

For publication

Approval of revised Corporate and Housing Anti-social Behaviour (ASB) Policies following stakeholder consultation (HW1100 and HC350)

Meeting:	Cabinet
Date:	15 January 2019
Cabinet portfolio:	Cabinet Member for Health and Wellbeing Cabinet Member for Homes and Customers
Report by:	Assistant Director (Housing) Assistant Director (Health and Wellbeing)

For publication

1.0 Purpose of report

- 1.1 To seek approval from Members for the adoption of the revised Corporate Anti-social Behaviour Policy and Housing Services Anti-social Behaviour Policy following consultation with stakeholders.

2.0 Recommendations

- 2.1 That Members approve the adoption of the Corporate Anti-social Behaviour Policy and Housing Services Anti-social Behaviour Policy.
- 2.2 That the new anti-social behaviour policies become operational from Monday 5 February 2019.

2.3 That the Cabinet Member for Health and Wellbeing and Cabinet Member for Homes and Customers are given delegated authority to approve minor policy amendments between formal review periods.

2.4 That a full review of the policies takes place after three years.

3.0 **Background**

3.1 Approval was given by Cabinet on 13 November 2018 for:

- the proposed changes to be made to the Corporate Anti-social Behaviour Policy (Appendix 1) and Housing Services Anti-social Behaviour Policy (Appendix 2)
- the Assistant Director (Housing) and Assistant Director (Health and Wellbeing) to consult with stakeholders regarding the proposed changes
- a further report to be brought to Cabinet following the completion of the consultation process by no later than January 2019

4.0 **Consultation**

4.1 Copies of the current and revised policies and a summary of the changes were sent to the following external stakeholders with comments requested:

- 65 Council tenants comprising volunteer “armchair consultees” along with people who had reported anti-social behaviour who had indicated their willingness to be involved in service improvements. A prize draw for £50 shopping vouchers was offered in recognition of the amount of paperwork to read and comment on. 18 tenants responded.

- the Tenant Challenge Panel
- the Derbyshire Constabulary
- the Derbyshire County Council Community Safety Unit
- Derbyshire Law Centre

5.0 Outcome

The consultation responses and consequent changes to the draft policies are summarised at Appendix 3. The most significant points were:

- 100% of the tenants who responded agreed with the proposed changes to the Corporate and Housing Anti-social Behaviour Policies and found them informative.
- 72% of the tenants who responded found the Corporate Anti-social Behaviour Policy easy to understand. 89% found the Housing Anti-social Behaviour Policy easy to understand.
- At the request of the Tenant Challenge Panel, a new paragraph was included in the Housing Anti-social Behaviour Policy to ensure that serious anti-social behaviour from the previous tenancy will be taken into account when re-letting the property (“sensitive lets”).
- At the request of the Derbyshire County Council Community Safety Unit, a new paragraph was included in both policies covering the storage, retention and deletion of data.

5.0 Financial considerations

5.1 There are no additional costs associated with the new proposed policies. Expenditure will continue to be met from existing Housing Revenue Account and General Fund budgets.

6.0 Risk management

6.1 The main risks associated with the revised policy are shown in the table below:

Description of the Risk	Impact	Likelihood	Mitigating Action	Impact	Likelihood
Inappropriate or inadequate responses to ASB resulting in complaints by residents / adverse publicity / reputational damage	High	Medium	Updated policy	Low	Low
Legal challenges about working outside policy	High	Medium	Updated policy	Low	Low
Challenges about authority of specific posts to take legal action	High	Medium	Updated policy	Low	Low

Description of the Risk	Impact	Likelihood	Mitigating Action	Impact	Likelihood

7.0 Equalities Impact Assessment (EIA)

7.1 A preliminary equalities impact assessment is attached at Appendix 4.

8.0 Recommendations

8.1 That Members approve the adoption of the Corporate Anti-social Behaviour Policy and Housing Services Anti-social Behaviour Policy.

8.2 That the new anti-social behaviour policies become operational from Monday 5 February 2019.

8.3 That the Cabinet Member for Health and Wellbeing and Cabinet Member for Housing are given delegated authority to approve minor policy amendments between formal review periods.

8.4 That a full review of the concessions policy takes place after three years.

9.0 Reasons for recommendations

9.1 To take account of developments in anti-social behaviour characteristics, legislation and national and local priorities.

Decision information

Key decision number	858
Wards affected	ALL

Document information

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Appendices to the report	
Appendix 1	Final revised Corporate Anti-social Behaviour Policy
Appendix 2	Final revised Housing Services Anti-social Behaviour Policy
Appendix 3	Summary of consultation responses
Appendix 4	Equality impact assessment