

## **Tools & Powers Student Lecture Notes**

**You may find these notes will assist you in taking your own notes.**

### **Description**

Confidently recognise, understand and use the full range of intervention tools and legislative powers available to tackle anti-social and nuisance behaviour.

### **Aims**

Explain and apply relevant anti-social and nuisance behaviour legislation, procedures and codes.

Recognise the different types of tools and legislative powers available including informal, formal, civil and criminal interventions.

Be able to understand the relevant legislative tools and powers available to tackle nuisance and anti-social behaviour.

Create and maintain effective practice standards in using the tools and powers.

To understand the diverse network of organisations that provides assets, resources and powers to tackle anti-social behaviour.

## **Crime & Disorder Act 1998**

### Section 1 – 12

#### Anti-Social Behaviour Orders

- S1 sub section 1-12

#### Police Reform Act 2002

- S61 –65
- S50 & 59

## **Anti-Social Behaviour Act 2003**

Part 1 – Premises where drugs used unlawfully

Part 2 – Housing

Part 3 – Parental responsibilities

Part 4 – Dispersal

Part 6 – Environmental Crime

Crime & Disorder Act 1998

S17 sub sections 1, 2 & 3

## **Clean Neighbourhood & Environment Act 2005**

### Amendment

1. Vehicles – sections 3, 4, 6 & 7
2. Litter – section 20
3. Printed material – section 23
4. Graffiti / Fly-posting – sections 28 – 32
5. Advertisements – sections 33 & 34

## **Case Law**

- McClarty V Wigan MBC
- R V McCann
- R V Boness
- R V Lonerghan
- R V Nicholson

## **Guidance**

### Judicial Studies Board – Judiciary guide

- ASBO (On-line Support)
- BAIL II

## **Relevant Powers**

- Informal
- Demotion
- Injunctions
- Community agreements
- Dispersal
- Individual support orders
- Parenting
- FPN / PND



## **Demotion Orders - Powers**

Part 2 ASB Act 2003 s14 – s16

Definition

## Injunctions - Powers

- Section 13 Anti-Social Behaviour Act 2003
- Housing Act 1996 s153 a, b, c, d, e

The Housing Act [1996 \(c. 52\)](#) is amended as follows.

Sections 152 (power to grant injunctions against anti-social behaviour) and 153 (power of arrest breach of certain injunctions against anti-social behaviour) are omitted.

Before section 154 (power of arrest in ex parte applications) there are inserted the following sections—

- 153A Anti-social behaviour injunction
- 153B Injunction against unlawful use of premises
- 153C Injunctions: exclusion order and power of arrest
- 153D Injunction against breach of tenancy agreement
- 153E Injunctions: supplementary

What are Injunctions?

## **Community Agreements - Powers**

### Definition

### **Orders - Powers**

- Part 4 ASB Act 2003 s30
- Individual Support Order s322 & s323
- Criminal Justice Act 2003
  - Definition

### **Parenting Contracts & Orders - Powers**

#### Definitions

- Use
- Part 3 ASB Act 2003 s18

## Fixed Penalty Notices / Penalty Disorder Notice

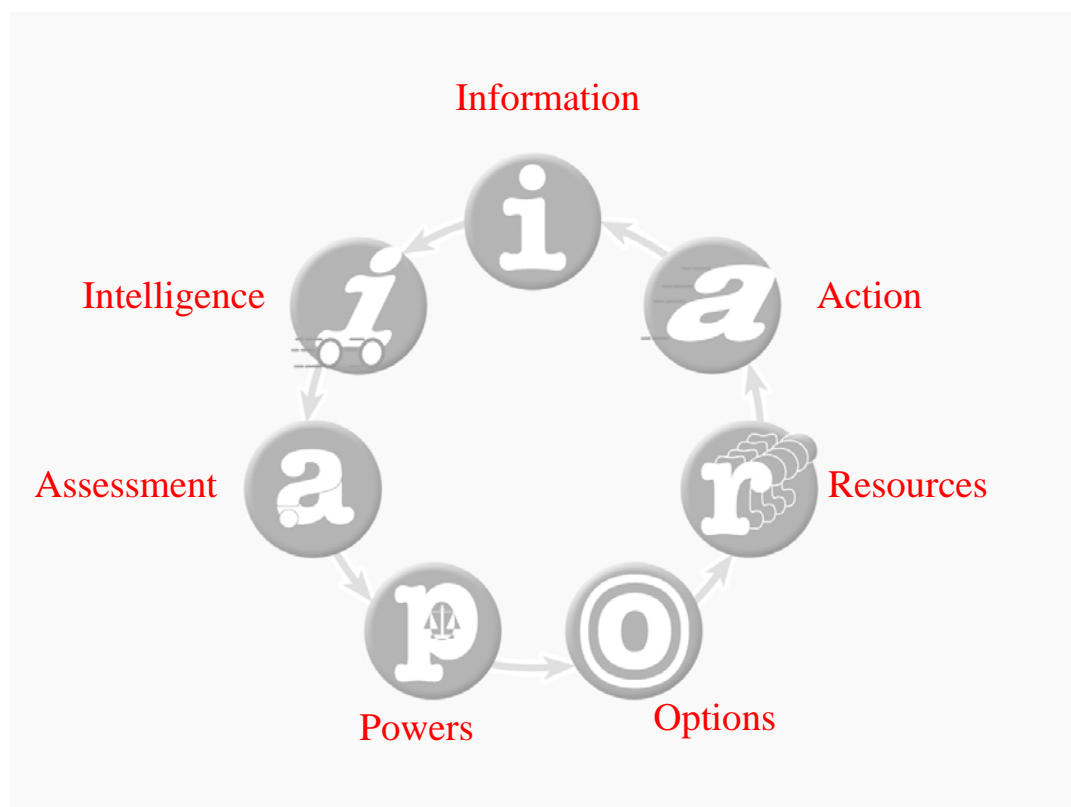
- Part 6 ASB Act 2003 s43 & s1 – s11
- Criminal Justice & Police Act 2001

