

Public Document Pack



County Hall
Rhadyr
Usk
NP15 1GA

Wednesday, 24 January 2024

Notice of meeting:

Place Scrutiny Committee

Thursday, 1st February, 2024 at 10.00 am
The Council Chamber, County Hall, The Rhadyr, Usk, NP15 1GA with
remote attendance

AGENDA

Item No	Item	Pages
1.	Apologies for Absence.	
2.	Declarations of Interest.	
3.	Public Open Forum.	
	Scrutiny Committee Public Open Forum ~ Guidance	
	<p>Our Scrutiny Committee meetings are live streamed and a link to the live stream will be available on the meeting page of the Monmouthshire County Council website</p> <p>If you would like to share your thoughts on any proposals being discussed by Scrutiny Committees, you can submit your representation in advance via this form</p> <ul style="list-style-type: none">• Please share your views by uploading a video or audio file (maximum of 4 minutes) or;• Please submit a written representation (via Microsoft Word, maximum of 500 words) <p>You will need to register for a My Monmouthshire account in order to submit the representation or use your log in, if you have registered previously.</p> <p>The deadline for submitting representations to the Council is 5pm three clear working days in advance of the meeting.</p> <p>If representations received exceed 30 minutes, a selection of these based on theme will be shared at the Scrutiny Committee meeting. All representations received will be made available to councillors prior to the meeting.</p>	

If you would like to attend one of our meetings to speak under the Public Open Forum at the meeting, you will need to give three working days' notice by contacting Scrutiny@monmouthshire.gov.uk .

The amount of time afforded to each member of the public to speak is at the chair's discretion, but to enable us to accommodate multiple speakers, we ask that contributions be no longer than 3 minutes.

If you would like to suggest future topics for scrutiny by one of our Scrutiny Committees, please do so by emailing Scrutiny@monmouthshire.gov.uk

4.	Scrutiny of the Budget Proposals - Scrutiny of the budget mandates relating to the committee's remit.	1 - 20
	https://democracy.monmouthshire.gov.uk/ieListDocuments.aspx?CId=144&MId=5405	
5.	Public Spaces Protection Order Dog Controls - To scrutinise the latest report.	21 - 80
6.	Place Scrutiny Committee Forward Work Programme and Action List.	81 - 86
7.	Cabinet and Council Work Planner.	87 - 104
8.	To confirm the minutes of the previous meeting.	105 - 110
9.	Next Meeting: Wednesday 6th March 2024 at 10.00am.	

Paul Matthews

Chief Executive

MONMOUTHSHIRE COUNTY COUNCIL
CYNGOR SIR FYNWY

THE CONSTITUTION OF THE COMMITTEE IS AS FOLLOWS:

County Councillor Louise Brown	Shirenewton;	Welsh Conservative Party
County Councillor Emma Bryn	Wyesham;	Independent Group
County Councillor Tomos Dafydd Davies	Llanfoist & Govilon;	Welsh Conservative Party
County Councillor Lisa Dymock	Portskewett;	Welsh Conservative Party
County Councillor Jane Lucas	Osbaston;	Welsh Conservative Party
County Councillor Maria Stevens	Severn;	Welsh Labour/Llafur Cymru
County Councillor Jackie Strong	Caldicot Cross;	Welsh Labour/Llafur Cymru
County Councillor Laura Wright	Grofield;	Welsh Labour/Llafur Cymru
County Councillor Tudor Thomas	Park;	Welsh Labour/Llafur Cymru

Public Information

Access to paper copies of agendas and reports

A copy of this agenda and relevant reports can be made available to members of the public attending a meeting by requesting a copy from Democratic Services on 01633 644219. Please note that we must receive 24 hours notice prior to the meeting in order to provide you with a hard copy of this agenda.

Welsh Language

The Council welcomes contributions from members of the public through the medium of Welsh or English. We respectfully ask that you provide us with adequate notice to accommodate your needs.

Aims and Values of Monmouthshire County Council

Our purpose

To become a zero-carbon county, supporting well-being, health and dignity for everyone at every stage of life.

Objectives we are working towards

- Fair place to live where the effects of inequality and poverty have been reduced.
- Green place to live and work with reduced carbon emissions and making a positive contribution to addressing the climate and nature emergency.
- Thriving and ambitious place, where there are vibrant town centres and where businesses can grow and develop.
- Safe place to live where people have a home where they feel secure in.
- Connected place where people feel part of a community and are valued.
- Learning place where everybody has the opportunity to reach their potential.

Our Values

Openness. We are open and honest. People have the chance to get involved in decisions that affect them, tell us what matters and do things for themselves/their communities. If we cannot do something to help, we'll say so; if it will take a while to get the answer we'll explain why; if we can't answer immediately we'll try to connect you to the people who can help – building trust and engagement is a key foundation.

Fairness. We provide fair chances, to help people and communities thrive. If something does not seem fair, we will listen and help explain why. We will always try to treat everyone fairly and consistently. We cannot always make everyone happy, but will commit to listening and explaining why we did what we did.

Flexibility. We will continue to change and be flexible to enable delivery of the most effective and efficient services. This means a genuine commitment to working with everyone to embrace new ways of working.

Teamwork. We will work with you and our partners to support and inspire everyone to get involved so we can achieve great things together. We don't see ourselves as the 'fixers' or problem-solvers, but we will make the best of the ideas, assets and resources available to make sure we do the things that most positively impact our people and places.

Kindness: We will show kindness to all those we work with putting the importance of relationships and the connections we have with one another at the heart of all interactions.

Monmouthshire Scrutiny Question Guide

Role of the Pre-meeting	
<ol style="list-style-type: none"> 1. Why is the Committee scrutinising this? (background, key issues) 2. What is the Committee’s role and what outcome do Members want to achieve? 3. Is there sufficient information to achieve this? If not, who could provide this? <ul style="list-style-type: none"> - Agree the order of questioning and which Members will lead - Agree questions for officers and questions for the Cabinet Member 	
Questions for the Meeting	
<p><u>Scrutinising Performance</u></p> <ol style="list-style-type: none"> 1. How does performance compare with previous years? Is it better/worse? Why? 2. How does performance compare with other councils/other service providers? Is it better/worse? Why? 3. How does performance compare with set targets? Is it better/worse? Why? 4. How were performance targets set? Are they challenging enough/realistic? 5. How do service users/the public/partners view the performance of the service? 6. Have there been any recent audit and inspections? What were the findings? 7. How does the service contribute to the achievement of corporate objectives? 8. Is improvement/decline in performance linked to an increase/reduction in resource? What capacity is there to improve? 	<p><u>Scrutinising Policy</u></p> <ol style="list-style-type: none"> 1. Who does the policy affect ~ directly and indirectly? Who will benefit most/least? 2. What is the view of service users/stakeholders? What consultation has been undertaken? Did the consultation process comply with the Gunning Principles? Do stakeholders believe it will achieve the desired outcome? 3. What is the view of the community as a whole - the ‘taxpayer’ perspective? 4. What methods were used to consult with stakeholders? Did the process enable all those with a stake to have their say? 5. What practice and options have been considered in developing/reviewing this policy? What evidence is there to inform what works? Does the policy relate to an area where there is a lack of published research or other evidence? 6. Does the policy relate to an area where there are known inequalities? 7. Does this policy align to our corporate

objectives, as defined in our corporate plan? Does it adhere to our Welsh Language Standards?

8. Have all relevant sustainable development, equalities and safeguarding implications

9. been taken into consideration? For example, what are the procedures that need to be in place to protect children?

10.

11. How much will this cost to implement and what funding source has been identified?

12.

13. How will performance of the policy be measured and the impact evaluated

General Questions:

Empowering Communities

- How are we involving local communities and empowering them to design and deliver services to suit local need?
- Do we have regular discussions with communities about service priorities and what level of service the council can afford to provide in the future?
- Is the service working with citizens to explain the role of different partners in delivering the service, and managing expectations?
- Is there a framework and proportionate process in place for collective performance assessment, including from a citizen's perspective, and do you have accountability arrangements to support this?
- Has an Equality Impact Assessment been carried out? If so, can the Leader and Cabinet/Senior Officers provide members with copies and a detailed explanation of the EQIA conducted in respect of these proposals?
- Can the Leader and Cabinet/Senior Officers assure members that these proposals comply with Equality and Human Rights legislation? Do the proposals comply with the Local Authority's Strategic Equality Plan?

Service Demands

- How will policy and legislative change affect how the council operates?
- Have we considered the demographics of our council and how this will impact on service delivery and funding in the future?
- Have you identified and considered the long-term trends that might affect your service area, what impact these trends could have on your service/your service could have on these trends, and what is being done in response?

Financial Planning

- Do we have robust medium and long-term financial plans in place?
- Are we linking budgets to plans and outcomes and reporting effectively on these?

Making savings and generating income

- Do we have the right structures in place to ensure that our efficiency, improvement and transformational approaches are working together to maximise savings?
- How are we maximising income?
- Have we compared other council's policies to maximise income and fully considered the implications on service users?
- Do we have a workforce plan that takes into account capacity, costs, and skills of the actual versus desired workforce?

Questions to ask within a year of the decision:

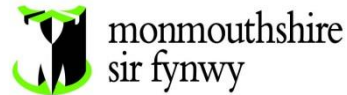
- Were the intended outcomes of the proposal achieved or were there other results?
- Were the impacts confined to the group you initially thought would be affected i.e. older people, or were others affected e.g. people with disabilities, parents with young children?
- Is the decision still the right decision or do adjustments need to be made?

Questions for the Committee to conclude...

Do we have the necessary information to form conclusions/make recommendations to the executive, council, other partners? If not, do we need to:

- (i) Investigate the issue in more detail?
- (ii) Obtain further information from other witnesses – Executive Member, independent expert, members of the local community, service users, regulatory bodies...

Agree further actions to be undertaken within a timescale/future monitoring report...



SUBJECT:	2024/25 DRAFT REVENUE AND CAPITAL BUDGET PROPOSALS
MEETING:	PLACE SCRUTINY COMMITTEE
DATE:	1st February 2024
DIVISION/WARDS AFFECTED:	ALL

1. PURPOSE

- 1.1 To allow Committee scrutiny of Cabinet's draft revenue and capital budget proposals for the financial year 2024/25.

2 RECOMMENDATIONS TO PLACE SCRUTINY COMMITTEE

- 2.1 That the draft revenue and capital budget proposals for 2024/25 are considered as part of the Committee's role to scrutinise policy and services delivered to residents that promotes community safety and well-being and supports sustainable, resilient communities.
- 2.2 That Committee relay any resultant observations and recommendations back to the executive (Cabinet), to inform the wider ongoing budget consultation process.

3 KEY ISSUES

- 3.1 Cabinet's draft budget proposals are available for formal public consultation and member scrutiny, including the requirement to consult businesses. The formal consultation period will run for a period of four weeks ending on 15th February 2024.
- 3.2 Cabinet are interested in consultation views on the draft proposals and the underlying budget strategy adopted. The consultation period provides the opportunity for Members, the public, community groups, and other key stakeholders (e.g. town and community councils) to consider the budget proposals and make comments on them. Cabinet will not however, be prepared to recommend anything to Council on 29th February that has not been subject to a Future Generations Assessment and Equality Impact Assessment, and therefore a deadline to receive alternative proposals has been set as 15th February 2024.

- 3.3 Given the nature and extent of the budget challenge faced for 2024/25 and the range and extent of the budget savings proposals, it is important that the Council reaches out, engages and listens to feedback. This will in turn inform the final budget proposals that are to be considered in February.
- 3.4 Final budget proposals following consultation and receipt of the final settlement will go to the Cabinet meeting on 28th February 2024 and approval of Council Tax and final budget proposals will take place at full Council on 29th February 2024.

APPENDICES:

Appendix 1	2024/25 Budget consultation presentation
Appendix 2	Cabinet meeting 17 th January 2024 – 2024/25 Draft Budget papers

BACKGROUND PAPERS

List of full Future Generations Evaluations:

[Budget cost pressures](#)

[Budget cost savings](#)

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Y GYLLIDEB BUDGET

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monmouthshire
sir fynwy

Gyda'n gilydd, ar gyfer ein dyfodol
Together, for our future

- Local government funding has not kept pace with increased service demand and inflationary pressures. 2024/25 will be no different
- Councils have been underfunded for over a decade – and the future prognosis is challenging
- Brexit, Pandemic, Economic stagnation, War, Challenging Job Market

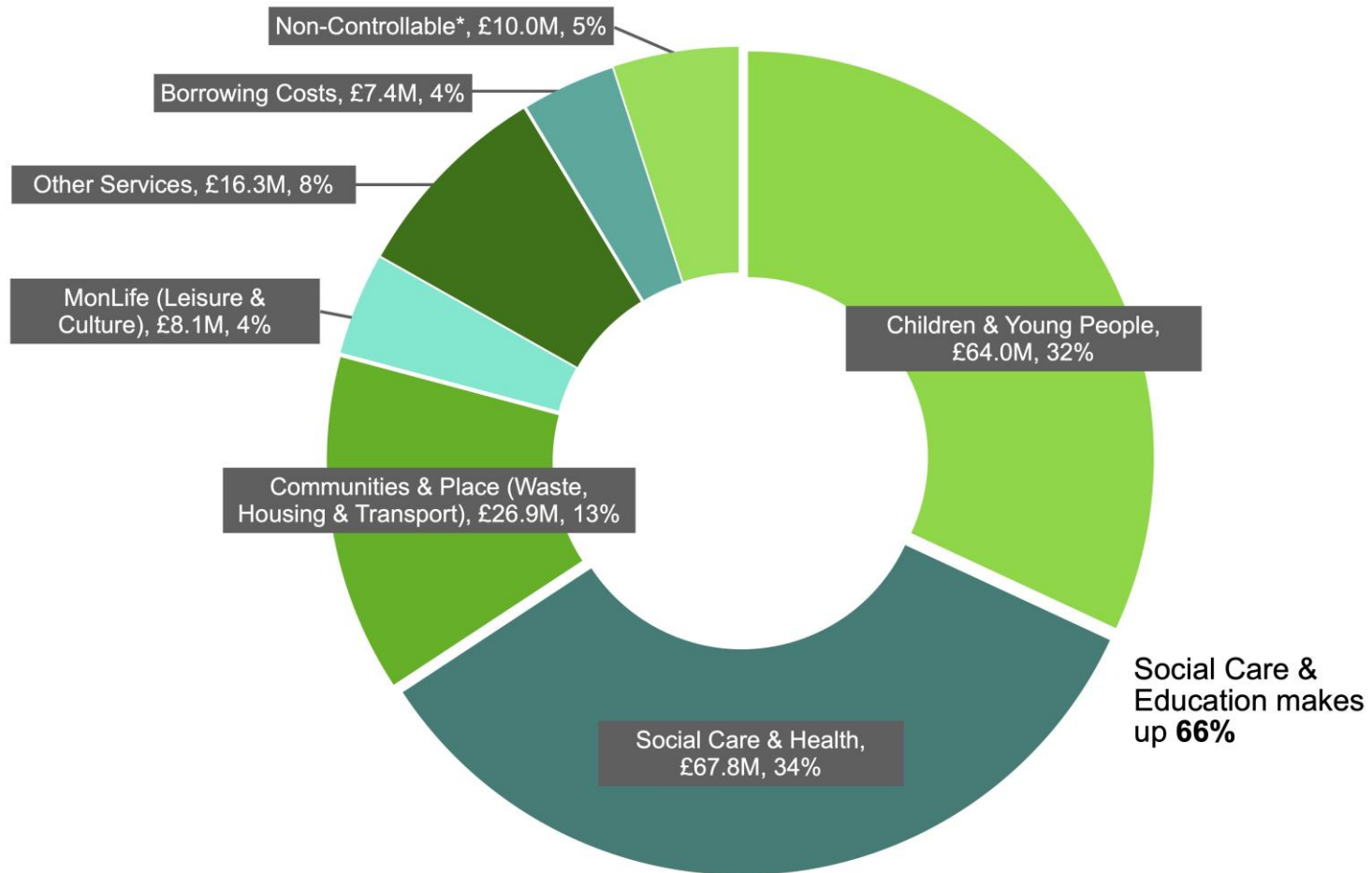
A challenging financial backdrop and outlook

- The Council is facing significant cost pressures of £21.9m in 2024/25
- Cost pressures consist of:
 - New demand and inflation £5.5m
 - Recurrent demand and inflation £6.2m
 - Pay inflation £6.4m
 - Unwinding one-off reserve usage £2.7m
 - Increased precepts £1.2m

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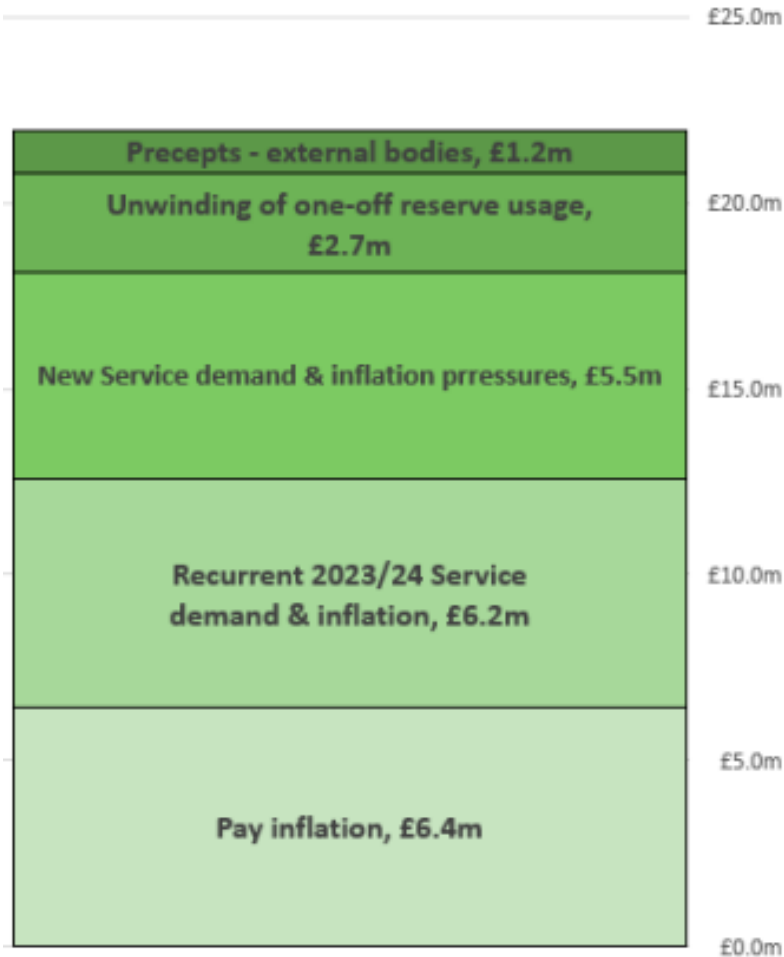
What it costs to deliver services

How the Council will spend £198m to deliver services to residents

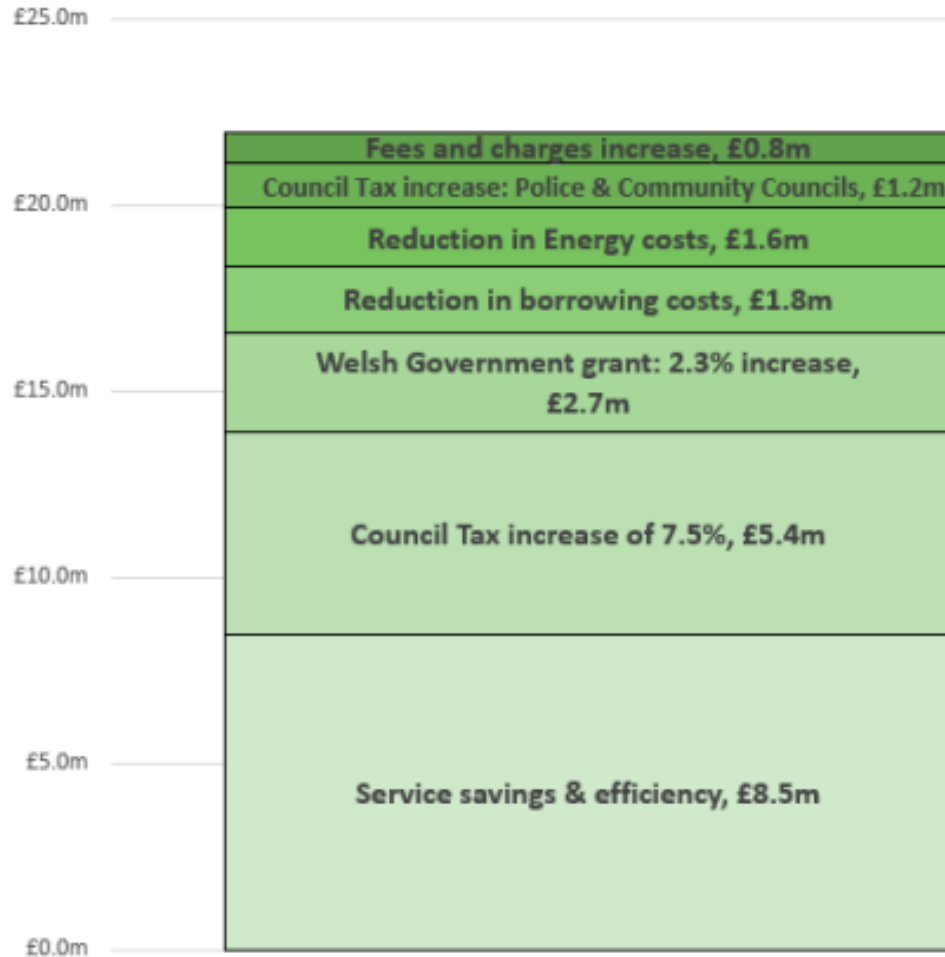


What it costs to deliver services

Expenditure pressures for 2024/25 (£21.9m)



How the pressures will be met



£11.8m of key service pressures

- Children's social care (£0.4m)
- Adult social care (£4.1m)
- Real living wage impact - social care (£2.7m)
- Children with additional learning needs (£0.5m)
- School transport (£0.7m)
- King Henry 3-19 (£0.3m)
- Recycling and waste (£1m)
- Transport and fleet (£0.3m)
- MonLife income shortfalls (£0.2m)
- Insurance costs and levies (£0.6m)

The balance therefore to be struck...

