:
  - Gangs and Serious Youth Violence
  - Anti-Social Behaviour and Arson
  - Drugs and Alcohol
  - Violence (inc. Domestic Violence and Violence Against Women and Girls)
  - Prostitution
  - Hate Crime and Cohesion
  - Killed or Seriously Injured (on our roads)
  - Prevent
  - Cross-cutting Priorities:

- Public Confidence and Victim Satisfaction
- Reducing Re-offending
- MOPAC 7

3.9 MOPAC 7 are the priority crimes for the Mayor of London's Office for Policing and Crime (MOPAC). The Metropolitan Police Service has been set targets for an overall 20% reduction in the life of its Police and Crime Plan 2013-16, which expires on 31<sup>st</sup> March 2017. MOPAC 7 is made up of the following priority neighbourhood crimes, which MOPAC believe have the greatest impact on the community and their fear of crime. The MOPAC 7 comprise

- Burglary
- Criminal Damage
- Robbery
- Theft from Motor Vehicle
- Theft / Taking of Motor Vehicle
- Theft from Person
- Violence with Injury

3.10 The Plan's 11 Priority Themes are made up of 8 stand-alone priority themes with one or two CSP subgroups responsible for activity in the form of an annual Subgroup Action Plan. The remaining three Cross-cutting Priority Themes are the responsibility of all the CSP Subgroups, as their work within the other priorities impacts on these.

3.11 Both the Equalities Considerations and Equalities Analysis – Initial Screening Document are attached as appendix 2 and 3 respectively.

3.12 Next Steps for the CSP:

- The CSP is currently conducting a public consultation on new community safety priorities for April 2017 onwards, the findings of which will be considered when drafting the New CSP Plan 2017-21.
- The CSP is currently in the process of obtaining data and analysis for their 2016 Strategic Assessment, which looks at the financial years 2015/16 compared to 2014/15 and will also be considered when drafting the New CSP Plan 2017-21.
- The CSP will consider partners, local, London (inc. MOPAC), Regional and National priorities to produce the New CSP Plan 2017-21 in September 2016
- The CSP Co-chairs have reviewed the Community Safety Partnership structure and operating procedures in order to ensure that the Partnership can effectively and efficiently carry out its statutory duties in the future. Proposals from this Review will be presented to the CSP along with draft Strategic Assessment and New Community Safety Plan 2017-21 at a Performance and Planning Workshop on 27<sup>th</sup> September 2016.
- The Council along with key partners in Police, Public Health (including Mental Health), Drug and Alcohol Action Team and Housing Providers in the Borough recognise the detrimental impact anti-social behavior has on residents in the borough and it remains an important priority for the

partnership to address. In addition to the work outlined in the reviewed CSP Plan for 2016/17 under this current priority theme, senior officers within the aforementioned agencies have agreed to develop a Partnership ASB Strategy and detailed Action Plan in 2016/17 for the coming years. This will aim to address ASB as a significant priority for the borough and its key partners for years to come.

#### **4. COMMENTS OF THE CHIEF FINANCE OFFICER**

- 4.1 The report sets out the review of the Community Safety Partnership Plan 13-16 extended for a further year to cover the period of 2016/17. The funding for the CSP Plan is met from the Community Safety Partnership, Domestic Violence and Hate Crime budget of £1.57m. In addition there is MOPAC funding allocation which remains at £811k for the financial year 2016/17. Also highlighted in the plan is that up to £1m was received over the previous three years from external sources such as MOPAC, Department for Education, and the Department for Communities and Local Government that supplemented the funding provision.
- 4.2 Given the financial constraints being faced by the Council and other partners, it is imperative that funding levels for the service are considered fully as part of the Council's Outcomes Based Budgeting approach for 2017 -2020. This will include the identification of complementary funding and consideration of the most effective way to respond to this area of work alongside the Council's wider priorities.
- 4.3 Consequently whilst there are no direct financial implications emanating from the review of the current year plan, the extent to which funding at the levels previously seen will continue to be available must be a consideration of the Medium Term Financial Strategy (MTFS) process.

#### **5. LEGAL COMMENTS**

- 5.1 This report relates to review of the Council's existing Community Safety Partnership Plan. There is a statutory requirement for such a Plan as the Council is one of the responsible authorities for Tower Hamlets, within the meaning of section 5 of the Crime and Disorder Act 1998 ('the 1998 Act'). Other responsible authorities for Tower Hamlets include: every provider of probation services in Tower Hamlets; the chief officer of police whose police area lies within Tower Hamlets; and the fire and rescue authority for Tower Hamlets. Together, the responsible authorities for Tower Hamlets are required to formulate and implement strategies for: the reduction of crime and disorder; combating the misuse of drugs, alcohol and other substances; and the reduction of reoffending pursuant to section 6 of the 1998 Act. When formulating and implementing these strategies, each authority is required to have regard to the police and crime objectives set out in the police and crime plan for Tower Hamlets.

