

**PORTFOLIO HOLDER FOR CORPORATE GOVERNANCE AND RESOURCES
1 SEPTEMBER 2009**

REPORT OF OVERVIEW AND SCRUTINY MANAGER

A. REQUEST FROM ESSEX POLICE FOR LOCAL AUTHORITY CONSENT FOR A SIX MONTH EXTENSION TO THE EXISTING DISPERSAL ORDER FOR JAYWICK

(Report prepared by Leanne Thornton)

1.0 PURPOSE OF THE REPORT

To seek the Portfolio Holder for Corporate Governance and Resource's consent to the request from Essex Police for a six month extension to the current Dispersal Order for Jaywick under Part 4 of the Anti Social Behaviour Act 2003. The extension to the Order will run from 16 September 2009 to 15 March 2010 inclusive.

2.0 BACKGROUND

The Responsible Authorities Group (RAG) considered the request for an extension to the existing Dispersal Order under Part 4 of the Anti Social Behaviour Act 2003 at their meeting of 21 August 2009 and indicated their support for the proposal. The RAG decision was based on evidence submitted by the police indicating the existing Dispersal Order had since March 2009 proved effective in reducing crime and anti social behaviour in the area covered by the Order. The Dispersal Order currently in force expires on 15 September 2009. Further Police Restricted data on the effectiveness of the Order has been made available in confidence to the Portfolio Holder for Corporate Governance and Resources.

3.0 PROPOSAL

The Local Authority must consent to the making of an Order before the Order can be made by the police. The power to give this consent lies with the Portfolio Holder for Corporate Governance and Resource. The Portfolio Holder for Corporate Governance and Resource agreed to the previous police request for an Order on 16 March 2009. This report recommends that he agrees to the recommendation of consenting to this 6 month extension to that Order and to sign the police Notice of Agreement. Details of the scope of the Order are shown at Appendix A

4.0 IMPLICATIONS

4.1 Sustainable Community Strategy and Corporate Strategy

The Community Strategy has reducing the incidence and fear of crime as a key objective. Reducing the incidence of anti-social behaviour and increasing the level of public reassurance are also priorities of the Council's Corporate Strategy. By supporting the Dispersal Order the Council will be contributing to these key objectives.

4.2 Financial

There are no direct consequences to the Council arising from making the Order.

4.3 Legal

The actions proposed are within the discretionary powers of the Council.

4.4 Crime and Disorder Act 1998

The Council has a duty under section 17 of the Act to do all it reasonably can to reduce crime and disorder, behaviour adversely affecting the environment and drug and alcohol misuse in the District. Supporting the police proposal for the Dispersal Order demonstrates that the Council continues to play an active part in assisting the police to reduce anti social behaviour.

4.5 Equality and Diversity

The proposed Dispersal Order has the potential to have adverse effects on issues of Equality and Diversity and the police powers need to be exercised responsibly in the wider public interest.

4.6 Area

Jaywick, incorporating: Broadway and the Sea Front and all of the roads linking the two. Tamerisk Way, Beach Way, Beach Crescent. The boundary roads of Lotus Way, Midway, Brooklands and all of the roads within this boundary.

5.0 CONCLUSION

The Tending Responsible Authorities Group supports the extension to the existing Dispersal Order as detailed in Appendix A. It is therefore recommended that the Council agrees to the request from Essex Police for local authority consent for a six month extension to the existing dispersal order for Jaywick.

6.0 RECOMMENDED

That the Portfolio Holder for Corporate Governance and Resource consents to the police request for making a Dispersal Order as detailed in Appendix A for the period 16 September 2009 to 15 March 2010 inclusive and signs the police Notice of Agreement.

Richard Walker
OVERVIEW AND SCRUTINY MANAGER

List of roads Effected by Dispersal Order

Midway
Lancia Avenue
Fiat Avenue
Vauxhall Avenue
Essex Avenue
Riley Avenue
Humber Avenue
Alvis Avenue
Austin Avenue
Brooklands Gardens
Bentley Avenue
Morris Avenue
Hillman Avenue
Sunbeam Avenue
Wolsley Avenue
Talbot Avenue
Swift Avenue
Lotus Way
Sea Crescent
Broome Way
Tamarisk Way
Beach Way
Fir Way
Sea Holly Way
Sea Pink Way
Sea Shell Way
Sea Thistle Way
Sea Lavender Way
Sea Flowers Way
Sea Glebe Way
Sea Rosemary Way
Sea Cornflower Way
Badminton Way
Broadway

**BACKGROUND PAPERS LIST FOR REPORT TO PORTFOLIO HOLDER FOR
CORPORATE GOVERNANCE AND RESOURCES**

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Dispersal Order, 16 September 2009 to 15 March 2010, Jaywick under Part 4
of the Anti Social Behaviour Act 2003