- The cost of delivering our existing services increases next year by £21.9m
- Income increases of £10.1m (Government Grants, Council Tax – MCC and Police, and Charges)
- Borrowing costs will reduce by £1.8m
- Energy costs will reduce by £1.6m
- Revenue reserves not available to support budget
- The balance is met by savings brought about by service changes of £8.4m

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**Gyda'n gilydd, ar gyfer ein dyfodol
Together, for our future**

Overall increase in our Children & Young People budget by 2.5% next year, but with savings identified as follows:

- **Schools funding (£835k)** - funding will increase by 2.5% for 2024/25. But this will not fully fund schools for all inflationary related pressures - requirement for schools to make efficiency savings
- **Additional learning provision (£534k)** - reduction in the cost of out-of-county and independent specialist placements
- **Gwent Music Service (£39k)** – A reduction in subsidy with support for pupils from low-income families to remain.
- **Before school clubs (£70k)** - Breakfasts remain free for all and an increase in charge of £1 for childcare
- **EAS contribution (£35k)** - A reduction in the core contribution to the Education Achievement Service of 10%

Overall increase in our Social Care budget by 5.8% next year, but with savings identified as follows:

- **Adults social care staffing review (£1.5m)** - consolidating existing vacancies within direct care, ceasing the in-house residential respite provision for adults with learning disabilities, reorganising the My Day, My Life and Individual Support Service, and where appropriate to do so replacing a small number of social workers with social care assessors
- **Adults social care practice change (£1.1m)** – A continuation of consistent eligibility criteria being applied, reviewing current care packages, pursuing health contributions, re-commissioning services, expanding reablement and direct payments, and aligning with community and housing support
- **Children’s services practice change (£1.3m)** - reviewing children’s care plans in high-cost placements and developing appropriate services and placements to support their long-term needs
- **Fees and charges (£0.4m)** – An increase in a range of fees and charges that are subject to an individual financial assessment.

Overall increase in our Communities & Place budget by 6.3% next year, but with savings identified as follows:

- **Garden Waste collection (£75k)** – Increased cost by 10% in line with the Cabinet decision taken in January 2023 to ensure the service undertakes full cost recovery
- **Food waste bag provision (£50k)** - Stop the free provision of food waste bags. Available for purchase at cost price at outlets in Council buildings & some local independent stores
- **Council car (£8k)** – Cessation of lease
- **Home to school transport (£96k)** – In house delivery of 8 seat or fewer contracts. Increase cost of discretionary seats by 10%
- **Planning (£98k)** - Increase statutory planning application fees by 25%
- **Car parking (£66k)** - To increase car parking charges and charges for permits by 10%
- **Trade waste (£30k)** - Increase in Trade waste fees, sale of bags & bins
- **Homelessness (£400k)** - To reduce the number of people in unsuitable and costly temporary accommodation

Overall decrease in our MonLife budget by 3.2% next year, but with savings identified as follows:

- **Museums (£40k)** - Realign the museums services by closing two museums for an additional day per week and reviewing business support
- **Attractions (£10k)** - Close Old Station Tintern for one day a week on Mondays from 1st April 2024, except for four bank holidays
- **Countryside & Culture (£10k)** - Withdraw the MCC contribution to Abergavenny Tourist Information Centre.
- **Outdoor adventure (£70k)** - Move to a more sustainable model for the outdoor adventure service, which is part of the MonLife directorate based at Gilwern
- **Leisure centres (£140k)** - Leisure centres - Change closing times: Weekday closure 21:30, Weekend closure 16:30
- **MonLife (£120k)** - Introduce a phased area management structure

Overall increase in our Resource budget by 6.3% next year, but with savings identified as follows:

- **Commercial investments (£208k), Investment properties (£100k)** Reflection of the forecast improvement in rental income across the portfolio as a result of revised tenancies agreed

A planned increase in Council Tax of 7.5%

- Striking the balance between council tax rises and the reduction of services that support the most vulnerable is not easy
- Provides £5.4m of much needed funds to sustain service delivery
- Vigorous help and support for low income households

Bands	Current 2023/24	7.5% increase	Proposed 2024/25 Charge	Increase per month	Increase per week
A	£1,043.11	£78.23	£1,121.34	£6.52	£1.50
B	£1,216.96	£91.27	£1,308.23	£7.61	£1.76
C	£1,390.81	£104.31	£1,495.12	£8.69	£2.01
D	£1,564.66	£117.35	£1,682.01	£9.78	£2.26
E	£1,912.36	£143.43	£2,055.79	£11.95	£2.76
F	£2,260.06	£169.50	£2,429.56	£14.13	£3.26
G	£2,607.77	£195.58	£2,803.35	£16.30	£3.76
H	£3,129.32	£234.70	£3,364.02	£19.56	£4.51
I	£3,650.87	£273.82	£3,924.69	£22.82	£5.27

All Local Authority budgets carry risks every year

- This year's budget has again overheated as budgetary risks have materialised. Budget recovery action has had to be taken
- Use of revenue reserves to cover risks no longer available

Capital programme oversees maintenance and enhancement of our roads, schools, leisure centres, farms and much more.

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We propose:

- Continued support for Council priorities in line with the community and corporate plan
- Tackling the longer-term challenges communities are facing
- Significant investment in the new Abergavenny 3-19 school and a new care home at Crick Road this year

4 weeks of public consultations:

- Face to face and virtual engagement events –
Countywide and targeted
 - Special Budget page on Council website
 - Online survey and social media campaign
-
- **Council Scrutiny meetings** – Jan-Feb 2024
 - **Final Budget Cabinet** – 28th February 2024
 - **Council tax setting and budget** – 29th February 2024



ANY QUESTIONS?

SUBJECT: PUBLIC SPACES PROTECTION ORDER FOR DOG CONTROLS

MEETING: Place Scrutiny Committee

DATE: 1st February 2024

DIVISION/WARDS AFFECTED: All

1. PURPOSE:

- 1.1 To inform Members of the findings of a public consultation on the draft Public Spaces Protection Order, (PSPO), for dog controls in Monmouthshire under the provisions of the Anti-Social Behaviour, Crime and Policing Act 2014 (the Act).
- 1.2 To provide Committee with an opportunity to scrutinise the proposed PSPO, amended following public consultation.
- 1.3 To seek endorsement from Members to progress the PSPO to Cabinet or Individual Cabinet Member, (Cabinet Member for a Sustainable Economy & Deputy Leader), for decision.

2. RECOMMENDATIONS:

- 2.1 Members consider and comment on the findings of the public consultation (Appendices One and Two) on the draft PSPO for dog controls in Monmouthshire.
- 2.2 Members consider the proposed PSPO, amended following the public consultation (Appendix Three) and endorse its progress, subject to any recommendations made, for consideration by Cabinet or Individual Cabinet Member, (Cabinet Member for a Sustainable Economy), for decision.
- 2.3 Members consider the proposed allocation of costs for implementation of the PSPO signage (as detailed in 3.15) and agree to apportion to respective landowners.

3. KEY ISSUES:

- 3.1 The Anti-social Behaviour, Crime and Policing Act 2014 introduced new powers for use by Councils to address anti-social behaviour, including PSPOs. Under the provisions of the Act, local authorities must be satisfied on reasonable grounds that the activity subject to an Order:
 - has, or is likely to have, a detrimental effect on the quality of life of those in the locality.
 - is, or is likely to be, persistent or continuing in nature.

- is, or is likely to be, unreasonable.
 - justifies the restrictions being imposed.
- 3.2 The aim is to stop the unreasonable behaviour in public spaces by introducing restrictions on the use of an area. A public space is defined in the Act as *‘any place to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission.’*
- 3.3 When assessing what is ‘unreasonable’ activity, there is a need to balance the rights of the community to enjoy public spaces, with the civil liberties of individuals and groups who may be affected by any restrictions imposed.
- 3.4 This is the fifth report to Scrutiny Committee on the potential introduction of a PSPO for dog controls in the county. The process commenced in March 2020 when Members endorsed a public consultation on the potential introduction of a PSPO. That initial consultation, undertaken between July and October 2021, resulted in over 1330 responses, broadly supporting the plans to introduce a PSPO. The subsequent reports to Scrutiny and further engagement with key stakeholders, including Town and Community Councils, helped guide the development of a draft PSPO.
- 3.5 The draft PSPO was open to public consultation from the 2nd October to the 25th November 2023.
- 3.6 **Public Consultation.** This was undertaken in accord with the requirements of the Act and included the following bilingual documents:-
- the draft PSPO.
 - a consultation questionnaire.
 - a summary of the proposals including a frequently asked questions page.
- 3.7 The consultation was provided on the Council’s website for completion online, with a paper copy available on request. Awareness to the survey was raised on the Council’s social media accounts and direct messaging to key stakeholders including to:
- Chief Superintendent and Chief Inspector for the East Gwent Local Policing Area
 - Police and Crime Commissioner for Gwent
 - Elected Members including County Councillors, MP and AM
 - Town and Community Councils
 - Dogs Trust, Kennel Club and RSPCA
 - Registered Social Landlords
 - Local business forums
 - Key large landowning organisations - CADW, National Trust, Woodland Trust, Natural Resources Wales, Bannau Brycheiniog, Canal and Rivers Trust.
 - Relevant MCC sections with responsibility for public spaces.
- 3.8 **Results of the Public Consultation.** There were 516 completed questionnaires, of which 515 were completed online and 1 paper copy return. The vast majority 481 (93%), were marked as completed by residents; 331 (62%) of the returns by dog owners. In addition,

there were a number of direct responses from the aforementioned key stakeholders. A detailed analysis of the results has been provided in Appendix One and direct responses from the Dogs Trust, Kennel Club and RSPCA in Appendix Two, but a summary of the headlines with regard to the proposed dog controls is as follows:-

- 3.9 **Provision One, Dog Fouling.** Proposal: Require person in charge of a dog to clean up if the dog defecates on any public land in the county.

This received strong support with 479 (93%) of completed questionnaires and also key stakeholders in favour.

- 3.10 **Provision Two, Dog Bags.** Proposal: Require person in charge of a dog to have an appropriate means (e.g., a dog poo bag) to pick up any faeces deposited by that dog and to show they have bag(s) if requested to do so by an authorised officer.

This received strong support with 456 (88%) of completed questionnaires in favour. The Dogs Trust though questioned whether this is practical to enforce; and the Kennel Club in particular raised concern of the potential for responsible dog owners to be penalised unfairly if they were perhaps approached at the end of a walk having collected their dog's faeces and disposed of it and in doing so used the last of their bags. These concerns are understood, but it is hoped that the provision in particular will enable 'intel' led enforcement for officers to approach dog walkers where concern has been raised that they routinely do not pick up and enable early engagement with them.

- 3.11 **Provision Three, Dog on Lead by Direction.** Proposal: Require person in charge of a dog when in any public space to put the dog on a lead, of no more than two metres length, when directed to do so by an authorised officer, where the dog is considered to be out of control or causing alarm or distress or to prevent a nuisance.

This received strong support with 440 (85%) of completed questionnaires and also key stakeholders in favour.

- 3.12 **Provision Four, Dog Exclusion Areas.** Proposal: The introduction of a number of dog exclusion areas, identified through consultation as high public health risk areas and requiring further protection from dog fouling.

Maps were provided in Annex 1 of the Draft Order, with a total 178 proposed exclusion areas, mainly children's play areas, marked sports pitches and school / leisure centre grounds.

This received majority support with 330 (64%) of completed questionnaires in favour. As expected though the proposal attracted a range of views broadly summarised in Appendix One. Two proposed exclusion areas, in particular, attracted significant comment which therefore merit bringing to the attention of Members:

- Gilwern sports pitch. A petition was received, signed by over 130 households, arguing against the proposed exclusion area on the football pitch on the basis of it not currently being used by a football team and the pitch being mainly used to exercise dogs.

- Magor Church In Wales School, Sports / Community Field. There were 30 completed questionnaires against this proposal with the main arguments posed that the field is used by the community outside school hours and one of the last central secure areas in Magor where dogs can be let off a lead.

With regard to key stakeholders the Dogs Trust, Kennel Club and RSPCA did not object to there being exclusion areas providing there was a specific and reasonable justification for a designation. In common with their comments on proposed 'Dogs on Leads' areas (Provision Five) they emphasised the need for the areas restricting dog access / use to be kept to a minimum and for dog owners to provide their dogs with appropriate daily exercise, including regular opportunities to walk and run. The RSPCA in particular encouraged a more flexible approach to allowing dogs on council owned marked sports pitches and that Provision One (pick up dog fouling) goes some way to mitigating the issues associated with concerns associated with pitches.

- 3.13 **Provision Five, Dog on Leads Areas. Proposal:** The introduction of a number of areas where a dog needs to be kept on a lead of no more than two metres in length.

Maps were provided in Annex 1 of the Draft Order, with a total 17 proposed areas. This received majority support with 374 (72%) of completed questionnaires in favour.

Again the range of comments submitted are summarised in Appendix One. There was one area in particular that received negative comment:

- Gilwern recreation ground. The aforementioned petition in 3.12 argued that the proposed leads only area, shown hatched on the map, is the only area for dogs to run freely off the lead; and there are no current issues with dogs being off the lead.

- 3.14 **Consultation Outcomes – Amendments to the draft PSPO.** The consultation feedback has been considered and the draft PSPO amended and provided in Appendix Three. The main points to highlight for Members are:

- Gilwern sports pitch and recreation ground. The resident's petition was brought to the attention of Llanelly Community Council who own the land concerned. The Council met, considered the points made and have requested, in recognition that there is no current football team using the pitch, that the designation of the pitch is changed from Exclusion to Leads Only. However, they consider the area of the recreation ground marked as Leads Only in the consultation should remain as such as the area is widely used by children and all dogs should therefore be under close control. These amendments are shown in Maps 110 and 111 in the proposed PSPO provided in Appendix Three. The Community Council recognise the need for local residents to exercise their dogs off lead and have indicated intent to liaise with this Council's Grounds team to explore the use of a nearby field to help in this regard.
- Magor Church In Wales School, Sports Field. This is owned by Monmouthshire County Council with responsibility primarily with the Children and Young People (CYP) Directorate. The concerns of local residents (3.12) have been considered by CYP management but the view is that given the primary use by school children the field should be a dog Exclusion area in order to ensure the safe delivery of the school

curriculum and also the range of after school activities plus those during school holidays. The area is shown in Map 139 in Appendix Three.

- Additional dog Exclusion maps have been added for the play areas which are part of the Persimmon Homes development at Rockfield, Monmouth (Maps 167, 168 and 169 respectively). This is in keeping with the theme of providing added protection to such areas.
- Additional dog Exclusion maps have been added for Mardy Park Play Area and Playing Field, Abergavenny (Maps 22 and 23) on the request of the landowner Llantilio Pertholey Community Council, again in keeping with the theme of providing added protection to such areas.
- Members are requested to note that Map 63 relating to the Castle Dell Park Play Area, Chepstow, may change before any formal adoption of the Order, subject to the outcome of Planning Application DM/2023/01562 for replacement and slight relocation of the play area.
- The changes to the proposed PSPO mean there are 183 Exclusion Areas (of which 120 children's play areas, 22 marked sports pitches / playing fields, 35 school / leisure centre grounds) and 17 Dogs on Leads areas (of which 5 Cemeteries, 3 Skateparks and 2 Castles).

3.15 Implications of the PSPO.

- **Policy:** The proposal will contribute positively to the council's corporate key priorities. It will contribute to a cleaner environment and a reduction in the health and safety risks associated with direct exposure to dog fouling. Focused and proportionate enforcement action will contribute to positive behaviour change, which will continue to be supported by the ongoing awareness raising work of the County and Town and Community Councils through schemes such as the Give Dog Fouling the Red Card working group.
- **Legal:** As set out in recommendation 2.2 it is proposed for the PSPO to go to Cabinet or Individual Cabinet Member for decision, date to be determined. Should the PSPO not be adopted the Council's existing dog fouling controls remain in place under Monmouthshire County Council (Fouling of Land by Dogs) (Monmouthshire) Designation Order (No 1) 1998. Note, this 1998 Order is to be revoked if the PSPO is adopted.
- **Financial:** Following approval, the local authority must publish the PSPO on its website and erect on or adjacent to the public place to which the Order relates sufficient signs to draw the attention of any member of the public using that place that the PSPO has been made and its effect. There are 200 proposed Exclusion and Leads Only areas and it is estimated that approximately 315 signs are needed for these areas. An additional 300 signs are needed to display where there are no restricted access controls but are required to bring to the attention of dog walkers the need to pick up. This total cost is anticipated to be circa £37000 plus vat. Of the 200 restricted access

areas: 28 sites are owned by Town and Community Councils, 5 by Monmouthshire Housing Association (MHA) and 8 are leased to Sports Clubs. It is proposed that the site owner / club lessee are requested to meet the cost of the signage for their individual areas. This leaves circa £30000 plus vat to be met by this council and discussion has started with Communities and Place and other involved Directorates as to how best to meet this budget need, but at present no budget has been identified for these costs in 2024/25.

- **Enforcement:** Breach of a PSPO is a criminal offence with a fine liable on prosecution in court of up to £1000. Authorised Officers can issue a Fixed Penalty Notice (FPN) to offer the recipient the opportunity to discharge liability for the offence. A report was presented to Cabinet on the 7 September 2016 to consider the Council's approach to discharging its responsibilities under the Anti-Social Behaviour, Crime and Policing Act 2014. Cabinet agreed to the recommendations of the report, which is provided as a background paper, namely:
 - Delegated authority to the Head of Public Health and Protection, the Head of Waste and Street Services and the Head of Policy and Engagement to authorise officers to issue a FPN.
 - To adopt the general approach to serving Fixed Penalty Notices under the provisions of the Act, as set out in the Authority's existing enforcement policy for dog fouling / littering.
 - Agree the Fixed Penalty Notice enforcement charges of £100 payable within 14 days, reduced to £75 if paid within 10 days.

These established principles enable a cross directorate approach to enforcement, although the delegated authority will need updating for consideration and approval of Cabinet / Individual Cabinet Member when the PSPO is presented for decision.

It should be noted that adding FPN responsibilities to officers for this purpose will be problematic as this is additional to their substantive roles e.g. Environmental Health Officers and Civic Enforcement Officers. The issue of dog control enforcement will form part of the litter review being led by Communities and Place Directorate in the coming months.

4. INTEGRATED IMPACT ASSESSMENT, (includes equality, future generations, social justice, safeguarding and corporate parenting):

4.1 The completed Integrated Impact Assessment is provided in Appendix Four.

4.2 The proposal has no implications in relation to any of the protected characteristics:

- Guide/Assistance Dogs are not prohibited from Dog Exclusion Areas.
- Officers will ensure that all PSPO signage is in accordance with the Equality Act 2010. Appropriate exemptions are included in the PSPO for persons who cannot be reasonably be expected to pick up after their dog.