- 5.2 Additionally, when considering the review of this Plan regard must be had to section 17 of 1998 Act and which places an obligation of the Council to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent crime and disorder in its area.
- 5.3 The Crime and Disorder (Formulation and Implementation of Strategy) Regulations 2007 require that there be a strategy group whose functions are to prepare strategic assessments, following community engagement, and to prepare and implement a partnership plan and community safety agreement for Tower Hamlets. The partnership plan must set out a crime and disorder reduction strategy, amongst other matters. The strategy group must consider the strategic assessment and the community safety agreement in the formulation of the partnership plan. The Community Safety Partnership Board discharges these functions in Tower Hamlets.
- 5.4 With regard to consultation, regulations 12 to 14A of the Crime and Disorder (Formulation and Implementation of Strategy) Regulations 2007 provide for Community Engagement. Further, in consulting, the Council must comply with the common law principles set out in *R v Brent London Borough Council, ex p Gunning*, (1985) and recently approved by the Supreme Court in *R(Mosely) v LB Haringey 2014*. Those are *'First, that consultation must be at a time when proposals are still at a formative stage. Second, that the proposer must give sufficient reasons for any proposal to permit of intelligent consideration and response. Third that adequate time must be given for consideration and response. And finally, fourth, that the product of consultation must be conscientiously taken into account in finalising any statutory proposals.'* There is no prescribed period for consultation, but principles of fairness apply such that there should be sufficient time for those being consulted to consider and respond to the matters arising, having regard to their complexity, impact etc. It is necessary to comply with the common law requirement to consider any feedback before making a decision.
- 5.5 Public consultation on new community safety priorities for April 2017 onwards is underway in preparation for the new Community Safety Partnership Plan 2017-21 and the consultation responses must be conscientiously taken into account before the final adoption of this new plan.
- 5.6 Under Article 4 of the council's constitution, the adoption of the Community Safety Partnership Plan is a function for full Council. This reflects the Local Authorities (Functions and Responsibilities) (England) Regulations 2000 (as amended) which provide that the making of a crime and disorder reduction strategy pursuant to sections 5 and 6 of the 1998 Act is a function that is required not to be the sole responsibility of the Council's executive. Under the Council's Budget and Policy Framework Procedure Rules, it is the responsibility of the Mayor as the executive to prepare a draft plan for full council to consider and adopt. It is also the responsibility of the executive and officers to implement the plan once approved by full council.

- 5.7 When taking decisions, the Council must have due regard to the need to eliminate unlawful conduct under the Equality Act 2010, the need to advance equality of opportunity and the need to foster good relations between persons who share a protected characteristic and those who don't. Equalities considerations are set out in the One Tower Hamlets Section of the report and there is an Equalities Considerations at appendix 2 and an Equalities Analysis – Initial Screening Document at appendix 3.

## **6. ONE TOWER HAMLETS CONSIDERATIONS**

- 6.1 The Community Safety Partnership (Safe and Cohesion Community Plan Delivery Group) aims through its plan, to make Tower Hamlets a more cohesive place to live, work, study and visit. The work of the No Place For Hate Forum; Tension Monitoring Group and the Prevent Board, all subgroups of the CSP aim to carry-out this important part of work for the Partnership. Prevent, Hate Crime and Cohesion remain an important priority for the Partnership.
- 6.2 An initial Equalities Screening and full Equalities Analysis was produced as part of the original CSP Plan 2013-16 Report, which went through the Full Council approval process, culminating at Full Council on 26<sup>th</sup> March 2014. Recommendations were made for further considerations when supporting action plans are developed.

## **7. BEST VALUE (BV) IMPLICATIONS**

- 7.1 Whilst difficult to quantify there are potentially significant efficiency gains from working in partnership to reduce crime and disorder in the borough. The Community Safety Plan 2013-16 is a partnership document and brings together key crime and disorder reduction agencies, will ensure that we continue to work together as a partnership and share resources.

## **8. SUSTAINABLE ACTION FOR A GREENER ENVIRONMENT**

- 8.1 The Community Safety Plan 2013-16 and its implementation is expected to have a positive effect on the environment by helping to reduce anti-social behaviour. This will then reduce the amount of criminal damage, graffiti, fly-tipping and fly-posting and other environmental crimes in the borough.

## **9. RISK MANAGEMENT IMPLICATIONS**

- 9.1 The Community Safety Plan sets out an overarching structure and framework of priorities within which management of risks will take place.
- 9.2 The Community Safety Partnership Subgroups identify and report on emerging threats and risks to partnership activity against its priorities in their Quarterly Performance Reports which are then reviewed by the Partnership at their Quarterly CSP Meetings. From September 2016 the CSP will be extracting those threats and risks and including them in a CSP Risk Register along with mitigating actions proposed by the partners.

## **10. CRIME AND DISORDER REDUCTION IMPLICATIONS**

- 10.1 The reviewed Community Safety Partnership Plan 2013-16 for 2016/17 will ensure that we continue to work in partnership to reduce crime, anti-social behaviour, substance misuse and re-offending. It will also support the Mayors priorities helping to reduce fear of crime and contributing to relevant 'safer' related community plan commitments.

## **11. SAFEGUARDING IMPLICATIONS**

- 11.1 The Community Safety Partnership includes amongst its members the independent chairs of both the Safeguarding Adults and Safeguarding Children Boards. These boards are seen as 'linked boards' to the CSP and have been included in the development process of the reviewed CSP Plan. There are no safeguarding risks identified from the Plan, only benefits for partner agencies across the CSP and both Safeguarding Boards by working together at strategic and operational levels in the borough, to ensure community safety in all its forms.

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### **Linked Reports, Appendices and Background Documents**

#### **Linked Report**

None

#### **Appendices**

Appendix 1 – Tower Hamlets Community Safety Partnership Plan 2013-16 Year 4 (2016/17)

Appendix 2 – Equalities Considerations

Appendix 3 - Equalities Analysis – Initial Screening Document

#### **Background Documents – Local Authorities (Executive Arrangements)(Access to Information)(England) Regulations 2012**

None

#### **Officer contact details for documents:**

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