

**Motions Submitted to Council**

**In accordance with Chapter 2, Part 2 (Rule 15) of the Council's Constitution**

**Motion 1**

**Submitted by Councillor Halden**

“Legal highs are quickly becoming a social disaster, from both the point of view of being harmful as substances, but also giving a very incorrect impression of the dangers of substance abuse, especially amongst younger people.

We instruct Council to expedite the process and public consultation for Public Space Protection Orders to be implemented on a Borough wide basis to tackle the issue of legal highs with the relevant O&S committee monitoring its effectiveness.

In addition we instruct the constitution working group to consider how to best exercise and delegate all of our streamlined public protection powers that come from the 2014 Crime and Disorder act to be accessible to all members.”

**Monitoring Officer Comments:**

Public Space Protection Orders (PSPOs) potentially provide a flexible and effective tool to tackle many forms of environmental nuisance. They were brought in by the Anti-Social Behaviour, Crime and Policing Act 2014 which replaced 19 existing powers dealing with anti-social behaviour with 6 broader powers, Injunctions, Civil Behaviour Order, Community Protection Notice, PSPO, Closure Powers, and Dispersal Powers.

In the case of the 2014 Act it is understood that local authorities will soon be consulted about clarifying that all of its functions should be specified in regulations as local choice functions.

Until the position is finally clarified in regulations the responsibility for each of the new powers will need to be determined by interpreting statute and the council's constitution.

**Section 151 Officer Comments:**

The introduction of PSPOs for this purpose would more than likely result in additional costs to the Council, especially considering the geographic wide spread nature of this motion. These are not known at this time.

**Is the above motion within the remit of Council to approve?**

Yes