5. OPTIONS APPRAISAL:

- 5.1 To continue using the Monmouthshire County Council (Fouling of Land by Dogs) (Monmouthshire) Designation Order (No 1) 1998 with regard to fouling or, as proposed, to introduce a PSPO to deal with dog control issues in the county.

6. EVALUATION CRITERIA:

- 6.1 A progress report to Place Scrutiny Committee one year after implementation of a PSPO.
- 6.2 A PSPO can be made for a maximum duration of up to three years, after which it may be extended if certain criteria under the Act are met. This includes that an extension is necessary to prevent activity recurring. Extensions can be repeated, with each lasting for a maximum of three years. A further consultation process is required if a PSPO time period is to be extended.

7. REASONS:

- 7.1 Despite the efforts of responsible dog owners and collaborative working through initiatives such as the Give Dog Fouling the Red Card group, dog fouling continues to be a problem. Requiring people to clean up after their dogs which foul on any public space in the county and restricting access to certain areas appears to be a justified, proportionate response to the ongoing issue.
- 7.2 To enable further scrutiny on the draft PSPO prior to going to Cabinet / Individual Cabinet Member (Cabinet Member for a Sustainable Economy), for decision. To ensure fair, transparent, efficient and effective discharge of powers available to the Council under the Act.

8. RESOURCE IMPLICATIONS:

- 8.1 A direct cost of signage of circa £37000 plus vat. Of this approximately £30000 will need to be provided from the Council's budget. The remaining £7000 approx. to be requested from the private site owners (Town / Community Councils, MHA and sports clubs leasing land).

9. CONSULTEES

Chief Officer Social Care, Safeguarding and Health
Chief Officer Communities and Place
Head of Public Protection
Estates Development Manager, Landlord Services
Head of Waste & Street Services
Chief Officer People and Governance
Chief Operating Officer for Mon Life
Chief Officer Children and Young People
Environment & Culture Manager

Youth Offending Team Service Manager

10. BACKGROUND PAPERS:

Report to Place Scrutiny Committee, 'Public Spaces Protection Order for Dog Controls'
25th May 2023.

Report to Cabinet, 'Anti-Social Behaviour, Crime and Policing Act 2014' 7th September
2016.

11 AUTHOR: Huw Owen, Principal Environmental Health Officer,

12 Contact Details: Tel 01873 735433; E-mail: huwowen@monmouthshire.gov.uk

Appendices

Appendix One: Public Spaces Protection Order Consultation

Appendix Two: Consultation Responses from Dogs Trust, Kennel Club and RSPCA

Appendix Three: Public Spaces Protection Order

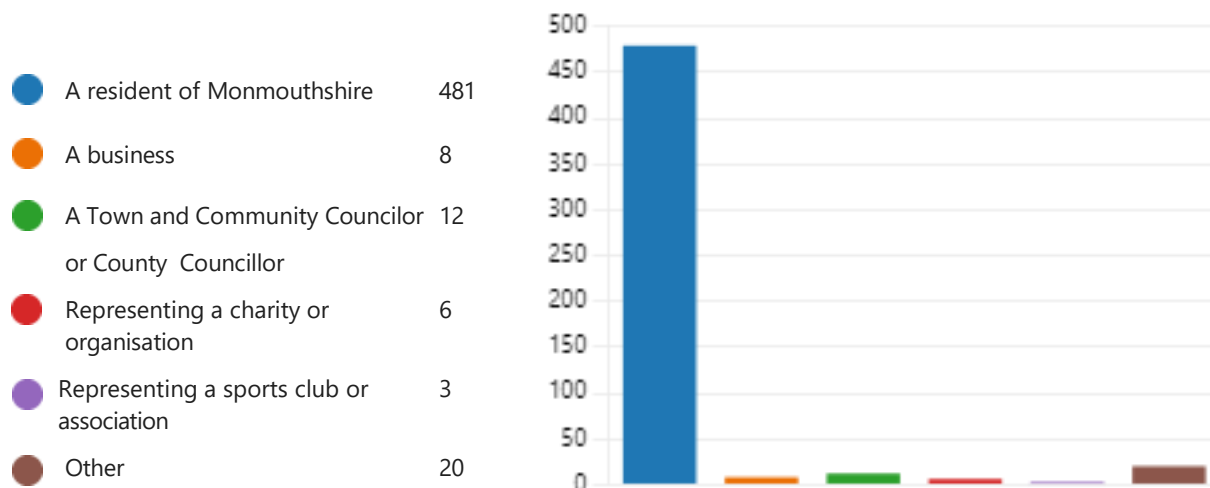
Appendix Four: Integrated Impact Assessment.

APPENDIX 1

Public Spaces Protection Order Consultation

516 consultation responses

1. I am competing this consultation as:



2. If responding as a business, Town & Community Council Councillor, county Councillor, charity or organisation, sports club or association please provide your details here:

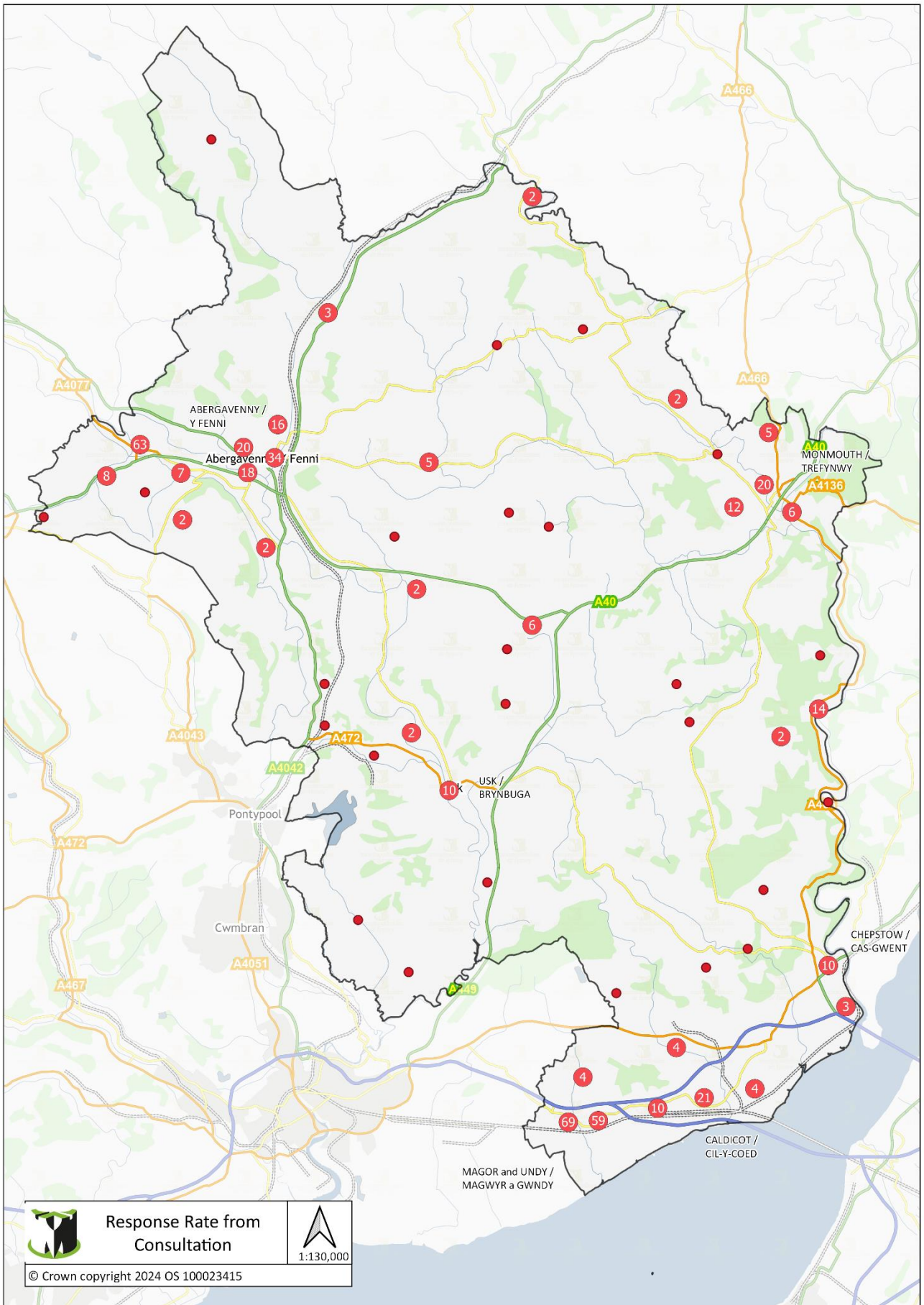
There were 32 responses, which included 12 Town and Community Councils.

3. Are you a dog owner?



4. What is your postcode?

There were 516 responses, with the map below illustrating distribution in the county.



PROVISION ONE: DOG FOULING

Proposal: Require person in charge of a dog to clean up if the dog defecates on any public land in the county.

Reason: The current dog controls in the county only cover certain public areas. Besides the un-pleasant smell and the mess created by dog fouling when it gets on shoes, clothing, bicycle or wheelchair wheels etc., the dangers to health from dog faeces are well documented. Toxocariasis is a disease found in the dog faeces which can be passed to humans through contact and is caused by the eggs of the toxocara roundworm. Children are particularly at risk and infection can lead to illness and even loss of sight.

5. Do you agree with the Provision One proposal? (Please tick one)

<input type="radio"/>	Yes	479
<input type="radio"/>	No	32
<input type="radio"/>	Don't know	5



6. Please give reasons for your answer in the box below.

There were 385 responses of which 357 comments in support, 18 comments against and 10 neutral comments.

Overwhelmingly the comments in support were based on the unpleasant nature of dog mess and it being the responsibility of the dog owner to pick up.

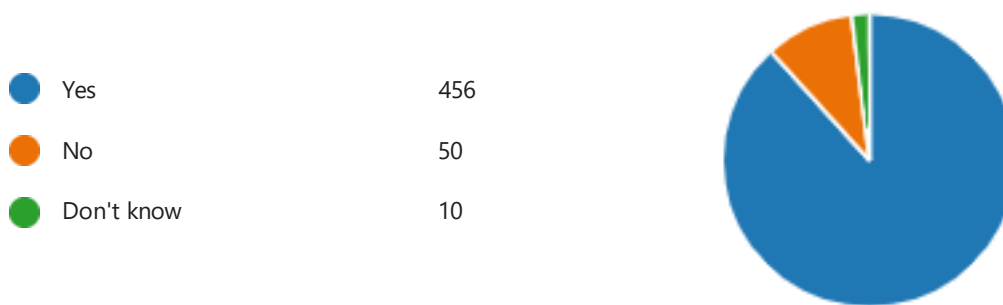
The comments against included reasons that its not necessary in the countryside, woodland etc.

PROVISION TWO: DOG POO BAGS

Proposal: Require person in charge of a dog to have an appropriate means (E.g., a dog poo bag) to pick up any faeces deposited by that dog and to show they have bag(s) if requested to do so by an authorised officer.

Reason: There is no such control currently in place. It is reasonable to expect a person in charge of a dog to have a dog bag or other means to pick up the dog faeces. Not having a dog bag is clearly indicative that any dog faeces will not be collected and will remain on the land and be a hazard to others.

7. Do you agree with the Provision Two proposal? (Please tick one)



8. Please give reasons for your answer in the box below.

There were 363 responses.

Common themes in support include responsible dog ownership and carrying bags is a basic thing to do if a dog owner intends to pick up.

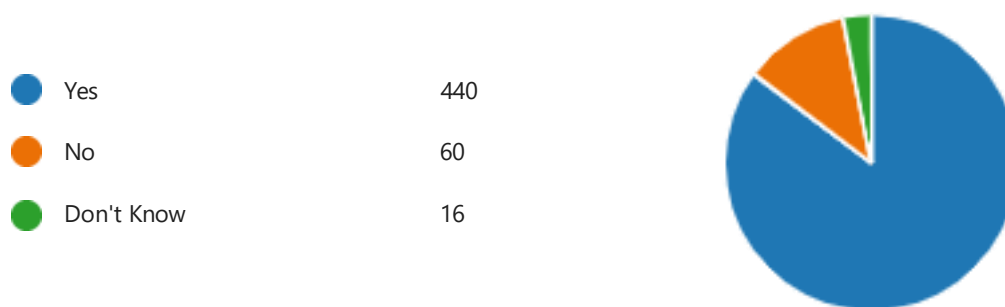
The common theme of comments not in support included – concern that dog owner may have picked up using last bag prior to being asked by officer (18 comments); the provision is too draconian / over the top (18 comments) and concerns around practicality of enforcement (7 comments).

PROVISION THREE: DOG ON LEAD BY DIRECTION

Proposal: Require person in charge of a dog when in any public space to put the dog on a lead, of no more than two metres length, when directed to do so by an authorised officer, where the dog is considered to be out of control, or causing alarm or distress or to prevent a nuisance.

Reason: Dog owners need to have areas to exercise their dogs off a lead. This is particularly important for dog welfare. However, if not properly supervised and kept under control dogs can cause nuisance or injury to members of the public and to other animals. Having the power to require someone to place their dog on a lead when it is causing a nuisance provides a flexible, visible tool to tackle problems when they occur.

9. Do you agree with the Provision Three proposal? (Please tick one)



10. Please give reasons for your answer in the box below.

There were 359 responses.

Common theme in support is that it is common sense to put your dog on a lead if its out of control; if walking a dog the owner should have a lead available to put in on; needed to keep children safe.

Concerns not in support included interpretation of the definition of nuisance, alarm, or distress by enforcement officers.

PROVISION FOUR: DOG EXCLUSION AREAS

Proposal: The introduction of a number of dog exclusion areas, identified through consultation as high public health risk areas and requiring further protection from dog fouling. These are typically children’s play areas, marked sports pitches and school / leisure centre grounds. These are shown in Annex 1 of the Draft Order

Reason: It is likely even where dog faeces are collected that some residue will remain on the grass, soil etc. There are some locations which are more sensitive because of their use and need additional measures to protect the enjoyment and to minimise any public health risk.

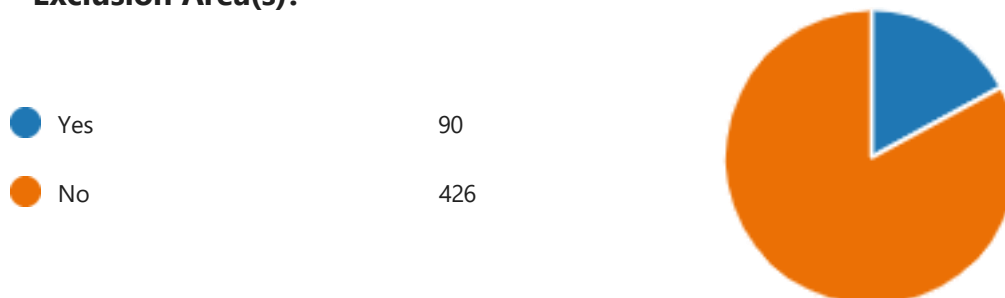
11. Do you agree with the Provision Four proposal? (Please tick one)



12. Please give reasons for your answer in the box below. If you are going to comment on a specific area it would be helpful if you could clarify the area using PSPO reference number or the site name as provided in Annex 1 of the Draft Order.

There were 389 responses, overwhelmingly in favour of the principle of exclusion areas to provide safe children’s play area, sports pitches etc. A number of comments though highlighted certain areas which respondents did not consider appropriate exclusion areas for their specific local reason. The main locations commented on: Magor Church in Wales School Sports Field (Map 137) with 30 comments against; Gilwern Playing Fields (Maps 108 + 109) with 11 comments against.

13. Do you wish to suggest any further area(s) for consideration as Dog Exclusion Area(s)?



14. If you answered yes to the previous question, please provide as much detail as possible in the box below, such as the site name, location and reason(s).

There were 114 responses which included reasons to include the following as Exclusion areas: Bailey Park Gardens, Abergavenny (2), Castle Meadows, Abergavenny (2).

PROVISION FIVE: DOG ON LEAD AREAS

Proposal: The introduction of a number of areas where a dog needs to be kept on a lead of no more than two metres in length.

Reason: The Council recognises the need for dogs to be exercised off the lead in open spaces but is mindful through public engagement that there are certain public spaces where this is not appropriate, and a dog needs to be kept under close control.

Cemeteries are sensitive areas - owners taking their dogs into these locations and allowing them to wander freely can lead to dogs defecating and urinating on graves, which is unacceptable and results in an unpleasant environment where peace and respect should be paramount.

Skate parks are designed for a specific recreational use and a dog off the lead has the potential to cause accidents.

Other areas shown in Annex 1 of the Draft Order have been considered on a case-by-case basis and in consultation with the landowner / leaseholder.

15. Do you agree with the Provision Five proposal? (Please tick one)

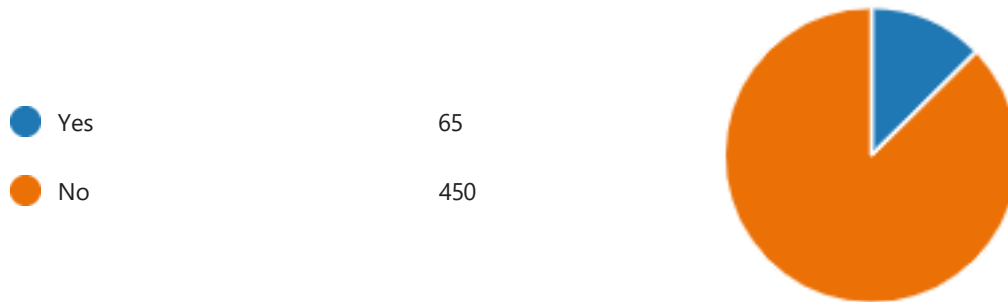
<input type="radio"/> Yes	374
<input type="radio"/> No	98
<input type="radio"/> Don't Know	44



16. Please give reasons for your answer in the box below. If you are going to comment on a specific area it would be helpful if you could clarify the area using PSPO reference number or the site name as provided in Annex 1 of the Draft Order.

There were 280 Responses, the majority of which supported the provision.

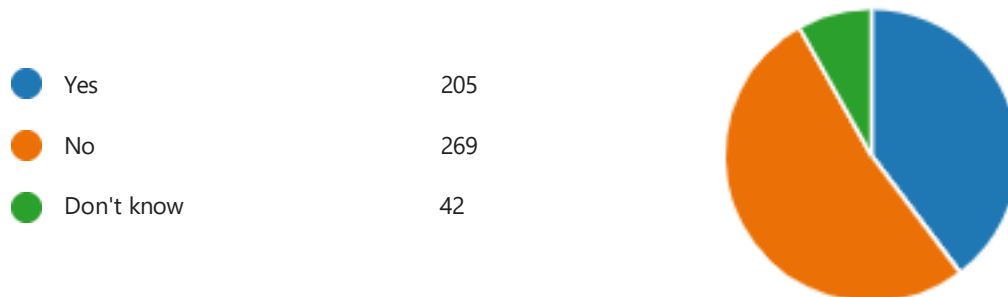
17. Do you wish to suggest any further area(s) for consideration as a Dog on Lead Area(s)?



18. If you do, please provide as much detail as possible in the box below, such as the site name, location and reason(s).

There were 71 responses of which 20+ proposed including pavements, footpaths, town centres, public spaces.

19. Do you feel that any of these proposals will affect you as an individual (for example in relation to: disability, age, pregnancy, maternity)?



20. Please provide details below

There were 207 responses, a significant portion of which took the opportunity to comment further on their general support / lack of support for the controls.

Approximately 25 comments raised concern that have disability/ health conditions and approximately 15 restricted mobility as elderly so restricting locations where they can take their dog locally will impact on them.

21. Please use the box below to make any additional comments you may have relating to the proposed Order including any suggested variations/amendments.

There were 185 responses, of which approximately: 30 generally supported the provisions; 25 did not support the provisions and 20 raised concerns regarding how the PSPO would be enforced.

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Environmental Health Team

Monmouth County Council



16th October 2023

Public Spaces Protection Order (Dog) - Consultation

Dear Environmental Health Team,

We are aware that you are running a consultation on the proposal to introduce five dog controls, Public Space Protection Orders (PSPO), in relation to dogs.

As the UK's largest dog welfare charity, we would like to make some comments for consideration.

