



Summary of Consultation Responses:

2023/010 Public Spaces Protection Order (PSPO) Anti-social behaviour

The survey ran from 25th September 2023 to 6th November 2023

89 responses were received online. Of those 89, 2 entries were totally blank.

No Paper surveys have been received.

All additional comments provided where the questions allowed for further text to be provided have been forwarded to the team separately for consideration.

Background information

In October 2014, the Anti-Social Behaviour (ASB) Crime and Policing Act 2014 was brought into force, giving Local Authorities and the Police more effective powers to deal with Anti-Social Behaviour

North Devon Council have reviewed the issues which are currently impacting on our community relating to ASB and intends to implement measures by way of implementing a Public Space Protection Order (PSPO) to enable it to continue to address Anti-Social Behaviour within Barnstaple and Ilfracombe (see maps).

The purpose of this consultation exercise is to seek stakeholder views on the current proposals as well as enable any other potential measures to be identified, and subsequently considered. The consultation has been divided into 4 parts:

- Part A Intoxicating substances
- Part B Public urination
- Part C Anti-Social Behaviour
- Part D Aggressive Begging

Survey Responses

Part A - Proposals for controlling alcohol and other substance misuse

The Council considers the areas that merit regulation are Barnstaple and Ilfracombe.

North Devon Council wishes to consult, therefore, on the following plan:

To issue Fixed Penalty Notices (FPN) to people who fail to comply with a request to surrender an intoxicating substance.

Do you support the Council in addressing this area of community need through a PSPO?

- Yes 81 93.10%
- No 6 6.90%
- Don't know 0 0%

Do you support the continuation of these controls in the towns identified? (Barnstaple and Ilfracombe).

- Yes 81 93.10%
- No 5 5.75%
- Don't know 1 1.15%

Part B - Public Urination

North Devon Council wishes to consult, therefore, on the following plan:

To issue Fixed Penalty Notices (FPNs) of £100 to people who urinate in a street or public place. (Please note: reference to "Street" includes any road, footway, beach or other area which the public has access)

Do you support the Council in addressing these issues through a PSPO?

- Yes 78 89.22%
- No 8 9.20%
- Don't know 1 1.15%

Part C - Anti-Social Behaviour

North Devon Council wishes to consult, therefore, on the following plan:

1) To issue FPNs of £100 to those individuals, whether on their own or in a group of two or more, who act in a way likely to cause a member of the public to suffer alarm, harassment or distress by that behaviour.

2) Persons within this area who breach the above prohibition as an individual or as a group of two or more shall when ordered to do so by an authorised person disperse either immediately or by such time as may be specified and in such a manner as may be specified.

Do you support the Council in addressing this area of community need through a PSPO?

- | | | |
|--------------|----|--------|
| • Yes | 81 | 93.10% |
| • No | 5 | 5.7% |
| • Don't know | 1 | 1.15% |

Do you support the dispersal of those who have committed anti-social behaviour?

- | | | |
|----------------|----|--------|
| • Yes | 81 | 93.10% |
| • No | 4 | 4.60% |
| • Don't know | 1 | 1.15% |
| • Not answered | 1 | 1.15% |

Part D - Aggressive Begging

The council therefore wishes to consult on the following plan:

1) To issue Fixed Penalty Notices (FPNs) of £100 to individuals who beg in an aggressive manner: language that any normal person would regard as intimidating i.e. through the use of threatening language or gestures.

2) To issue FPNs to those who beg within five metres of a cash machine, pay station or anywhere it is likely where an individual may expect privacy or feel vulnerable as their cash, bank cards, purse or wallet is on display.

Do you support the Council in addressing the issue of aggressive begging through the use of a PSPO

- | | | |
|--------------|----|--------|
| • Yes | 79 | 90.80% |
| • No | 6 | 6.90% |
| • Don't know | 2 | 2.30% |

Do you support the proposed controls to prohibit begging within five metres of a cash machine, pay point, or anywhere where it is likely that an individual may have cash, bank cards, purse or wallet on display?

- | | | |
|--------------|----|--------|
| • Yes | 79 | 90.80% |
| • No | 5 | 5.75% |
| • Don't know | 3 | 3.45% |

Equality Information

Section 149 of the Equality Act 2010 applies to public sector organisations, whereby Local Authorities must have due regard to the 8 protected characteristics (age, disability, sex, gender reassignment, pregnancy and maternity, race, religion/belief, sexual orientation (and marriage and civil partnership in employment) in its decision making.

Not all questions were answered – percentages based on number who did respond

What is your age?

- 19 and under 0 (0%)
- 20 to 24 2 (2.30%)
- 25 to 34 6 (6.90%)
- 35 to 49 18 (20.69%)
- 50 to 64 26 (29.89%)
- 65 to 74 17 (19.54%)
- 75 to 84 9 (10.34%)
- 85 and over 1 (1.15%)
- Prefer not to say 8 (9.20%)

Do you consider yourself to have a disability (according to the Equality Act 2010)?

- No 67 (77.01%)
- Yes 9 (10.34%)
- Prefer not to say 11 (12.64%)

How would you describe your ethnicity?

- White 68 78.16%
- Prefer not to say 15 (17.24%)
- Asian, Asian British, or Asian Welsh 2 (2.30%)
- Mixed or multiple ethnic groups 1 (1.15%)
- Black, Black British, Black Welsh, Caribbean, or African 1 (1.15%)

What is your religion or belief?

- Christian 34 (39.08%)
- No religion 30 (34.48%)
- Prefer not to say 17 (19.54%)
- Buddhist 3 (3.45%)
- Jewish 1 (1.15%)
- Hindu 1 (1.15%)
- Not answered 1 (1.15%)

Sex

• Female	36	(41.38%)
• Male	36	(41.38%)
• Prefer not to say	12	(13.79%)
• Not answered	3	(3.45%)

Please confirm if this is the same as registered at birth

• Yes	74	(85.06%)
• Prefer not to say	12	(13.79%)
• No	1	(1.150%)

Sexual orientation

• Straight or Heterosexual	66	(75.86%)
• Prefer not to say	18	(20.69%)
• Bisexual	1	(1.15%)
• Gay or Lesbian	0	(0.%)
• Other	1	(1.15%)
• Pansexual	1	(1.15%)
• Other sexual orientation	0	(0%)

The results of the equality information responses will be considered alongside the census information for the North Devon Council area. Equality and diversity monitoring can help identify current and future needs, possible inequalities including problems accessing or using services and information, as well as checking that a cross-section of people have been reached and given their views. Results have been published in an anonymised way.

Please note that percentage figures provided are approximate and shown to up to two decimal places.