## Definitions

## **Information Model**

Information =

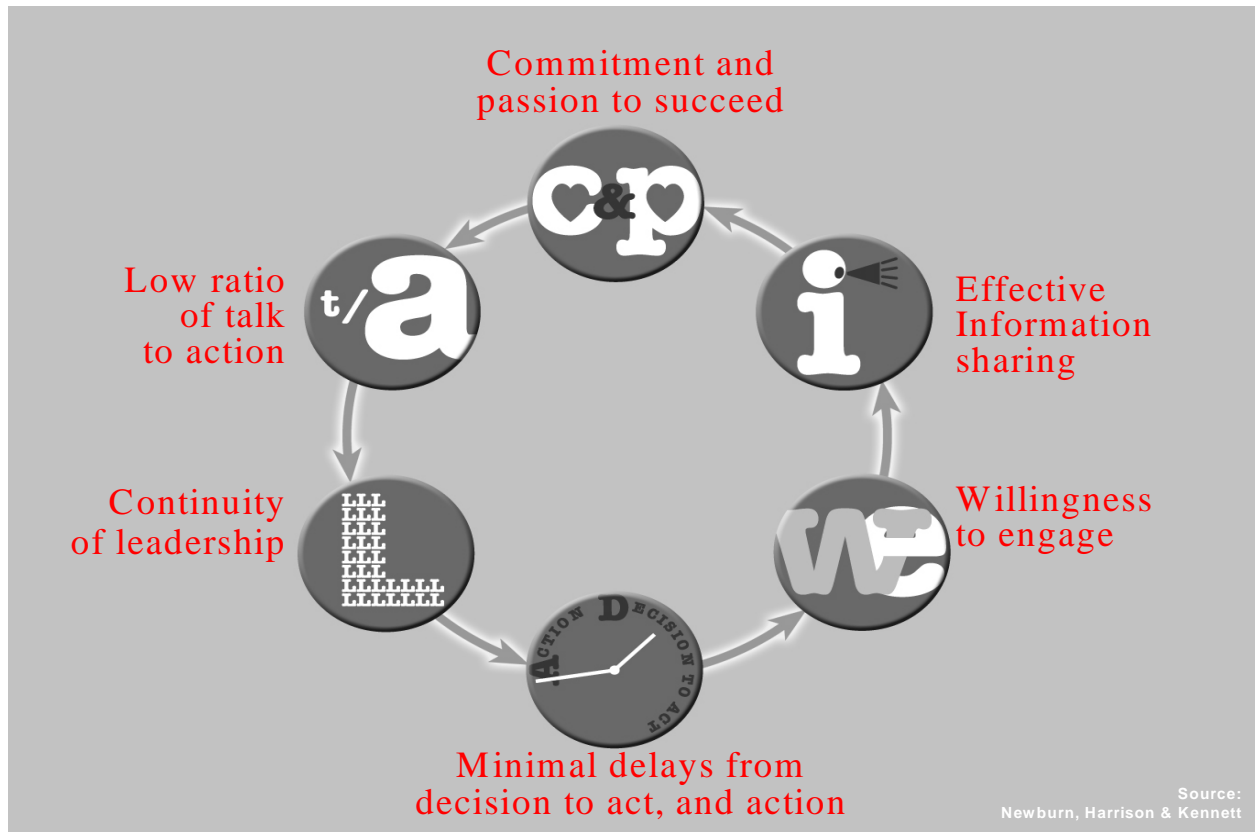
- Intelligence
- Assessment
- Powers
- Options
- Resources
- Action



Source  
HARRISON & KENNETT

## Effective Partnership

Model – Is this how it works in your area?



## **CDRP National Standards**

### Hallmarks

- Empowered and effective leadership
- Visible and constructive accountability
- Intelligence-led business processes
- Effective and responsive delivery structures
- Engaged communities
- Appropriate skills and knowledge