Dogs Trust's Comments

1. Re; Fouling of Land by Dogs Order:

- Dogs Trust consider 'scooping the poop' to be an integral element of responsible dog ownership and would fully support a well-implemented order on fouling. We urge the Council to enforce any such order rigorously. In order to maximise compliance, we urge the Council to consider whether an adequate number of disposal points have been provided for responsible owners to use, to consider providing free disposal bags and to ensure that there is sufficient signage in place.
- We question the effectiveness of issuing on-the-spot fines for not being in possession of a poo bag and whether this is practical to enforce.

2. Re; Dogs on Lead by Direction Order:

- Dogs Trust enthusiastically support Dogs on Leads by Direction orders (for dogs that are considered to be out of control or causing alarm or distress to members of the public to be put on and kept on a lead when directed to do so by an authorised official).
- We consider that this order is by far the most useful, other than the fouling order, because it allows enforcement officers to target the owners of dogs that are allowing them to cause a nuisance without restricting the responsible owner and their dog. As none of the other orders, less fouling, are likely to be effective without proper enforcement we would be content if the others were dropped in favour of this order.

3. Re; Dogs on Leads Order:

- Dogs Trust accept that there are some areas where it is desirable that dogs should be kept on a lead.
- Dogs Trust would urge the Council to consider the Animal Welfare Act 2006 section 9 requirements (the 'duty of care') that include the dog's need to exhibit normal behaviour patterns – this includes the need for sufficient exercise including the need to run off lead in

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appropriate areas. Dog Control Orders should not restrict the ability of dog keepers to comply with the requirements of this Act.

- The Council should ensure that there is an adequate number, and a variety of, well sign-posted areas locally for owners to exercise their dog off-lead.

4. Re; Dog Exclusion Order:

- Dogs Trust accepts that there are some areas where it is desirable that dogs should be excluded, such as children's play areas, however we would recommend that exclusion areas are kept to a minimum and that, for enforcement reasons, they are restricted to enclosed areas. We would consider it more difficult to enforce an exclusion order in areas that lack clear boundaries.
- Dogs Trust would highlight the need to provide plenty of signage to direct owners to alternative areas nearby in which to exercise dogs.

4a. Re; Dog Exclusion and sport pitches

- Excluding dogs from areas that are not enclosed could pose enforcement problems - we would consider it more difficult to enforce an exclusion order in areas that lack clear boundaries.
- We feel that exclusion zones should be kept to a minimum, and that excluding dogs from all sports pitches for long stretches of the year is unnecessary. In some cases sports pitches may account for a large part of the open space available in a public park, and therefore excluding dogs could significantly reduce available dog walking space for owners.
- We would urge the Council to consider focusing its efforts on reducing dog fouling in these areas, rather than excluding dogs entirely, with adequate provision of bins and provision of free disposal bags

4b. Re; Dog Exclusion Order and beaches:

- With phone calls often being made to the RSPCA and Police alerting to dogs being left in hot cars in coastal areas, we would urge you to consider the danger animals may be put in, and the difficult decisions owners have to make, by not being allowed to take their dogs onto the beach.
- If the Council does choose to implement this order, Dogs Trust would encourage looking into a compromise between beach goers and dog owners, e.g. allowing dogs onto the beach in the evenings or early mornings, or having dog friendly sections on the beaches.
- Strict dog exclusion restrictions can also lead to a decrease in dog friendly tourism for businesses along the coast, which in turn could have a negative impact on the local economy.

The PDSA's '[Paw Report 2018](#)' found that 89% of veterinary professionals believe that the welfare of dogs will suffer if owners are banned from walking their dogs in public spaces such as parks and beaches, or if dogs are required to be kept on leads in these spaces. Their report also states that 78% of owners rely on these types of spaces to walk their dog.

We believe that the vast majority of dog owners are responsible, and that the majority of dogs are well behaved. In recognition of this, we would encourage local authorities to exercise its power to issue Community Protection Notices, targeting irresponsible owners and proactively addressing anti-social behaviours.

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Patron: Her Majesty The Queen

Registered Charity Numbers: 227523 & SC037843

Dogs Trust works with local authorities, across the UK, to help promote responsible dog ownership. Please do not hesitate to contact me should you wish to discuss this and how we can support you in your work in Monmouthshire County Council.

We would be very grateful if you could inform us of the consultation outcome and subsequent decisions made in relation to the Public Space Protection Order.

Yours sincerely



Kevin Atkinson Hughes-Gandy
Community Engagement

Dogs Trust

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Formal Response to Monmouthshire County Council's Public Spaces Protection Order Dog Control Measures Consultation

Submitted on 12th October 2023 by: The Kennel Club, Clarges Street, Piccadilly, London W1J 8AB, email: kcdog@thekennelclub.org.uk

The Kennel Club is the largest organisation in the UK devoted to dog health, welfare, and training. Our objective is to ensure that dogs live healthy, happy lives with responsible owners. We campaign for and advocate on behalf of dogs and their owners and, as part of our external affairs activities, engage with local authorities on issues such as Public Spaces Protection Orders (PSPOs).

The Kennel Club is the only national organisation named by the UK Government as a body that local authorities should consult prior to introducing restrictions on dog walkers and is considered the leading canine authority on dog access. As such, we would like to highlight the importance of ensuring that PSPOs are necessary and proportionate responses to problems caused by dogs and irresponsible owners. We also believe that it is essential for authorities to balance the interests of dog owners with the interests of other access users.

Response to proposed measures

Dog fouling

The Kennel Club strongly promotes responsible dog ownership, and believes that dog owners should always pick up after their dogs wherever they are, including fields and woods in the wider countryside, and especially where farm animals graze to reduce the risk of passing Neospora and Sarcocystosis to cattle and sheep respectively.

We would like to take this opportunity to encourage the local authority to employ further proactive measures to help promote responsible dog ownership throughout the local area in addition to introducing Orders in this respect. These proactive measures can include: increasing the number of bins available for dog owners to use; communicating to local dog owners that bagged dog faeces can be disposed of in normal litter bins; running responsible ownership and training events; or using poster campaigns to encourage dog owners to pick up after their dog.

Means to pick up

Whilst we support proactive efforts on behalf of local authorities to encourage responsible dog ownership, measures to require owners to pick up after their dogs must be fair and proportionate. We would not like to see responsible dog owners penalised unfairly. The Kennel Club has concerns regarding the proposal to introduce an offence of not having the means to pick up. Responsible owners will usually have dog waste bags or other means to clear up after their pets. However, if dog owners are approached at the end of a walk they



may have already used the bags that they have taken out or given a spare bag to someone who has run out, for example. Such behaviour is encouraged by Green Dog Walker schemes.

It is also plausible that such proposals could, in certain circumstances, perversely incentivise dog walkers to not pick up after their dog. Dog walkers could be made to decide between using their final waste bag and risk being caught without means to pick up, or risk not picking up in order to have a means to pick up should they be stopped later on their walk. It is reasonable to assume a proportion of dog walkers would choose the second option if they believed this was the least likely route to being caught, especially if the penalty for not picking up was the same as not being in possession of a means to pick up.

Local authorities may wish to consider introducing a clause which provides an exemption for those who have run out of bags but are able to prove that they were in possession of and made use of these during their walk. It is essential that an effective communication campaign is launched in the local area to ensure that people are aware of the plans and have an excess supply of dog waste bags with them.

On lead

We can support reasonable 'dogs on lead' Orders which can, when used in a proportionate and evidence-based way, include areas such as cemeteries, picnic areas, or on pavements in proximity to cars and other road traffic.

On lead by direction

The Kennel Club strongly welcomes 'On lead by direction' Orders. These allow responsible dog owners to exercise their dogs off lead without restriction providing their dogs are under control, whilst simultaneously giving the local authority powers to restrict dogs not under control.

We recommend that the authorised officer enforcing the Order is familiar with dog behaviour in order to determine whether restraint is necessary. There exists the possibility that a dog, through no fault of its own, could be considered a 'nuisance' or 'annoyance' to someone who simply does not like dogs.

We encourage local authorities to make use of more flexible and targeted measures at their disposal, including Acceptable Behavioural Contracts and Community Protection Notices. Kennel Club Good Citizen Training Clubs and our accredited trainers can assist owners whose dogs run out of control due to them not having the ability to train a reliable recall.



General exclusions

We do not normally oppose Orders to exclude dogs from playgrounds or enclosed recreational facilities such as tennis courts or skate parks. It is important that alternative provisions are made for dog walkers in the vicinity to avoid displacement or the intensification of problems in nearby areas. However, we will oppose PSPOs which introduce blanket restrictions on dog walkers accessing public open spaces without specific and reasonable justification. Dog owners are required to provide their dogs with appropriate daily exercise, including “regular opportunities to walk and run” – in most cases, this will be off the lead while still under control.

Exclusions on school land

With regard to the proposed exclusion of dogs from school land, we would encourage the Council to include an exemption where the dog owner has permission from the Head Teacher of the school. Various charities, such as Pets As Therapy (<https://petsastherapy.org/>) and The Bark and Read Foundation (<https://www.thekennelclub.org.uk/about-us/charity-work/bark-and-read/>), take specially trained dogs into schools and other settings by request of the school, for the benefit of the pupils within the school. Without a clear legal exemption from the PSPO, charitable volunteers may be put off from offering this beneficial service.

Appropriate signage

It is important to note that in relation to PSPOs, The Anti-social Behaviour, Crime and Policing Act 2014 (Publication of Public Spaces Protection Orders) Regulations 2014 makes it a legal requirement for local authorities to –

“cause to be erected on or adjacent to the public place to which the order relates such notice (or notices) as it considers sufficient to draw the attention of any member of the public using that place to -

- (i) the fact that the order has been made, extended or varied (as the case may be);
- and
- (ii) the effect of that order being made, extended or varied (as the case may be).”

Regarding dog access restrictions, such as a ‘Dogs on Lead’ Order, on-site signage should clearly state where such restrictions begin and end. This can be achieved with signs that say on one side, for example, ‘You are entering [type of area]’ and ‘You are leaving [type of area]’ on the reverse.

While all dog walkers should be aware of their requirement to pick up after their dog, signage must be erected for the PSPO to be compliant with the legislation.



Assistance dogs

We urge the Council to review the Equality and Human Rights Commission's guidance for businesses and service providers when providing any exemptions for those who rely on assistance dogs. The guidance can be viewed here:

<https://www.equalityhumanrights.com/sites/default/files/assistance-dogs-a-guide-for-all-businesses.pdf>

We would therefore encourage the Council to allow for some flexibility when considering whether a disabled person's dog is acting as an assistance dog. The Council could consider adopting the definitions of assistance dogs used by Mole Valley District Council, which can be found below from their 2020 PSPO which included the following exemption provisions on dog control:

Nothing in this Order shall apply to a person who –

a) is registered as a blind person on a register compiled under section 29 of the National Assistance Act 1948; or

b) is deaf, in respect of a dog trained by Hearing Dogs for Deaf People (registered charity number 293358) and upon which he relies for assistance; or

c) has a physical or mental impairment which has a substantial and long term adverse effect on the ability to carry out normal day-to-day activities, in respect of a dog trained by any current or future members of Assistance Dogs UK or any other charity registered in the UK with a purpose of training assistance dogs and upon which he relies for assistance

d) has a physical or mental impairment which has a substantial and long term adverse effect on the ability to carry out normal day-to-day activities and in the reasonable opinion of the Council that person relies upon the assistance of the dog in connection with their disability. or that of Northumberland County Council:

“(4) The term “Assistance Dog” shall mean a dog which has been trained to assist a person with a disability.

(5) The expression “disability” shall have the meaning prescribed in section 6 of the Equality Act 2010 or as may be defined in any subsequent amendment or re-enactment of that legislation”.



Consultation Response

Monmouthshire County Council: Public Space Protection Order - control of dogs

November 2023

RSPCA Cymru welcomes the opportunity to respond to Monmouthshire County Council's consultation on the proposed Public Space Protection Orders (PSPOs). PSPOs provide local authorities with a means of tackling dog fouling and other dog-related issues, such as access to public spaces. While RSPCA Cymru understands that local authorities have a duty to improve the communities they serve and protect human health, we would always urge any council to consider whether a PSPO is needed to achieve this. PSPOs risk punishing responsible dog owners for the actions of the less responsible, while potentially creating less spaces for dogs to exercise and express their natural behaviours. While PSPOs offer an effective means of tackling dog fouling via the use of Fixed Penalty Notices for those who fail to clean up their dog's mess, we would encourage a more flexible approach to other issues relevant to dogs as outlined below.

Dog fouling in public areas

RSPCA Cymru understands that dog fouling can be a major issue for towns and cities across Wales. In order to encourage responsible dog ownership and keep our communities clean and healthy for people, pets and wildlife, the RSPCA agrees that local authorities should require owners to clean up their dog's waste. We also support measures that require all dog owners to carry a bag or other appropriate means to pick up their dog's faeces on land listed within the order.

In 2021, Monmouthshire Council introduced a PSPO for dog control in an attempt to target irresponsible owners. The previous PSPO set out conditions for dog owners to collect and dispose of dog faeces by removing it and depositing it in a bag, or other means of collection. All dog owners were also required to carry bags or other suitable means for collecting faeces. RSPCA Cymru believes similar ongoing action from Monmouthshire County Council would encourage responsible dog ownership while facilitating more harmonious relationships between canine owners and the wider community.

RSPCA Cymru would also urge the council to also look at further educational or promotional schemes around responsible dog ownership in areas or hot spots where dog fouling is a regular issue. Regular monitoring of these sites by authorised officers could also help contribute to a reduction in dog fouling complaints received by the local authority, as well as the provision of clear signage, if this is not in place already.

Other dog-related issues

RSPCA Cymru recognises that requiring dogs to be kept on a lead on public roads and pavements can bring some benefits to the dog, especially by ensuring their safety and reducing the number of potential road traffic deaths. When requiring owners to put dogs on leads of no more than two metres length when asked by the appropriate officer, RSPCA Cymru believes the experience and knowledge of the officer imposing the condition should be suitably sufficient. This is to ensure that the condition is administered appropriately and prevent dog welfare from being compromised. It is our view that

consideration should always be made in terms of whether such an instruction is necessary, especially if there is no risk to the safety of people, the dog themselves or other animals, or if the dog is not out of control or causing alarm/distress.

Many dogs enjoy interacting with each other and other people, and it is important that dogs are able to express normal behaviour in the appropriate places. Being given an opportunity to be walked off a lead and being able to interact and play with new animals and people in an appropriate place is important in terms of ensuring a dog is well-socialised. Interaction with others is particularly important for puppies and younger dogs to ensure they develop into well adjusted adults. It is therefore important that space is available for owners to let their dogs off lead in a responsible manner, where appropriate. However, RSPCA Cymru recognises that not all dogs will be well-socialised and some may find other animals or people threatening, therefore not all places will be appropriate for time off-lead. For example, we are fully supportive of all dogs being kept on leads on school grounds when they accompany those picking children up and in cemeteries when providing comfort to their owners.

However, we would encourage a more flexible approach towards dogs being allowed on council-owned land such as commons, fields and marked sports pitches; this sentiment also stands in relation to the extension of restricted places where dogs are to be excluded. Areas such as marked sports pitches can provide owners with the option to let their dog/s off lead in a responsible manner when they are not busy, especially if adequate space is not available nearby. Additionally, we believe the existing provisions that make it an offence for an owner not to pick up their dog's faeces go some way to mitigating the issues associated with areas such as marked sports pitches, fields and parks. We therefore always urge local authorities to consider this when deciding whether dogs need to be banned from these spaces. With the full exclusion of responsible dog owners on marked sports pitches being both restrictive and limiting, the RSPCA would consider allowing dogs on leads a better proposal than a blanket ban. This is something that has been adopted by some other local authorities in Wales, with some considering this a sufficient means of tackling dog-related issues in their communities.

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MONMOUTHSHIRE COUNTY COUNCIL

ANTI-SOCIAL BEHAVIOUR, CRIME & POLICING ACT 2014

MONMOUTHSHIRE COUNTY COUNCIL (DOG CONTROL) PUBLIC SPACES PROTECTION ORDER 2024

Monmouthshire County Council (“the Council”) hereby makes the following Public Spaces Protection Order (“the Order”) in exercise of its powers under Section 59 of the Anti-Social Behaviour, Crime & Policing Act 2014 (“the Act”).

- 1) This Order may be cited as the Monmouthshire County Council (Dog Control) Public Spaces Protection Order 2024.
- 2) This Order will come into force on XXXXX and will remain in force for a period of three years unless varied or discharged by further orders of the Council.

3) INTRODUCTION

- a) People who fail to clean up after their dogs on publicly accessible land cause nuisance to others. The presence of dog faeces is a potential hazard to all members of the public, it presents a risk to health, defaces land and has the potential to deface people and their property.
- b) When not properly supervised and kept under control, dogs that are allowed off a lead in public areas may cause road traffic accidents and may cause nuisance or injury to members of the public and to other animals.
- c) There are certain locations, which because of their use, dog faeces pose a particularly high level of concern. These are typically children’s play areas, marked sports pitches and school / leisure centre grounds.
- d) This Order is made because the Council is satisfied on reasonable grounds that the behaviour set out above has had, and is likely to continue to have, a detrimental effect on the quality of life of people within Monmouthshire.
- e) This Order seeks to prevent or reduce the detrimental effects referred to above, by imposing reasonable restrictions and requirements on people while in charge of dogs on public land. It seeks to facilitate the safe sharing of our public spaces, while recognising that people should be able to exercise their dogs off lead in public areas, providing their dogs are under control and behaving appropriately.

4) Definitions and Interpretation

- a) In the following provisions of this Order, the following terms shall have the meanings hereby respectively ascribed to them:

“Authorised Person” means a Police Constable or a person authorised in writing by the Council for the purposes of this Order.

“Police Constable” means any person lawfully designated and authorised by a Chief Officer of Police to exercise the powers and duties of a Police Constable.

“Person in Charge” means the person who has the dog in their possession, care or company at the time the offence is committed or otherwise, the owner or person who habitually has the dog in their possession.

“Public Space” means any place to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission.

“Appropriate Receptacle” means any bag, or receptacle which is designed for the purpose of holding dog faeces for disposal.

“ For the purposes of this Order, a “disability” means a condition that qualifies as a disability for the purposes of the Equality Act 2010 and a “disabled person” means a person who has such a disability.

- b) Except when the context otherwise requires, the singular includes the plural and vice-versa.
- c) Reference to an Act of Parliament, statutory provision or statutory instrument includes a reference to that Act of Parliament, statutory provision or statutory instrument as amended, extended or re-enacted from time to time and to any regulations made under it.

5) RESTRICTIONS AND REQUIREMENTS

- a) The effect of the Order is to impose the restrictions and requirements as set out in Parts 1 to 5 below.

PART 1 – DOG FOULING

- 1) If a dog defecates at any time on land to which this part of the Order applies, and the person who is in charge of the dog at that time fails to remove the faeces from the land forthwith, that person shall be guilty of an offence unless they can show that:
- a) they have a reasonable excuse for failing to do so; or

- b) the owner, occupier, or other person or authority having control of the land has consented (generally or specifically) to the person failing to do so.
- 2) This part of the Order applies to all public places in the County of Monmouthshire.
 - 3) For the purpose of this part of the Order:
 - a) placing the faeces in a receptacle on the land which is provided for this purpose, or for the disposal of waste, shall be a sufficient removal from the land;
 - b) being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device for or other suitable means of removing the faeces, shall not be a reasonable excuse for failing to remove the faeces.

PART 2 – APPROPRIATE RECEPTACLE FOR PICKING UP DOG FAECES.

- 1) If a person who is in charge of a dog at any time on land to which this part of the Order applies does not have or produce when requested by an Authorised Person an appropriate receptacle to pick up any faeces deposited by that dog, that person shall be guilty of an offence unless they can show that:
 - a) they have a reasonable excuse for failing to do so; or
 - b) the owner, occupier, or other person or authority having control of the land has consented (generally or specifically) to the person failing to do so.

- 2) This part of the Order applies to all public places in the County of Monmouthshire.

PART 3 – DOGS ON LEADS BY DIRECTION.

- 1) A person in charge of a dog will be guilty of an offence if at any time on land to which this part of the Order applies, they fail to put a dog on a lead, of no more than 2 metres length, when directed to do so by an Authorised Person where the dog is considered to be out of control, or causing alarm or distress or to prevent a nuisance, unless they can show that:
 - a) they have a reasonable excuse for failing to do so; or
 - b) the owner, occupier, or other person or authority having control of the land has consented (generally or specifically) to the person failing to do so;

- 2) For these purposes, a “lead” means any rope, cord, leash or similar item used to tether, control or restrain a dog, but does not include any such item which is not actively being used as a means of restraint so that the dog remains under a person’s close control.

- 3) This part of the Order applies to all public places in the County of Monmouthshire.

PART 4 – DOGS ON LEADS.

- 1) A person in charge of a dog will be guilty of an offence if at any time on land to which this part of the Order applies, they fail to keep the dog on a lead of no more than 2 metres in length unless they can show that:
 - a) they have a reasonable excuse for failing to do so; or
 - b) the owner, occupier, or other person or authority having control of the land has consented (generally or specifically) to the person failing to do so;
- 2) This part of the Order applies to the land in the County of Monmouthshire identified as “Leads Only (LO)” in the Reference List annexed hereto and further identified by the plans referred to therein.

PART 5 – DOG EXCLUSION.

- 1) A person in charge of a dog will be guilty of an offence if at any time that person takes the dog onto, or permits the dog to enter or remain on, any land to which this part of the Order applies, unless they can show that:
 - a) they have a reasonable excuse for doing so; or
 - b) the owner, occupier, or other person or authority having control of the land has consented (generally or specifically) to the person doing so;
- 2) This part of the Order applies to the land in the County of Monmouthshire identified as “Exclusion (E)” in the Reference List annexed hereto and further identified by the plans referred to therein.

EXEMPTIONS

- 1) The provisions in Parts 1 and 2 of this Order (fouling / appropriate receptacle) do not apply to a person who:
 - a) is registered as partially sighted or blind, in a register compiled under Section 29 of the National Assistance Act 1948; or
 - b) is registered as “sight-impaired”, “severely sight-impaired” or as “having sight and hearing impairments which in combination, have a significant effect on their day to day lives”, in a register compiled under Section 18 of the Social Services and Wellbeing (Wales) Act 2014; or

- c) has a disability which affects their mobility, manual dexterity, physical co-ordination, or ability to lift, carry, or otherwise move everyday objects, such that they cannot reasonably be expected to remove the faeces; or
 - d) has some other disability, such that they cannot reasonably be expected to remove the faeces.
- 2) The dog exclusion provisions in Part 5 of this Order shall not apply to a dog trained by a registered charity to assist a person with a disability and upon which a disabled person relies for assistance.
 - 3) Nothing in this Order shall apply to the normal activities of a working dog, whilst the dog is working.

This includes dogs that are being used for work in connection with emergency search and rescue, law enforcement and the work of His Majesty's armed forces; farm dogs that are being used to herd or drive animals; dogs that are being lawfully used for the capture or destruction of vermin and dogs that are being lawfully used for the purposes of hunting.

- 4) Where the person in charge of a dog wishes to rely upon any of the exemptions set out in this Order, the burden will be on that person to prove that they satisfy the requirements of the exemptions being relied upon.

OFFENCES

It is an offence for any person without reasonable excuse to:

- (a) do anything that a person is prohibited from doing by this Order; or
- (b) fail to comply with a requirement to which a person is subject to under this Order.

Any person guilty of an offence under this Section is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

A Constable or an Authorised Person may under S.68 of the Anti-Social Behaviour, Crime and Policing Act 2014, issue a fixed penalty notice to anyone they have reason to believe has committed an offence under S.67 of that Act in relation to this Order. Failure to pay the fixed penalty will result in prosecution.

APPEALS

Any challenge to this Order must be made in the high Court by an interested person within six weeks of it being made. An interested person is someone who lives in, regularly works in, or visits any of the areas affected by this Order. This means that only those who are directly affected by the restrictions have the power to challenge. The right to challenge also exists where an Order is varied by the Council.

Interested persons can challenge the validity of this Order on two grounds: that the Council did not have power to make the Order, or to include particular prohibitions or requirements; or that a requirement of the legislation was not complied with in relation to the Order.

Dated this xxxxx day of xxxxx 2024.

The COMMON SEAL of MONMOUTHSHIRE COUNTY COUNCIL

was hereunto affixed in the presence of:

Authorised Officer

Sealing Number xxxxxxx

Annex 1

Public Spaces Protection Order – Dog Controls Reference List

Reference and Link to Map	Location	Exclusion (E) or Lead Only (LO)
Abergavenny		
ABVY-PSPO-001	Swan Meadows Play Area, Cross Street, Abergavenny	E
ABVY-PSPO-002	Waterside Play Area, Abergavenny	E
ABVY-PSPO-003	Bailey Park Play Area, Abergavenny	E
ABVY-PSPO-004	Union Road East Play Area, Abergavenny	E
ABVY-PSPO-005	Belgrave Park Play Area, Abergavenny	E
ABVY-PSPO-006	Maes Y Llarwydd Play Area, Abergavenny	E
ABVY-PSPO-007	Beaupreau Place Play Area, Abergavenny	E
ABVY-PSPO-008	Underhill Playing Field Play Area, Old Hereford Rd, Abergavenny	E
ABVY-PSPO-009	Rother Avenue Play Area, Abergavenny	E
ABVY-PSPO-010	Glan Gavenny Play Area, Abergavenny	E
ABVY-PSPO-011	Croesonen Gardens Play Area, Abergavenny	E
ABVY-PSPO-012	Skate Park, Old Hereford Rd, Abergavenny	LO
ABVY-PSPO-013	Bailey Park Sports Pitches, Abergavenny	E
ABVY-PSPO-014	Lower Meadow Sports Pitches, Abergavenny	E
ABVY-PSPO-015	Old Hereford Road Cemetery, Abergavenny	LO
ABVY-PSPO-016	Linda Vista Gardens, Tudor Street, Abergavenny	LO
ABVY-PSPO-017	Abergavenny Castle, Castle Street, Abergavenny	LO
ABVY-PSPO-018	King Henry VIII School and Leisure Centre, Old Hereford Rd, Abergavenny	E
ABVY-PSPO-019	Deri View Primary School, Llwynu Lane, Abergavenny	E
ABVY-PSPO-020	Cantref Primary School, Harold Rd Abergavenny	E
ABVY-PSPO-021	Our Lady and St Michael's School, Pen y Pound Road, Abergavenny	E
ABVY-PSPO-022	Mardy Park Play Area, Abergavenny	E
ABVY-PSPO-023	Mardy Park Playing Field, Abergavenny	E
Caerwent		
CWT-PSPO-024	Kilpale Close Play Area, Caerwent	E
CWT-PSPO-025	Merton Green Pay Area, Caerwent	E
CWT-PSPO-026	Lawrence Crescent Play Area, Caerwent	E
CWT-PSPO-027	Green Lane Farm Play Area, Ash Tree Road Caerwent	E
CWT-PSPO-028	Trewen Sports Pitch and Play Area, Caerwent	E
CWT-PSPO-029	Llanfair Discoed Playing Fields	E
CWT-PSPO-030	Caerwent Playing Fields and Play Area at Village Hall	LO
Caldicot		
CDT-PSPO-031	Caldicot Skate park, Mill Lane	LO
CDT-PSPO-032	Spine Footpath play area off Margretts Way, Caldicot	E
CDT-PSPO-033	Clos Ystwyth Play Area Caldicot	E
CDT-PSPO-034	Birbeck Road Play Area, Caldicot	E

CDT-PSPO-035	Heol Teifi Play Area, Caldicot	E
CDT-PSPO-036	Rear of Neddern Court, Play Area, Caldicot	E
CDT-PSPO-037	Caldicot Castle Country Park, Play Area, Caldicot	E
CDT-PSPO-038	Clos Rheidol Play Area, Caldicot	E
CDT-PSPO-039	Longfellow Road Play Area, Caldicot	E
CDT-PSPO-040	Clos Alwen Play Area, Caldicot	E
CDT-PSPO-041	Heol Towy Play Area, Caldicot	E
CDT-PSPO-042	Heol Teifi Play Area, Caldicot	E
CDT-PSPO-043	Oakley Close Play Area, Caldicot	E
CDT-PSPO-044	Moorlands View Play Area, Caldicot	E
CDT-PSPO-045	Railway View Play Area, Caldicot	E
CDT-PSPO-046	George V Playing Fields Play Area, Caldicot	E
CDT-PSPO-047	George V Playing Fields, Caldicot	E
CDT-PSPO-048	Mill Lane pitches	E
CDT-PSPO-049	Caldicot Castle	LO
CDT-PSPO-050	Caldicot Castle, Football Club Sports Pitches, Caldicot	E
CDT-PSPO-051	Caldicot Castle Country Park Lake (1)	E
CDT-PSPO-052	Caldicot Castle Country Park Lake (2)	LO
CDT-PSPO-053	Castle Park Primary School, Caldicot	E
CDT-PSPO-054	Dewstow Primary School, Green Lane, Caldicot	E
CDT-PSPO-055	Durand Primary School, Caldicot	E
CDT-PSPO-056	Ysgol Gymraeg y Ffin, Caldicot	E
CDT-PSPO-057	Caldicot School and Leisure Centre	E
Chepstow		
CHW-PSPO-058	Bulwark Park Play Area, Bulwark Road, Chepstow	E
CHW-PSPO-059	Meadow Walk play area, Chepstow	E
CHW-PSPO-060	Piggy's Hill Skate Park, Bulwark Park, Bulwark, Chepstow	LO
CHW-PSPO-061	Penterry Park Play Area, Chepstow	E
CHW-PSPO-062	Hardwick Avenue Play Area Chepstow	E
CHW-PSPO-063	Castle Dell Park Play Area, Chepstow	E
CHW-PSPO-064	Western Avenue Play Area, Bulwark, Chepstow	E
CHW-PSPO-065	Rear of Larkfield Play Area, Chepstow	E
CHW-PSPO-066	St Kingsmark Avenue Play Area, Chepstow	E
CHW-PSPO-067	Summerhouse Lane Play Area, Chepstow	E
CHW-PSPO-068	Garvey Close Play Area, Chepstow	E
CHW-PSPO-069	Phoenix Drive Play Area, Chepstow	E
CHW-PSPO-070	Woolpitch Wood Play Area (1), Chepstow	E
CHW-PSPO-071	Wallwern Wood Play Area, Chepstow	E
CHW-PSPO-072	Castle Wood Play Area, Chepstow	E
CHW-PSPO-073	St Lawrence Park Play Area (1), Chepstow	E
CHW-PSPO-074	St Lawrence Park Play Area (2), Chepstow	E
CHW-PSPO-075	Alcove Wood Play Area, Chepstow	E
CHW-PSPO-076	Woolpitch Wood Play Area (2), Chepstow	E
CHW-PSPO-077	Bayfield Wood Close Play Area, Chepstow	E

CHW-PSPO-078	Strongbow Road Play Area, Chepstow	E
CHW-PSPO-079	Fishermans Walk Play Area, Bulwark, Chepstow	E
CHW-PSPO-080	Chepstow Cemetery, Bulwark (both old and new sections)	LO
CHW-PSPO-081	Chepstow Town AFC Sports Pitches, Larkfield Chepstow	E
CHW-PSPO-082	Chepstow Rugby Club Sports Pitches, Western Avenue, Chepstow	E
CHW-PSPO-083	Thornwell Football pitch, Chepstow	E
CHW-PSPO-084	Hardwick Recreation Ground, Chepstow	E
CHW-PSPO-085	Chepstow School and Leisure Centre	E
CHW-PSPO-086	Pembroke Primary School, Fairfield Rd, Bulwark, Chepstow	E
CHW-PSPO-087	Chepstow School and Leisure Centre Car Park	LO
CHW-PSPO-088	St Mary's Roman Catholic Primary, Bulwark Rd, Chepstow	E
CHW-PSPO-089	The Dell Primary School, Welsh St, Chepstow	E
CHW-PSPO-090	Thornwell Primary School, Thornwell Rd, Chepstow	E
Crucorney		
CRC-PSPO-091	Llanvihangel Crucorney Primary School, Wern Gifford, Pandy	E
CRC-PSPO-092	Wern Gifford Play Area, Pandy	E
Devauden		
DEV-PSPO-093	Wesley Way Play Area, Devauden, Chepstow	E
Gobion Fawr		
GOF-PSPO-094	St David's Crescent Play Area, Llanddewi Rhydderch	E
GOF-PSPO-095	The Bungalows Play Area, The Bryn, Abergavenny	E
GOF-PSPO-096	Llanvapley Sports Ground	LO
Goetre Fawr		
GYF-PSPO-097	Goytre Recreation Ground and Play Area	E
GYF-PSPO-098	Clos Telyn Play Area, Goytre	E
GYF-PSPO-099	Goytre Fawr Primary School, School Lane, Penperlleni	E
Llanbadoc		
LLB-PSPO-100	Llanbadoc Island Play Area, Llanbadoc	E
LLB-PSPO-101	Usk Island Play Area, Usk	E
LLB-PSPO-102	Pocket Park Play Area, Little Mill	E
LLB-PSPO-103	Glascoed Common Play Area, Glascoed, Usk	E
LLB-PSPO-104	Cae Melin Play Area, Little Mill	E
LLB-PSPO-105	Usk Island Sports Pitch, Usk	E
Llanelly		
LLY-PSPO-106	Clydach Recreation Ground Play Area	E
LLY-PSPO-107	Llanelly Hill Playing Fields Play Area	E
LLY-PSPO-108	Penllwyn Play Area, Llanelly Hill	E
LLY-PSPO-109	Llanelly Cemetery, Gilwern	LO
LLY-PSPO-110	Gilwern Recreation Ground Games Areas / Pump Track	E
LLY-PSPO-111	Gilwern Recreation Ground	LO
LLY-PSPO-112	Clydach AFC sports pitch	E

LLY-PSPO-113	Clydach recreation ground	LO
LLY-PSPO-114	Gilwern Primary school	E
Llanfoist Fawr		
LLF-PSPO-115	Thomas Hill Close Play Area, Llanfoist	E
LLF-PSPO-116	St Faith's Close Play Area, Llanfoist	E
LLF-PSPO-117	Maple Gardens Play Area, Govilon	E
LLF-PSPO-118	King George V Field, Govilon	E
LLF-PSPO-119	Centenary Field, Llanfoist	E
LLF-PSPO-120	Owain Glyndwr Field, Llanellen	E
LLF-PSPO-121	Llanfoist Cemetery, Abergavenny	LO
LLF-PSPO-122	Llanfoist Fawr Primary School, Llanfoist	E
Llangybi		
LLG-PSPO-123	St Cybi Avenue Play Area, Llangybi	E
Llantilio Pertholey		
LLP-PSPO-124	Ysgol Gymraeg Y Fenni, St David's Rd, Abergavenny	E
LLP-PSPO-125	Dan Y Deri Play Area, Abergavenny	E
LLP-PSPO-126	Charles Crescent Play Area, Abergavenny	E
LLP-PSPO-127	Llantilio Pertholey Primary school, Abergavenny	E
Magor with Undy		
MAU-PSPO-128	Rockfield View Play Area, Undy	E
MAU-PSPO-129	Cowleaze Play Area, Magor	E
MAU-PSPO-130	Redwick Road Play Area, Magor	E
MAU-PSPO-131	Windsor Park Play Area, Magor	E
MAU-PSPO-132	Manor Chase Play Area, Undy	E
MAU-PSPO-133	Windsor Drive Play Area, Magor	E
MAU-PSPO-134	Kensington Park Play Area, Magor	E
MAU-PSPO-135	Undy Football Club Play Area, Undy	E
MAU-PSPO-136	Sycamore Terrace Play Area, Magor	E
MAU-PSPO-137	Millfield Park Play Area, Magor	E
MAU-PSPO-138	Yew Tree Close Play Area, Undy	E
MAU-PSPO-139	Magor Church In Wales School, Sports Field	E
MAU-PSPO-140	Magor Church In Wales Primary School, Sycamore Terrace, Caldicot NP26 3EG	E
MAU-PSPO-141	Undy Primary School, 3 Pennyfarthing Lane, Undy NP26 3LZ	E
Mitchel Troy		
MTR-PSPO-142	Mitchel Troy Play Area	E
Monmouth		
MON-PSPO-143	Chippenham Mead Play Area Monmouth	E
MON-PSPO-144	Monnow Keep Play Area, Monmouth	E
MON-PSPO-145	Troy Gardens Play Area, Monmouth	E
MON-PSPO-146	Rockfield Estate Play Area, Monmouth	E
MON-PSPO-147	Tudor Road Play Area, Wyesham, Monmouth	E
MON-PSPO-148	Woodland View Play Area, Wyesham, Monmouth	E
MON-PSPO-149	Hendre Close Play Area, Monmouth	E

MON-PSPO-150	King's Fee Play Area, Monmouth	E
MON-PSPO-151	Oaklands Drive Play Area, Rockfield, Monmouth	E
MON-PSPO-152	Willow Drive Play Area, Rockfield, Monmouth	E
MON-PSPO-153	Maple Drive Play Area, Rockfield, Monmouth	E
MON-PSPO-154	Jordan Way Play Area, Rockfield, Monmouth	E
MON-PSPO-155	Carbonne Close Play Area, Monmouth	E
MON-PSPO-156	Goldwire Lane Play Area, Monmouth	E
MON-PSPO-157	Cornpoppy Avenue Pay Area, Rockfield, Monmouth	E
MON-PSPO-158	Osbaston Road Play Area, Osbaston, Monmouth	E
MON-PSPO-159	Chippenham Mead Sports Pitches, Monmouth	E
MON-PSPO-160	Rockfield Estate Sports Pitch, Monmouth	E
MON-PSPO-161	Tudor Road Sports Pitch, Wyesham, Monmouth	E
MON-PSPO-162	Monmouth Cemetery, Osbaston, Monmouth	LO
MON-PSPO-163	Kymin View Primary School, Wyesham Road, Monmouth	E
MON-PSPO-164	Overmonnow Primary School, Rockfield Road, Monmouth	E
MON-PSPO-165	Osbaston Church in Wales School, Osbaston Road, Monmouth	E
MON-PSPO-166	Monmouth Comprehensive School and Leisure Centre, Monmouth	E
MON-PSPO-167	Harfleur Court Play Area, Rockfield, Monmouth	E
MON-PSPO-168	Shrewsbury Avenue Play Area, Rockfield, Monmouth	E
MON-PSPO-169	Kemble Road Play Area, Rockfield, Monmouth	E
Portskewett		
PSK-PSPO-170	Quest Field Play Area and Benches, Portskewett	LO
PSK-PSPO-171	Walker Flats Play Area, Sudbrook	E
PSK-PSPO-172	Archbishop Rowan Williams Church in Wales School, Crick Road, Portskewett	E
Raglan		
RAG-PSPO-173	Prince Charles Road Play Area, Raglan	E
RAG-PSPO-174	Raglan Church in Wales VC Primary School, Station Rd, Raglan	E
Rogiet		
ROG-PSPO-175	West Way Play Area, Rogiet	E
ROG-PSPO-176	Yew Tree Rise Play Area, Rogiet	E
ROG-PSPO-177	Barn Owl Road Play Area, Rogiet	E
ROG-PSPO-178	Buzzard Close Play Area, Rogiet	E
ROG-PSPO-179	Rogiet Recreation Ground, sports pitch	E
ROG-PSPO-180	West Way, Multi Use Games Area. Rogiet	E
ROG-PSPO-181	Rogiet Primary School	E
ROG-PSPO-182	Poplar Close Play Area, Rogiet	E
St Arvans		
STA-PSPO-183	King George's Field Playground, St Arvans	E
Shirenewton		
SHN-PSPO-184	Shirenewton Play Area, Ealswood Road, Shirenewton	E

SHN-PSPO-185	Shirenewton Primary School	E
SHN-PSPO-186	Shirenewton, Playgroup Nature Garden	E
Skenfrith		
SKN-PSPO-187	Cross Ash Primary School	E
Trellech United		
TRL-PSPO-188	Llanishen Play Area, by village hall, Llanishen	E
TRL-PSPO-189	Roman Park View Play Area, Trellech	E
TRL-PSPO-190	Trellech Primary School, Trellech	E
Usk		
USK-PSPO-191	Maryport Street Play Area, Usk	E
USK-PSPO-192	Trelawny Close Play Area, Usk	E
USK-PSPO-193	Silure View Play Area, Usk	E
USK-PSPO-194	Blestium Drive Play Area, Usk	E
USK-PSPO-195	Usk Church in Wales Primary School, Monmouth Road, Usk	E
Whitecastle		
WTC-PSPO-196	Llanvihangel Ystern Llewern Churchyard	LO
Wye Valley		
WYV-PSPO-197	Old Station Play Area, Tintern	E
WYV-PSPO-198	Holmfield Drive Play Area, Llandogo	E
WYV-PSPO-199	Sylvan View Play Area, Tintern	E
WYV-PSPO-200	Llandogo Primary school	E

END OF DOG CONTROLS REFERENCE LIST



Integrated Impact Assessment document

(incorporating Equalities, Future Generations, Welsh Language and Socio Economic Duty)

<p>Name of the Officer completing the evaluation: Huw Owen, Principal Environmental Health Officer</p> <p>Phone no: 01873 735433 E-mail: huwowen@monmouthshire.gov.uk</p>	<p>Please give a brief description of the aims of the proposal</p> <p>To a) provide the Committee with the findings of the public consultation on the draft Public Spaces Protection Order (PSPO) for dog controls in Monmouthshire b) scrutinize the subsequently amended PSPO having regard to consultation feedback c) to seek endorsement of the PSPO to go to Cabinet or Individual Cabinet Member, (Cabinet Member for a Sustainable Economy & Deputy Leader), for decision.</p>
<p>Name of Service area</p> <p>Public Protection</p>	<p>Date</p> <p>1st February 2024</p>

030
09

9. Are your proposals going to affect any people or groups of people with protected characteristics? Please explain the impact, the evidence you have used and any action you are taking below.

Protected Characteristics	Describe any positive impacts your proposal has on the protected characteristic	Describe any negative impacts your proposal has on the protected characteristic	What has been/will be done to mitigate any negative impacts or better contribute to positive impacts?
Age	Young children are most likely to be exposed to dog fouling through their outside play activities and potential health impacts if personal hygiene has not fully developed.	Concern regarding impact of restricting access to parks, playing fields etc may have on elderly dog owners, particularly those with mobility issues.	Public consultation feedback fully considered in drafting PSPO and in particular restricted access areas.
Disability	Wheelchair users particularly affected by dog fouling on streets, pathways etc.	Concerns for persons with disabilities being able to pick up dog faeces.	Appropriate exemptions in the draft PSPO

2020-02-09

Protected Characteristics	Describe any positive impacts your proposal has on the protected characteristic	Describe any negative impacts your proposal has on the protected characteristic	What has been/will be done to mitigate any negative impacts or better contribute to positive impacts?
Gender reassignment	None	None	N/A
Marriage or civil partnership	None	None	N/A
Pregnancy or maternity	None	Potential accessibility issues for parks, playing fields etc designated Dog Exclusion Areas.	Accessibility of alternative public spaces for dog exercise considered where Exclusion areas are proposed.
Race	.None	None	N/A
Religion or Belief	.None	None	N/A
Sex	None	None	N/A
Sexual Orientation	.None	None	N/A

2. The Socio-economic Duty and Social Justice

The Socio-economic Duty requires public bodies to have due regard to the need to reduce inequalities of outcome which result from socio-economic disadvantage when taking key decisions. This duty aligns with our commitment as an authority to Social Justice.

	Describe any positive impacts your proposal has in respect of people suffering socio economic disadvantage	Describe any negative impacts your proposal has in respect of people suffering socio economic disadvantage.	What has been/will be done to mitigate any negative impacts or better contribute to positive impacts?
Socio-economic Duty and Social Justice	None	None	N/A

3. Policy making and the Welsh language.

How does your proposal impact on the following aspects of the Council's Welsh Language Standards:	Describe the positive impacts of this proposal	Describe the negative impacts of this proposal	What has been/will be done to mitigate any negative impacts or better contribute to positive impacts
<p>Policy Making</p> <p>Effects on the use of the Welsh language,</p> <p>Promoting Welsh language</p> <p>Treating the Welsh language no less favourably</p>	<p>PSPO and signage will need to be bilingual – promotes Welsh language.</p>	<p>None</p>	<p>N/A</p>
<p>Operational</p> <p>Recruitment & Training of workforce</p>	<p>No new posts foreseen, but if created communicating in Welsh desirable, not essential.</p>	<p>None</p>	<p>N/A</p>
<p>Service delivery</p> <p>Use of Welsh language in service delivery</p> <p>Promoting use of the language</p>	<p>This is standard practice and will continue. Letters for example contain:</p> <p>Mae'r Cyngor yn croesawu gohebiaeth yn Gymraeg, Saesneg neu yn y ddwy iaith. Byddwn yn cyfathrebu â chi yn ôl eich dewis. Ni fydd gohebu yn Gymraeg yn arwain at oedi.</p>	<p>None</p>	<p>N/A</p>





	<p>The Council welcomes correspondence in English or Welsh or both, and will respond to you according to your preference. Corresponding in Welsh will not lead to delay.</p>		
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4. Does your proposal deliver any of the well-being goals below? Please explain the impact (positive and negative) you expect, together with suggestions of how to mitigate negative impacts or better contribute to the goal. There's no need to put something in every box if it is not relevant!

Well Being Goal	Does the proposal contribute to this goal? Describe the positive and negative impacts.	What actions have been/will be taken to mitigate any negative impacts or better contribute to positive impacts?
<p>A prosperous Wales Efficient use of resources, skilled, educated people, generates wealth, provides jobs</p>	<p>Positive: Aim is to ensure the Council uses legislative tools available to be efficient and effective in carrying out its responsibilities to help provide a clean, healthy environment.</p>	<p>N/A</p>
<p>A resilient Wales Maintain and enhance biodiversity and land, river and coastal ecosystems that support resilience and can adapt to change (e.g. climate change)</p>	<p>Positive: To help secure a behavioural change so that dog fouling is socially unacceptable and reduce pressure on the county, town and community councils to deal with it. Resources then freed up to deal with other priorities.</p>	<p>N/A</p>
<p>A healthier Wales People's physical and mental wellbeing is maximized and health impacts are understood</p>	<p>Positive: PSPO will contribute positively to the council's corporate key priorities. It will contribute to a cleaner environment and a reduction in the health and safety risks associated with direct exposure to dog fouling.</p>	<p>N/A</p>
<p>A Wales of cohesive communities</p>	<p>Positive: dog fouling is considered to be the environmental problem which has the greatest</p>	<p>N/A</p>

Well Being Goal	Does the proposal contribute to this goal? Describe the positive and negative impacts.	What actions have been/will be taken to mitigate any negative impacts or better contribute to positive impacts?
Communities are attractive, viable, safe and well connected	impact on the look and feel of a neighbourhood. PSPO will assist in changing behaviour.	
A globally responsible Wales Taking account of impact on global well-being when considering local social, economic and environmental wellbeing	Positive: setting an example for developing communities which are attractive, viable and safe.	N/A
A Wales of vibrant culture and thriving Welsh language Culture, heritage and Welsh language are promoted and protected. People are encouraged to do sport, art and recreation	Positive: aim is to ensure sports and play areas in Monmouthshire are free from dog fouling	N/A
A more equal Wales People can fulfil their potential no matter what their background or circumstances	N/A	N/A

5. How has your proposal embedded and prioritised the sustainable governance principles in its development?

Sustainable Development Principle	Does your proposal demonstrate you have met this principle? If yes, describe how. If not explain why.	Are there any additional actions to be taken to mitigate any negative impacts or better contribute to positive impacts?
 <p>Long Term</p> <p>Balancing short term need with long term and planning for the future</p>	<p>The ongoing considerations are aimed at guiding officers / members on the best way to reduce fouling and other dog control issues in public areas both in the short and long term.</p>	<p>Close collaboration with Town and Community Councils to continue particularly through Give Dog Fouling the Red Card Working Group.</p>
 <p>Collaboration</p> <p>Working together with other partners to deliver objectives</p>	<p>Ongoing liaison with stakeholders responsible for public spaces in the county in delivering the PSPO and then ensuring it is properly publicised to raise full awareness of the dog controls.</p>	<p>Ongoing consideration of impacts, particularly of restricted access areas. PSPO if introduced will need appropriate publicity.</p>
 <p>Involvement</p> <p>Involving those with an interest and seeking their views</p>	<p>The report provides feedback on the public consultation for Place Scrutiny Committee to consider and comment on.</p>	<p>Await Place Scrutiny Committee views.</p>
 <p>Prevention</p> <p>Putting resources into preventing problems occurring or getting worse</p>	<p>Intention is to use the legislative tools available with the aim of helping to achieve behavioural change in the small percentage of dog owners who are not acting responsibly.</p>	<p>Further consultation feedback, from Place Scrutiny Committee, to be fully considered in due course.</p>

Sustainable Development Principle	Does your proposal demonstrate you have met this principle? If yes, describe how. If not explain why.	Are there any additional actions to be taken to mitigate any negative impacts or better contribute to positive impacts?
 <p>Considering impact on all wellbeing goals together and on other bodies</p>	<p>The PSPO has been amended where considered appropriate following recent public consultation. Further feedback from Place Scrutiny to be taken into account which will help deliver a proportionate, properly considered PSPO.</p>	<p>Further consultation feedback, from Place Scrutiny Committee, to be fully considered in due course.</p>

6. Council has agreed the need to consider the impact its decisions has on the following important responsibilities: Corporate Parenting and Safeguarding. Are your proposals going to affect any of these responsibilities?

	Describe any positive impacts your proposal has	Describe any negative impacts your proposal has	What will you do/ have you done to mitigate any negative impacts or better contribute to positive impacts?
Safeguarding	Having the legislative powers available helps protect the public health of all age groups.	None	N/A
Corporate Parenting	None	None	N/A

7. What evidence and data has informed the development of your proposal?

69969 Complaints received by Environmental Health, Waste and Street Services and participants in Give Dog Fouling The Red Card Working Group; Public consultation 26th July to 26th October 2022 – 1334 responses; Public consultation 2nd October to the 25th November 2023.

8. SUMMARY: As a result of completing this form, what are the main positive and negative impacts of your proposal, how have they informed/changed the development of the proposal so far and what will you be doing in future?

Relevant exemptions to offences required for disabled persons, where disability effects ability to pick up dog faeces; partially sighted; assistance dogs. See draft PSPO for detail of exemptions.

9. ACTIONS: As a result of completing this form are there any further actions you will be undertaking? Please detail them below, if applicable.

What are you going to do	When are you going to do it?	Who is responsible
Await and the consider Place Scrutiny Committee comments (1 st February 2024),	February 2024	Huw Owen. Environmental Health

10. VERSION CONTROL: The Equality and Future Generations Evaluation should be used at the earliest stage, such as informally within your service, and then further developed throughout the decision making process. It is important to keep a record of this process to demonstrate how you have considered and built in equality and future generations considerations wherever possible.

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Version No.	Decision making stage	Date considered	Brief description of any amendments made following consideration
5	Place Scrutiny Committee 1 st February 2024	1 st February 2024	Exemptions detailed in draft PSPO

MONMOUTHSHIRE COUNTY COUNCIL REPORT

SUBJECT: ANTI – SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014

DIRECTORATE: CHIEF EXECUTIVES

MEETING: CABINET

Date to be considered: 7th September 2016

DIVISION/WARDS AFFECTED: All Wards

1. PURPOSE:

1.1 To inform Cabinet of required changes to legal powers and to consider the Council's approach to discharging its responsibilities under the Anti–Social Behaviour, Crime and Policing Act 2014

2. RECOMMENDATIONS:

2.1 To amend the Council's constitution to give delegated authority to Officers for enforcement powers introduced under the Act as set out in Appendix 1. The Officers are the Head of Public Protection, the Head of Waste and Street Services and the Head of Governance, Engagement and Improvement.

2.2 To adopt the general approach to serving Fixed Penalty Notices under the provisions of the Act, as set out in the Authority's existing enforcement policy for dog fouling / littering provided in Appendix 2.

2.3 Agree the Fixed Penalty Notice enforcement charges set out in Appendix 3.

3. KEY ISSUES

3.1 The Anti-Social Behaviour, Crime and Policing Act 2014 came into force on 20 October 2014.

3.2 The Act has repealed a number of powers and introduced a new range of powers to help tackle anti–social behaviour affecting communities. This report is concerned with three specific areas:

- **Community Protection Notices (CPN)**
- **Public Spaces Protection Orders (PSPOs)**
- **Closure Notices**

3.3 **Community Protection Notices** replace Litter Clearing Notices, Street Litter Control Notices and Graffiti Removal Notices. They are intended to be able to stop a person aged 16 or over, business or organisation committing anti-social behaviour which spoils the community's quality of life. They may be used to tackle a wide range of problem behaviours such as graffiti, litter and noise. The behaviour has to:

- have a detrimental effect on the quality of life of those in the locality;
- be of a persistent or continuing nature; and
- be unreasonable.

3.4 Prior to serving a CPN an initial warning letter must be sent. A CPN must specify the matter to be resolved and the timescale to achieve it. Non - compliance with a notice is a

criminal offence punishable in a magistrates' court by a fine of up to £2500 for individuals, or £20,000 for businesses. Alternatively a Fixed Penalty Notice may be served where a CPN has been breached to give the recipient the opportunity to discharge their liability to conviction for the offence. Remedial work in default of the notice may also be undertaken the cost of which can be recharged.

3.5 The potentially wide ranging application of CPN's means that there are a number of different teams in the Council that may find it appropriate to make use of them, specifically Environmental Health, Waste and Street Services, and Policy and Partnerships. This is reflected in the proposed delegation of powers set out in Appendix 1, Table B.

3.6 **Public Spaces Protection Orders** replace Designated Public Place Orders (DPPO's), Gating Orders and Dog Control Orders, with a three year subsistence period from the commencement of the Act for existing orders in place. There are currently three DPPO's in the County:

- One covering the whole of Monmouth town, including Chippenham Mead and St Thomas' Square, concerned with the consumption of alcohol where related to anti-social behaviour.
- Two in Abergavenny covering Bailey Park and parts of the town centre, again controlling consumption of alcohol related to anti- social behaviour.

These will automatically 'convert' to PSPOs on 20th October 2017 although the legislation does allow for these to be reviewed ahead of that transition to simplify the enforcement landscape.

3.7 PSPO's are designed to stop individuals or groups committing anti-social behaviour in a public space and can be potentially used to deal with a wider range of anti – social behaviour issues than current Orders. The behaviour being restricted has to:

- be having, or be likely to have, a detrimental effect on the quality of life of those in the locality;
- be persistent or continuing nature; and
- be unreasonable.

3.8 Before making a PSPO, the Council must consult with the local Police, the Police and Crime Commissioner and appropriate community representatives.

3.9 Breach of a PSPO is criminal offence punishable in a magistrates' court by a fine of up to £1000. Alternatively a fixed penalty notice may be served to give the recipient the opportunity to discharge their liability to conviction for the offence.

3.10 As for CPNs the potentially wide application of PSPOs may make their use appropriate to a number of sections in the Council including Environmental Health, Waste and Street Services and Policy and Partnerships.

3.11 **Closure Notices** may be issued ordering the closure of premises, the use of which has, or is likely to, result in disorder or nuisance to members of the public. They are intended to provide a fast, flexible power and can be issued for 24 or 48 hours in the first instance or otherwise extended from 24 hours to 48 hours. A notice may cover any land or premises including residential or business related and be issued by a designated Local Authority officer or the Police.

3.12 Breach of a Closure Notice is punishable by up to three months in prison or an unlimited fine.

3.13 The report proposes that the day to day enforcement powers in relation to Community Protection Notices and Public Spaces Protection Orders be delegated to appropriate Officers as set out in Appendix 1 Table B. These include the issue of Fixed Penalty Notices.

3.14 Any proposals for the making, extending, varying and discharging Public Space Protection Orders are to be submitted to Cabinet or Cabinet Member as appropriate for consideration and decision.

3.15 With regard to the issue of a Closure Notice the proposed designations for Officers, as provided in Appendix 1, Table B are:

- Up to 24 hours Head of Public Protection.
- Up to 48 hours Chief Executive Officer or Officers duly designated by the Chief Executive Officer

3.16 **Fixed Penalty Notices (FPNs)** are encouraged by Welsh Government as part of an effective and efficient enforcement approach for dealing with anti- social behaviour and environmental offences. In discharging any enforcement powers it is good regulatory practice for an authority to set out its approach in an 'enforcement policy'. The Authority has a Corporate Enforcement Policy which applies good regulatory principles in line with the Enforcement Concordat and has a specific policy for dog fouling/littering which includes for the service of FPN's.

3.17 The proposed approach for issuing FPN's for a breach of a CPN/ PSPO is to adopt the key principles of the existing fouling/littering policy which is provided in Appendix 2 and specifically:

- A distinction in the approach dependent upon the age of the offender.
 - For persons aged 18 or over a FPN to be issued to give the opportunity to discharge liability to conviction;
 - For persons under 18 the FPN to be commuted to a warning in the first instance. FPNs issued for second offences following a warning, with the intervention of the Council's Youth Offending Service to be invited prior to consideration of any case for prosecution.
- The FPN amount payable within 14 days to reduce if paid within 10 days to encourage early payment.
- Prosecution proceedings to be taken in cases of non-payment by an offender aged 18 or over.

3.18 The proposed FPN levels for a breach of a CPN/ PSPO is £100 to be paid within 14 days reducing to £75 if paid within 10 days, as set out in Appendix 3. This is an increase on the fouling / littering penalty levels (£75 reducing to £50 if paid within 10 days) but in accord with the other Local Authorities in Gwent for offences under the Act.

4 REASONS

4.1 To ensure fair, transparent, efficient and effective discharge of the Council's obligations under the Act.

5. RESOURCE IMPLICATIONS:

5.1 None directly arising from the authorisation of Officers under this Act since additional workload will be absorbed within existing staff resources. Any revenue obtained from the payment of FPN's will be very limited which are to be punitive and not of significance in terms of income generation.

6. Future Generations Evaluation

6.1 The Future Generations Evaluation, including equalities and sustainable impact assessments, is provided in Appendix 4. The revisions have a positive impact on these issues, for the reasons provided.

7. CONSULTEES:

SLT
Cabinet Members
Chairs of Select Committees
Monitoring Officer and Head of Legal Services
Head of Finance
Head of Operations
Youth Offending Team Manager (J Richards)
Head of Waste and Street Services
Head of Public Protection
Head of Governance, Engagement and Improvement.

8. BACKGROUND PAPERS:

None.

9. AUTHOR:

Huw Owen Principal Environmental Health Officer

CONTACT DETAILS:

Tel: 01873 735433

huwowen@monmouthshire.gov.uk

SUBJECT: PUBLIC SPACES PROTECTION ORDER FOR DOG CONTROLS

MEETING: Place Scrutiny Committee

DATE: 25th May 2023

DIVISION/WARDS AFFECTED: All

1. PURPOSE:

- 1.1 To provide the Committee with an opportunity to scrutinise the draft Public Spaces Protection Order (PSPO) for dog controls in Monmouthshire proposed to be introduced under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014, prior to public consultation on the Order.

2. RECOMMENDATIONS:

- 2.1 Members consider and comment on the proposed draft PSPO (Appendix One) for dog controls in Monmouthshire.
- 2.2 Any amendments proposed by Members to the draft PSPO are incorporated into the Order prior to public consultation.
- 2.3 That a report is then provided to this Committee, following public consultation feedback on the draft PSPO, for pre-decision scrutiny before the Order goes to Cabinet or Individual Cabinet Member, (Cabinet Member for a Sustainable Economy), for decision.

3. KEY ISSUES:

- 3.1 The Anti-social Behaviour, Crime and Policing Act 2014 introduced new powers for use by Councils to address anti-social behaviour, including Public Spaces Protection Orders (PSPOs). Under the provisions of the Act, local authorities must be satisfied on reasonable grounds that the activity subject to an Order:
- has, or is likely to have, a detrimental effect on the quality of life of those in the locality.
 - is, or is likely to be, persistent or continuing in nature.
 - is, or is likely to be, unreasonable.
 - justifies the restrictions being imposed.
- 3.2 The aim is to stop the unreasonable behaviour in public spaces by introducing restrictions on the use of an area. A public space is defined as *'any place to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission.'*

- 3.3 When assessing what is ‘unreasonable’ activity, there is a need to balance the rights of the community to enjoy public spaces, with the civil liberties of individuals and groups who may be affected by any restrictions imposed.
- 3.4 This is the fourth report to Scrutiny Committee on the potential introduction of a PSPO for dog controls in the county.
- 3.5 **12th March 2020 report to Strong Communities Select Committee.** Members endorsed a public consultation to be undertaken on the introduction of a PSPO. This consultation delayed by the onset of the Covid pandemic, was undertaken between July and October 2021.
- 3.6 **10th March 2022 report to Strong Communities Select Committee.** Members were informed of the findings of the 3 month public consultation, which included over 1300 completed questionnaires. Members endorsed:
- the findings of the public consultation to be shared with relevant stakeholders (including Town and Community Councils and relevant council departments) responsible for public spaces in the county, to establish what controls, if any, they considered were needed and to identify specific locations accordingly.
 - the draft PSPO, when progressed, to include for the following offence: ***for a person in charge of a dog when in a public space in the county failing to put a dog on a lead, of no more than 2 metres length, when directed to do so by an authorised officer where the dog is considered to be out of control, or causing alarm or distress or to prevent a nuisance.***
- 3.7 **19th April 2023 report to Place Scrutiny Committee.** Members were informed of the findings of engagement with relevant stakeholders. Members endorsed:
- the proposed continued engagement with relevant stakeholders on the potential introduction of Dogs on Leads and Dog Exclusion Areas in a draft PSPO.
 - the draft PSPO, when progressed, to include for the following offences:
A person in charge of a dog which has defecated on any public space in the county failing to remove the faeces from the land forthwith unless they can show that:
(a) they have a reasonable excuse for failing to do so; or
(b) the owner, occupier, or other person or authority having control of the land has consented (generally or specifically) to their failing to do so;
A person in charge of a dog must have with them an appropriate means to pick up any faeces deposited by that dog, and must produce this if requested to do so by an Authorised Officer.

- 3.8 The aforementioned three offences endorsed by Committee, with phrasing slightly amended for legal clarity, have been included in the draft PSPO.
- 3.9 Following the most recent report to Place Committee on the 19th April 2023 engagement continued with Town and Community Councils and the relevant council departments on the Dogs on Leads and Dog Exclusion Areas to be included in the draft PSPO.
- 3.10 **Exemptions.** In compliance with the duties expressed within the Equality Act 2010, an Equalities Impact Assessment has been undertaken to determine how the PSPO may impact on groups with protected characteristics. This is provided in the Integrated Impact Assessment, Appendix Two. The draft PSPO includes relevant exemptions for disabled persons and working dogs.
- 3.11 Articles 10 and 11 of the Human Rights Act 1998 regarding freedom of expression and freedom of assembly and association have been considered and no issues have been identified.
- 3.12 **Consultation.** There are requirements under the Anti-Social Behaviour, Crime and Policing Act 2014 regarding consultation before introducing a PSPO. Local authorities are obliged to consult with the local chief officer of police; the police and crime commissioner; owners or occupiers of land within the affected area where reasonably practicable, and appropriate community representatives. There are no statutory requirements about the length of the consultation process.
- 3.13 A 2 month wide ranging open public consultation on the draft PSPO is proposed which will include, but not limited to:
- the Chief Officer Gwent Police, the Office of the Police and Crime Commissioner, elected Members, Council Officers, the general public and external agencies, especially those with a vested interest such as Keep Wales Tidy, Dogs Trust and the Kennel Club.
 - large private landowners with responsibility for public spaces in the county such as Registered Social landlords, CADW, National Trust, Woodland Trust, Natural Resources Wales and Bannau Brycheiniog.
 - vulnerable user groups identified by the Integrated Impact Assessment.
- 3.14 Following public consultation a further report to be provided to Place Scrutiny Committee with feedback and the proposed PSPO Order for pre-decision scrutiny before the Order goes to Cabinet or Individual Cabinet Member, (Cabinet Member for a Sustainable Economy), for decision.
- 3.15 **Resources.** Initial estimates are that 350 signs are needed (circa £30000). This crosses Directorate responsibility and includes signage needed for Dogs on Leads / Exclusion Areas in some public spaces which are the responsibility of Town / Community Councils and private landowners. Cost allocation to be considered in the next report which presents the PSPO Order for pre-decision scrutiny.

- 3.16 **Enforcement.** The introduction of a PSPO would mean that the existing Monmouthshire County Council (Fouling of Land by Dogs) (Monmouthshire) Designation Order (No 1) 1998, would no longer have effect.
- 3.17 Breach of a PSPO is a criminal offence with a fine liable on prosecution in court of up to £1000. Authorised Officers can issue a Fixed Penalty Notice (FPN) to offer the recipient the opportunity to discharge liability for the offence. FPN levels for breach of a PSPO were agreed by Cabinet on the 7 September 2016 and are £100 payable within 14 days, reduced to £75 if paid within 10 days. This reflects a slight increase for breach of the existing Designation Order of £75 discounted to £50 for early payment.
- 3.18 A constable or an authorised person of the council may issue a FPN for breach of a PSPO. Noting the PSPO crosses Directorate responsibility, delegated authority to council officers for issuing a FPN to also be considered in the next report for pre-decision scrutiny.

4. INTEGRATED IMPACT ASSESSMENT, (includes equality, future generations, social justice, safeguarding and corporate parenting):

- 4.1 The completed Integrated Impact Assessment is provided in Appendix Two, attached.
- 4.2 Vulnerable user groups to be directly consulted on the draft PSPO and the proposed exemptions.

5. OPTIONS APPRAISAL:

- 5.1 To continue using the Monmouthshire County Council (Fouling of Land by Dogs) (Monmouthshire) Designation Order (No 1) 1998 with regard to fouling or, as proposed, to further fully consider the option of introducing a PSPO to deal with dog control issues in the county.

6. EVALUATION CRITERIA:

- 6.1 A progress report to Place Scrutiny Committee one year after implementation of a PSPO.
- 6.2 A PSPO can be made for a maximum duration of up to three years, after which it may be extended if certain criteria under the Act are met. This includes that an extension is necessary to prevent activity recurring. Extensions can be repeated, with each lasting for a maximum of three years. A further consultation process is required if a PSPO time period is to be extended.

7. REASONS:

- 7.1 Despite the efforts of responsible dog owners and collaborative working through initiatives such as the Give Dog Fouling the Red Card group, dog fouling continues to be a problem. Requiring people to clean up after their dogs which foul on any public space in the county and restricting access to certain areas appears to be a justified, proportionate response to the ongoing issue.

- 7.2 To enable further scrutiny on the draft PSPO prior to public consultation.
- 7.3 To enable further scrutiny on the PSPO before the Order goes to Cabinet or Individual Cabinet Member, (Cabinet Member for a Sustainable Economy), for decision. To ensure fair, transparent, efficient and effective discharge of powers available to the Council under the Act.

8. RESOURCE IMPLICATIONS:

- 8.1 Costs of consultation to be absorbed by existing budgets. If a PSPO for dog controls is introduced there will be cost implications including for enclosing or otherwise demarcating designated areas, signage and enforcement, to be considered in later reports.

9. CONSULTEES

Chief Officer Social Care and Health
Head of Public Protection
Estates Development Manager, Landlord Services
Head of Waste & Street Services
Chief Officer People and Governance
Chief Operating Officer for Mon Life
Chief Officer Children and Young People
Environment & Culture Manager
Youth Offending Team Service Manager

10. BACKGROUND PAPERS:

Report to Strong Communities Select Committee 'Public Spaces Protection Order' for Dog Controls, 12th March 2020.

Report to Strong Communities Select Committee 'Public Spaces Protection Order' for Dog Controls, 10th March 2022.

Report to Place Scrutiny Committee, 'Public Spaces Protection Order for Dog Controls' 19th April 2023

- 11 AUTHOR:** Huw Owen, Principal Environmental Health Officer

- 12. CONTACT DETAILS:** Tel 01873 735433; E-mail: huwowen@monmouthshire.gov.uk

Appendices

Appendix One: Draft Public Spaces Protection Order.

Appendix Two: Integrated Impact Assessment.

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Monmouthshire's Scrutiny Forward Work Programme 2023-24

Place Scrutiny Committee				
Meeting Date	Subject	Purpose of Scrutiny	Responsibility	Type of Scrutiny
1 st February 2024	Scrutiny of the Budget Proposals	Scrutiny of the budget mandates relating to the committee's remit.	Peter Davies Jonathan Davies Cllr Callard	Budget Scrutiny
	Public Spaces Protection Order Dog Controls	To scrutinise the latest report.	Huw Owen David Jones Cllr Griffiths	Policy Development
SPECIAL 6 th March 2024	Climate and Nature Emergency Strategy	To scrutinise progress of the strategy prior to Cabinet decision.	Hazel Clatworthy Cllr Maby	Policy Development
	Electric Vehicle Charging Strategy	To scrutinise progress of the strategy prior to Cabinet decision.	Deb Hill-Howells Ian Hoccom Cllr Maby	Pre-decision Scrutiny
14 th March 2024	Scrutiny of STEAM	Scrutiny of 2022 Monmouthshire STEAM (tourism volume and value) figures.	Nicola Edwards Matthew Lewis Cllr Sandles?	Policy Development
	Local Toilet Strategy	To scrutinise the strategy's progress.	David Jones Cllr Sandles	Policy Development
10 th April 2024	Local Flood Strategy	Pre-decision scrutiny of adoption of the Local Flood Strategy.	Mark Hand Cllr Maby	Pre-decision Scrutiny
	Replacement Local Development Plan	To scrutinise the RLDP Deposit Plan prior to Council endorsement for public consultation.	Mark Hand Cllr Griffiths	Pre-decision Scrutiny

Monmouthshire's Scrutiny Forward Work Programme 2023-24

Place Scrutiny Committee				
Meeting Date	Subject	Purpose of Scrutiny	Responsibility	Type of Scrutiny
23 rd May 2024				
11 th July 2024				
26 th September 2024	Road Safety Strategy	To scrutinise the Road Safety Strategy.	Geraint Lewis Cllr Maby	Pre-decision Scrutiny
7 th November 2024				
5 th December 2024				
To be confirmed (end 24/early 25)	Abergavenny Placemaking Plan	To conduct pre-decision scrutiny prior to adoption of Plan by Cabinet.	Daniel Fordham Cllr Griffiths	Pre-decision Scrutiny
To be confirmed (end 24/early 25)	Monmouth Placemaking Plan	To conduct pre-decision scrutiny.	Daniel Fordham Cllr Griffiths	Pre-decision Scrutiny
To be confirmed (end 24/early 25)	Magor Placemaking Plan	To conduct pre-decision scrutiny.	Daniel Fordham Cllr Griffiths	Pre-decision Scrutiny
To be confirmed	Pavement Café Policy	To scrutinise the pavement café policy as the basis for making decisions on applications for licences.	Paul Keeble Cllr Griffiths	Policy Development

Monmouthshire's Scrutiny Forward Work Programme 2023-24

Place Scrutiny Committee				
Meeting Date	Subject	Purpose of Scrutiny	Responsibility	Type of Scrutiny
To be confirmed	Monlife Heritage Strategy		Tracey Thomas	
To be confirmed	Active Travel Plans	Across Highways and MonLife		
To be confirmed (2024)	Destination management Plan	To conduct pre-decision scrutiny.	Matthew Lewis	Pre-decision Scrutiny
Workshop	Economic Development Strategy Update	<i>To consider progress ahead of Cabinet decision.</i>	<i>Craig O'Connor</i>	<i>Scrutiny Workshop</i>
Workshop	Local Transport Plan Update	<i>To consider progress ahead of Cabinet decision.</i>	<i>Craig O'Connor</i>	<i>Scrutiny Workshop</i>
Workshop	Affordable housing		<i>Craig O'Connor</i>	<i>Scrutiny Workshop</i>
Workshop	Climate Change and Net Zero ready homes		<i>Craig O'Connor</i>	<i>Scrutiny Workshop</i>
Workshop	Renewables		<i>Craig O'Connor</i>	<i>Scrutiny Workshop</i>
Workshop	Retail		<i>Craig O'Connor</i>	<i>Scrutiny Workshop</i>
Workshop	Tourism		<i>Craig O'Connor</i>	<i>Scrutiny Workshop</i>
Workshop	Deposit Plan		<i>Craig O'Connor</i>	<i>Scrutiny Workshop</i>

Monmouthshire's Scrutiny Forward Work Programme 2023-24

Other items in the Community and Corporate Plan which the Committee might want to scrutinise:

- Inclusive Cultural Strategy
- Increase the use of local produce in schools and care homes and new food strategies and policies approved by Cabinet (link to School Meals Procurement and Deforestation?)
- Nature Isn't Neat expansion
- Development of Active Travel routes
- Development of a new station at Magor and improvements at Severn Tunnel Junction to improve access and usage
- Creating plans for a metro that links Monmouthshire to Bristol, Newport and Cardiff
- Develop a county wide digital solution that matches those who need to travel with those who have car spaces
- RLDP submission for examination
- RLDP for adoption
- Find new ways to progress refurbishment of Caldicot Leisure Centre
- *Deforestation (and school meals procurement? - Food Strategy to P&O?)*

Place Scrutiny Committee

Action List

14th December 2023

Minute Item:	Subject	Officer / Member	Outcome
4.	Provide the committee with an update on the Active Travel plans for a walkable route into Monmouth town from King's Wood Gate houses	Hannah Jones / James Woodcock	Response sent to members 17 th Jan.
4.	Provide the committee with the figure for the wages in relation to affordable housing	Mark Hand	Response sent to members 16 th Jan.
4.	Provide the committee with information about the proposals to improve bus connections at Severn Tunnel Junction	Hannah Jones / James Woodcock / Christian Schmidt	Response sent to members 16 th Jan.
6.	Look into adding new ways of progressing refurbishment of Caldicot Leisure Centre to work programme	Robert McGowan / Ian Saunders	There are currently no options for funding the refurbishment. Officers are discussing next steps and what can be done.
6.	Rearrange 11 th January meeting as items need to be deferred	Robert McGowan	Meeting rearranged to 6 th March.
8.	Update minutes of 23 rd October (Councillor Brown's amendment)	Robert McGowan	Amendments made and sent to Democratic Services.

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Committee / Decision Maker	Meeting date / Decision due	Report Title	Responsible Cabinet Member	Purpose	Author	Date item added to the planner
Council	01-Jul-25	RLDP for Adoption	Paul Griffiths - Sustainable Economy	To adopt the RLDP following receipt of the Inspector's report, making it the County's Development Plan as defined by S38(6) of the Planning and Compulsory Purchase Act 2004	Mark Hand / Rachel Lewis	23-Aug-22
Cabinet	02-Oct-24	Adoption of Abergavenny Placemaking Plan	Paul Griffiths - Sustainable Economy	To adopt the Abergavenny Placemaking Plan, co-produced with Abergavenny Town Council, to inform future regeneration priorities and grant bids	Mark Hand / Dan Fordham	3-Oct-22
Cabinet	02-Oct-24	Adoption of Magor Placemaking Plan	Paul Griffiths - Sustainable Economy		Mark Hand / Dan Fordham	3-Oct-22
Cabinet	02-Oct-24	Adoption of Monmouth Placemaking Plan	Paul Griffiths - Sustainable Economy	To adopt the Monmouth Placemaking Plan, co-produced with Monmouth Town Council, to inform future regeneration priorities and grant bids	Mark Hand / Dan Fordham	3-Oct-22
Council	01-Sep-24	RLDP submission for examination	Paul Griffiths - Sustainable Economy	To endorse the submission of the Deposit RLDP to the Welsh Government for examination by an independent Inspector. By agreeing, Council will be saying it wants this document to be the adopted RLDP for Monmouthshire.	Mark Hand / Rachel Lewis	23-Aug-22
Council	20-Jun-24	RLDP Deposit Plan endorsement for consultation	Paul Griffiths - Sustainable Economy	To endorse the Deposit RLDP for public consultation and engagement.	Mark Hand / Rachel Lewis	5-Jan-23
Cabinet	15-May-24	Local Housing Market Assessment	Paul Griffiths - Sustainable Economy	The LHMA provides a review of the need for affordable and market housing across Monmouthshire and an overview of the current housing market.	Sally Meyrick	8-Jan-24
Cabinet	15-May-24	Local Flood Strategy	Paul Griffiths - Sustainable Economy		Mark Hand	9-Oct-23
Council	18-Apr-24	CJC Transition Arrangements	Mary Ann Brocklesby - Whole Authority Strategy	To update the Council regarding transition arrangements from CJC to CCR	Paul Matthews	12-Jan-24
ICMD	17-Apr-24	Welsh Church Fund Working Group - meeting 4 held on 7th March 2024	Rachel Garrick - Resources		Dave Jarrett	30-Mar-23

Cabinet	10-Apr-24	Primary School catchment areas consultation feedback	Martyn Groucutt - Education	For Members to receive feedback on the consultation relating to a review of Primary School catchments areas and determine whether to implement proposals	Matthew Jones	20-Nov-23
Cabinet	10-Apr-24	NEET Reduction Strategy			Hannah Jones	4-Sep-23
Council	29-Feb-24	Agree the name of the new Welsh-medium Primary School in Monmouth	Martyn Groucutt - Education	Agree the name of the new Welsh-medium Primary School in Monmouth	Debbie Graves	15-Nov-23
Council	29-Feb-24	Strategic Equality Plan 2024		To seek approval of a new Strategic Equality Plan for the period 2024-28, incorporating MCCs contribution to national action plans on race equality, LGBTQ and other protected characteristics	Matthew Gatehouse	15-Nov-23
Council	29-Feb-24	Appointment of Monmouthshire Local Access Forum		To secure the appointment of members to the Monmouthshire Local Access Forum for its next 3 year period.	Matthew Lewis	18-Jan-23
Council	29-Feb-24	Financial Strategy	Ben Callard - Resources		Jon Davies	
Council	29-Feb-24	Final Budget Proposals	Ben Callard - Resources		Jon Davies	
Council	29-Feb-24	Capital and Treasury Strategy	Ben Callard - Resources		Jon Davies	
Cabinet	28-Feb-24	WCF/Trust Treasury Fund Investment	Ben Callard - Resources			
Cabinet	28-Feb-24	2023/24 Revenue and Capital Monitoring - Month 9	Rachel Garrick - Resources		Jon Davies	27-Apr-23
Cabinet	28-Feb-24	2023/24 Final Revenue and Capital Budget Proposals	Ben Callard - Resources		Jon Davies	

Council	29-Feb-24	Council Diary	Angela Sandles - Engagement		John Pearson	
Council	29-Feb-24	Placement Development Strategy	Ian Chandler - Social Care & Safeguarding	To set out a strategy for the expansion and development of in-county residential and supported accommodation placements for children who are looked after. To make recommendations about i) changing the use of 3	Jane Rodgers / Diane Corrister	8-Jan-24
Cabinet	07-Feb-24	Road Safety Strategy	Catrin Maby	To adopt the Road Safety Strategy	Mark Hand / Paul Keeble	4-Oct-22
Cabinet	07-Feb-24	Pavement Café Policy	Paul Griffiths - Sustainable Economy	To adopt the pavement café policy as the basis for making decisions on applications for licences	Mark Hand / Paul Keeble	4-Oct-22
Cabinet	07-Feb-24	Sustainable Communities for Learning Strategic Outline Programme update	Martyn Groucutt - Education	To provide members with details of the revisions to the Strategic Outline Programme for the Sustainable Communities for Learning Programme which will inform the development of projects within the rolling programme of	Debbie Graves	12-Sep-23
Cabinet	07-Feb-24	Economic Development Strategy		REFRESHING THE MONMOUTHSHIRE BUSINESS GROWTH & ENTERPRISE STRATEGY and action plan in setting the economic ambition for the county and providing a strategic framework that guides future economic	Hannah Jones	9-Jan-23
Cabinet	07-Feb-24	Local Transport Plan	Catrin Maby	To adopt the Local Transport Plan	Debra Hill-Howells / Christian Schmidt	4-Oct-22
Cabinet	07-Feb-24	Climate and Nature Emergency		To receive an update on progress made towards the Climate and Nature Emergency Strategy and to agree the new overarching Climate and Nature Emergency Strategy and action plan format	Hazel Clatworthy	19-Oct-23
ICMD	24-Jan-24	Amendment to Street Naming and Numbering Policy regarding Replacement or additional Street nameplate signs for Existing Streets	Catrin Maby - Climate Change and Environment		Mark Hand	2-Jan-24
ICMD	24-Jan-24	Community Council & Police Precepts - Determination	Ben Callard - Resources		Jon Davies	
Council	18-Jan-24	Introduction of Council Tax Premiums for Second homes from 1 st April 2024	Ben Callard - Resources	Council to re affirm their decision on the Second Home Premium	Ruth Donovan	5-Dec-23

Council	18-Jan-24	Council Tax Reduction Scheme	Ben Callard - Resources		Ruth Donovan	
Council	18-Jan-24	Asset Management Strategy			Nick Keyse	28-Sep-23
Cabinet	17-Jan-24	Community & Corporate Plan performance update	Mary Ann Brocklesby - Whole Authority Strategy	To provide cabinet with the latest performance report of commitments in the Community and Corporate Plan	Richard Jones	5-Sep-23
Cabinet	17-Jan-24	REPURPOSING OF ACCOMMODATION IN THE COUNTY FARMS PORTFOLIO TO SUPPORT HOMELESSNESS AND OTHER POLICY OBJECTIVES		To seek approval for the repurposing of vacant cottages held within the County Farms Portfolio to support policy objectives such as alleviating pressures with homelessness and to address the reliance on unsuitable temporary accommodation.	Nick Keyse	4-Dec-23
Cabinet	17-Jan-24	consultation on the relocation of Ysgol Gymraeg Y Fenni	Martyn Groucutt - Education		Matthew Jones	23-Aug-23
Cabinet	17-Jan-24	Approval of the revised MCC Counter Fraud, Corruption & Bribery Policy	Rachel Garrick - Resources		Jan Furtek	2-Nov-23
Cabinet	17-Jan-24	Draft Budget Proposals	Ben Callard - Resources		Jon Davies	29-Sep-23
ICMD	03-Jan-24	Welsh Church Fund Working Group - meeting 3 held on 7th December 2023 Meeting didn't happen	Rachel Garrick - Resources		Dave Jarrett	30-Mar-23
ICMD	20-Dec-23	Community Council & Police Precepts - Proposed payment schedule	Ben Callard - Resources		Jon Davies	
ICMD	20-Dec-23	Additional resources for the Revenues and Benefits Shared Service'	Ben Callard - Resources		Ruth Donovan	
ICMD	20-Dec-23	Council Tax Base Report	Ben Callard - Resources		Ruth Donovan	

ICMD	20-Dec-23	LDP Annual Monitoring Report	Paul Griffiths - Sustainable Economy	To endorse the LDP Annual Monitoring Report for submission to WG	Mark Hand / Rachel Lewis	16-Jan-23
Cabinet	13-Dec-23	King Henry VIII 3 – 19 School Funding Formula	Martyn Groucutt - Education	To update Cabinet with the consultation feedback regarding the proposed fair funding formula for King Henry 3 – 19 School in Abergavenny.	Nikki Wellington	23-Nov-23
Cabinet	13-Dec-23	Children's Services: Foster Carer Recruitment and Retention – Foster Friendly Policy	Ian Chandler - Social Care & Safeguarding	The purpose of the report is to outline a proposal to create a policy that supports MCC employees who are existing foster carers or wish to become foster carers through offering an appropriate leave entitlement.	Dr Charlotte Drury	9-Nov-23
Cabinet	13-Dec-23	Primary catchment review			Matthew Jones	23-Jun-23
Cabinet	13-Dec-23	Whole Authority Strategic Risk Assessment	Mary Ann Brocklesby - Whole Authority Strategy	To provide Cabinet with an overview of the current strategic risks facing the authority and to seek approval of the strategic risk assessment	Richard Jones	5-Sep-23
Cabinet	13-Dec-23	2023/24 Revenue and Capital Monitoring - Month 6	Rachel Garrick - Resources		Jon Davies	27-Apr-23
Council	07-Dec-23	Relocation of PRS in South Monmouthshire	Martyn Groucutt - Education	Relocation of South Monmouthshire PRS	Morwenna Wagstaff	13-Nov-23
Council	07-Dec-23	DIRECTOR'S ANNUAL REPORT		to provide Council with an overview of SOCIAL CARE AND HEALTH directorate with a focus on year 2022 – 2023.	Jane Rodgers	31-Jul-23
Council	07-Dec-23	SAFEGUARDING ANNUAL EVALUTION REPORT		To provide Council with the annual self-evaluation of safeguarding from a whole authority perspective.	Jane Rodgers / Diane Corrister	31-Jul-23
ICMD	29-Nov-23	Whole Authority Safeguarding Policy	Ian Chandler - Social Care & Safeguarding		Naomi Lovesay	3-Nov-23
ICMD	29-Nov-23	Museums - Accredited			Rachael Rogers	12-Oct-23

ICMD	29-Nov-23	A013 Highway Traffic Regulation Amendment Order	Catrin Maby - Climate Change and Environment	Speed limit changes at Caerwent Brook/Dewstow Road	Mark Hand	18-Sep-23
ICMD	29-Nov-23	A012 Highway Traffic Regulation Amendment Order	Catrin Maby - Climate Change and Environment		Double yellows at Main Road, Portskewett, leading to S	Mark Hand
ICMD	15-Nov-23	Planning Annual Performance Report	Paul Griffiths - Sustainable Economy	To endorse the Planning Department Annual Performance Report for submission to WG	Mark Hand / Rachel Lewis	16-Jan-23
ICMD	15-Nov-23	A012 Highway Traffic Regulation Amendment Order MOVED TO 29TH NOV		Double yellows at Main Road, Portskewett, leading to S	Mark Hand	18-Sep-23
ICMD	15-Nov-23	A013 Highway Traffic Regulation Amendment Order MOVED TO 29TH NOV		Speed limit changes at Caerwent Brook/Dewstow Road	Mark Hand	18-Sep-23
Cabinet	15-Nov-23	DEVELOPING THE FUTURE MY DAY MY LIFE BASES	Ian Chandler - Social Care & Safeguarding	This report presents the findings of the final options appraisal for the proposed future My Day, My Life bases in Abergavenny, and to seek approval of the recommended base.	Jane Rodgers	7-Nov-23
Cabinet	15-Nov-23	Budget Process and timetable	Rachel Garrick - Resources		Jon Davies	
Cabinet	08-Nov-23	Public Services Ombudsman for Wales Annual letter 2022-23 to Monmouthshire County Council		The purpose is to fulfil the expectation of the Public Services Ombudsman for Wales that their report is brought to the attention of Cabinet.	Annette Evans/Matthew Gatehouse	17-Oct-23
Cabinet	08-Nov-23	RIPA Review		To review RIPA strategy and arrangements	Geraint Edwards	25-Sep-23
Cabinet	08-Nov-23	2023/24 Revenue and Capital Monitoring - Month 5	Rachel Garrick - Resources		Jon Davies	
Council	26-Oct-23	Monmouthshire County Council Self- assessment 2022/23		to seek Council approval of the Self-Assessment report 2022/23 in line with requirements outlined in the Local Government and Elections (Wales) Act 2021 and to ensure that members have a clear and transparent assessment of the	Richard Jones	4-Jul-23

Council	26-Oct-23	RPB Area Plan			Jane Rodgers	4-Jul-23
Council	26-Oct-23	RLDP Preferred Strategy consultation report	Paul Griffiths - Sustainable Economy	To endorse the RLDP Preferred Strategy including any proposed changes arising from the public consultation.	Mark Hand / Rachel Lewis	3-Oct-22
ICMD	25-Oct-23	Welsh Church Fund Working Group - meeting 2 held on 21st September 2023	Rachel Garrick - Resources		Dave Jarrett	30-Mar-23
Cabinet	11-Oct-23	Disposal of Land at Natgavenny Lane	Rachel Garrick - Resources	To seek Cabinet approval for the disposal of a parcel of land adjacent to the Nantgavenny Lane Business Park, Mardy, Abergavenny	Nick Keyse	
Cabinet	11-Oct-23	Developing a base for My Day My Life in Monmouth and Abergavenny	Ian Chandler - Social Care & Safeguarding	Further to the recommendations from the Practice Solutions review, the report sets out the criteria and decision making in respect of which bases to develop for the My Day My Life in both Monmouth and Abergavenny, and makes a recommendation on the	Ceri York	25-Sep-23
ICMD	11-Oct-23	MEMORANDUM OF UNDERSTANDING – TCBC AND MCC HERITAGE SERVICES IN RELATION TO MAMHILAD NYLON SPINNERS LISTED BUILDING.	Paul Griffiths - Sustainable Economy	The purpose of this report is to propose that MCC join into an MoU in relation to the provision of Heritage Advice to consider the ongoing management of the Nylon Spinners listed building at Mamhilad.	Amy Longford	22-Sep-23
Cabinet	04-Oct-23	Gypsy, Roma and Traveller Consultation			Cath Fallon	4-Sep-23
ICMD	27-Sep-23	Extending Public Spaces Protection Order (PSPOs) to tackle Anti Social Behaviour (ASB)		To seek approval to extend three Public Spaces Protection Orders (PSPO) in respect of Bailey Park, Abergavenny; Lower Abergavenny (including Castle Meadows) and Monmouth Town (including Chipperton)	Andrew Mason	31-Aug-23
Council	21-Sep-23	REPORT ON JOINT SCRUTINY ARRANGEMENTS FOR CORPORATE JOINT COMMITTEES			Hazel Ilett	4-Sep-23
Council	21-Sep-23	Governance and Audit Committee Annual Report 2022/23	Paul Griffiths - Sustainable Economy	To inform Council of the work and conclusions of the Governance and Audit Committee from 1st April 2022 to 31st March 2023	Chair of Governance and Audit Committee, Andrew Blackmore	27th July 2023
Council	21-Sep-23	Standards Committee Annual Report		This report is the first annual report from the Standards Committee to Council as required by the change in law set out in the Local Government and Elections Act 2021. It has to report on the discharge of the Committee's	Matt Phillips	10-Oct-22

ICMD	13-Sep-23	Highway Traffic Regulation Amendment Order 12 MOVED TO 25TH OCTOBER 2023	Catrin Maby - Climate Change and Environment	'Agreement to make the traffic order - parking/waiting restrictions at Justins Hill and Wyesham Avenue, Wyesham; Main Road and Castle Way, Portskewett; lane leading to Sugarloaf Llanwenarth car park; and Wonastow	Mark Hand	
ICMD	13-Sep-23	Proposed Changes to the Membership of the School Budget Funding Forum	Martyn Groucutt - Education		Nikki Wellington	
ICMD	13-Sep-23	'Highways Traffic Regulation Amendment Order 12 deferred to September 13th		Agreement to make the traffic order - parking/waiting restrictions at Justins Hill and Wyesham Avenue, Wyesham; Main Road and Castle Way, Portskewett; lane leading to Sugarloaf Llanwenarth car park; and Wonastow	Mark Hand	24-May-23
Cabinet	06-Sep-23	Respite review for people with learning disabilities			Jane Rodgers	31-Jul-23
Cabinet	06-Sep-23	Home to School Transport Policy 2024/25		To consider the adoption of the proposed Home to School Transport Policy for the academic year 2024/25	Deh Hill Howells	
Cabinet	06-Sep-23	Proposal to establish a Welsh medium seedling school in Monmouth		Cabinet to consider objection report and make final determination on how to proceed.	Debbie Graves	27-Mar-23
ICMD	16-Aug-23	Castle Wood Usk Low Cost Home Ownership Future Use	Sara Burch - Inclusive and Active Communities			
ICMD	16-Aug-23	electric vehicle charging rate for public and staff at EV	Catrin Maby - Climate Change and Environment		Deb Hill Howells	20-Jul-23
ICMD	16-Aug-23	Highways Traffic Regulation Amendment Order 11	Catrin Maby - Climate Change and Environment	Agreement to make the traffic order - Exception Orders to identify those restricted roads that will remain 30mph in September 2023 instead of defaulting to 20mph	Mark Hand	
ICMD	16-Aug-23	Highways Traffic Regulation Amendment Order 10	Catrin Maby - Climate Change and Environment	Agreement to make the traffic order - prohibition of driving Pwll Du, Llanelly Hill and Belmont Close/Belmont Road Abergavenny	Mark Hand	
ICMD	02-Aug-23	Welsh Church Fund Working Group - meeting 1 held on 22nd June 2023	Rachel Garrick - Resources		Dave Jarrett	

ICMD	02-Aug-23	Highways Traffic Regulation Amendment Order 10 deferred to August 16th	Catrin Maby - Climate Change and Environment	Agreement to make the traffic order - Exception Orders to identify those restricted roads that will remain 30mph in September 2023 instead of defaulting to 20mph	Mark Hand	3-Oct-22
Cabinet	26-Jul-23	Implementation of the My Day My Life review recommendations			Ceri York	
Cabinet	26-Jul-23	Gypsy and Traveller Site Identification			Ian Bakewell	12-Jul-23
Cabinet	26-Jul-23	•Review of the Respite Opportunities Service			Ceri York	14-Mar-23
Cabinet	26-Jul-23	2023/24 Revenue budget progress – early update			Jon Davies	8-Jun-23
Cabinet	26-Jul-23	S016 Funding Castle Park and Arch Bishop Rowan Williams Schools.			Cath Saunders	13-Jun-23
Council	20-Jul-23	Gifts & Hospitality Report			Matt Phillips	12-Jun-23
Council	20-Jul-23	Freedom of the Borough Presentation			Joe Skidmore	5-May-23
Council	20-Jul-23	Recruitment of Local Access Forum		To agree arrangements for the recruitment of the Monmouthshire Local Access Forum for the next 3 year period of appointment	Matthew Lewis	21-Jun-23
ICMD	12-Jul-23	Highways Traffic Regulation Amendment Order 10 DEFERRED TO 16TH AUG	Catrin Maby - Climate Change and Environment	Agreement to make the traffic order - prohibition of driving Pwll Du, Llanelly Hill	Mark Hand	19-May-23
ICMD	12-Jul-23	transfer the school balances for both Deri View and King Henry VIII School to the new King Henry VIII 3 – 19 School.	Rachel Garrick - Resources	Both King Henry VIII school and Deri View primary school are closing on 31 st August 2023 and the new King Henry VIII 3 – 19 School will open on 1 st September 2023, under a statutory closure of schools the financial balances transfer to the Local Authority,	Nikki Wellington	4-Apr-23

	05-Jul-23	Reopen Monmouth Cemetery for new burials			Rhian Jackson	
Cabinet	05-Jul-23	RESERVATION OF GRAVE PLOTS		To seek cabinet approval to cease the provision of reserving grave spaces (not incl cremated remains plots) in Llanfoist Cemetery	Rhian Jackson	7-Nov-22
Cabinet	05-Jul-23	2022/23 Revenue and Capital Monitoring - Outturn Report	Rachel Garrick - Resources		Jon Davies	27-Apr-23
ICMD	28-Jun-23	Highway Traffic Regulation Order	Catrin Maby - Climate Change and Environment	Agreement to make the traffic order - making permanent the part-time prohibition of driving on Cross Street and Market Street Abergavenny	Mark Hand	6-Jun-23
Council	22-Jun-23	Gwent Public Services Board Well-being plan		To approve the Public Services Board's Well-being Plan that sets out the steps being taken collaboratively by public services to improve wellbeing in Gwent ahead of approval by the Gwent Public Services Board.	Richard Jones	20-Jan-23
Council	22-Jun-23	Chief Officer Children and Young People's Report 2023			Will McLean	14-Feb-23
Cabinet	07-Jun-23	Adoption of Transforming Chepstow Masterplan	Paul Griffiths - Sustainable Economy	To adopt the Transforming Chepstow Masterplan, co-produced with Chepstow Town Council, to inform future regeneration priorities and grant bids	Mark Hand / Dan Fordham	3-Oct-22
Cabinet	07-Jun-23	Transforming Towns Strategic Grant regeneration priorities and LUF3 bid	Paul Griffiths - Sustainable Economy	To agree the priority projects for bids for WG Strategic grant funding to 24/25 and the submission for round 3 of Levelling Up Funding	Mark Hand / Dan Fordham	3-Oct-22
Cabinet	07-Jun-23	Proposal to establish a Welsh medium seedling school in Monmouth		Cabinet to consider the results of the consultation, recommendations and decide whether to publish statutory notices.	Debbie Graves	27-Mar-23
Cabinet	07-Jun-23	Socially Responsible Procurement Strategy	Rachel Garrick - Resources	To endorse the Socially Responsible Procurement Strategy	Scott James	22-Aug-22
ICMD	24-May-23	Highway Traffic Regulation Amendment Order 9	Catrin Maby - Climate Change and Environment	Agreement to make the traffic order - including Llantrisant 20mph village lane, 40mph through road, possibly Llantrisant (Usk to Wentwood) 50mph; 20mph Gilwern and surrounding villages	Mark Hand	14-Apr-23

Council	18-May-23	Political Balance Report		The Council is required to review at, or as soon as practicable after, the Council's annual meeting, the representation of different political groups on the bodies to which the Council makes appointments.	Matt Phillips	2-Feb-23
Council	18-May-23	Outside Bodies Report		To appoint representatives to serve on outside	Matt Phillips	2-Feb-23
Council	18-May-23	Appointments to Committees		To appoint committees together with their membership and terms of reference in accordance with the Council's Constitution.	Nicola Perry	2-Feb-23
Council	18-May-23	Constitution update		For the Monitoring Officer to bring proposed amendments and highlight changes made over the previous 12 months	Matt Phillips	2-Feb-23
Council	18-May-23	Corporate Parenting Strategy			Diane Corrister	24-Aug-22
Cabinet	17-May-23	Review of Home to School Transport Policy 24/25.	Martyn Groucutt - Education	The purpose: Is to seek approval to commence consultation on proposed amendments to the Home to School Transport Policy for the academic year 2024/25.	Deb Hill Howells	12-Apr-23
Cabinet	17-May-23	Monnow Street public realm improvements	Paul Griffiths - Sustainable Economy	To agree how we proceed with proposals for Monnow Street public realm following consultation	Mark Hand / Dan Fordham	6-Mar-23
ICMD	10-May-23	Highways Traffic Regulation Amendment Order 9 MOVED TO 24TH MAY	Catrin Maby - Climate Change and Environment	Agreement to make the traffic order - including Llantrisant 20mph village lane, 40mph through road, possibly Llantrisant (Usk to Wentwood) 50mph; 20mph Gilwern and surrounding villages	Mark Hand	3-Oct-22
Council	20-Apr-23	Motion for the Rivers and Oceans update		Deferred - new date to be advised	Hazel Clatworthy	10-Jan-23
Council	20-Apr-23	Community and Corporate Plan		To seek approval of a new Community and Corporate Plan that sets the direction for the council and county of Monmouthshire, articulating the authority's purpose and priorities alongside the steps we will take to deliver these, the	Matt Gatehouse	6-Feb-23
ICMD	12-Apr-23	Welsh Church Fund Working Group - meeting 4 held on 9th March 2023	Rachel Garrick - Resources		Dave Jarrett	

Cabinet	05-Apr-23	Rapid Rehousing Transition Plan	Sara Burch - Inclusive and Active Communities	To agree a plan to transition the delivery of homelessness that minimises the use of and the time homeless applicants spend in temporary accommodation	Rebecca Cresswell / Ian Bakewell	24-Jan-23
ICMD	22-Mar-23	Non Domestic Rates application for Hardship Relief - RESTRICTED	Rachel Garrick - Resources		Ruth Donovan	
ICMD	22-Mar-23	Highways Traffic Regulation Amendment Order 8	Catrin Maby - Climate Change and Environment	Agreement to make the traffic order - including Monmouth Road, Raglan no right turn onto A40; resi permit parking at Exmouth Place, Chepstow and Ross Road, Abergavenny; 3T weight restriction on Old Wye Bridge Chepstow; waiting	Mark Hand	
Council	09-Mar-23	Pay Policy		To approve the publication of Monmouthshire County Council's Pay Policy, in compliance with the Localism Act."	Sally Thomas	1-Feb-23
Council	09-Mar-23	Council Tax Premiums			Peter Davies	18-Jan-23
Council	09-Mar-23	Capital Strategy & Treasury Strategy			Jon Davies	17-May-22
Council	09-Mar-23	Youth Council			Jade Atkins	7-Dec-22
ICMD	08-Mar-23	Proposed amendment to primary school catchment area – Llandenny Village	Martyn Groucutt - Education		Debbie Graves	10-Jan-23
ICMD	08-Mar-23	Highways Traffic Regulation Amendment Order 8 DEFERRED TO 22 MARCH	Catrin Maby - Climate Change and Environment	Agreement to make the traffic order - including Monmouth Road, Raglan no right turn onto A40; resi permit parking at Exmouth Place, Chepstow and Ross Road, Abergavenny; 3T weight restriction on Old Wye Bridge Chepstow; waiting	Mark Hand	
Council	02-Mar-23	Final Budget Sign Off including Council Tax Resolution			Jon Davies	
Cabinet	01-Mar-23	2023/4 Final Revenue and Capital Budget Proposals			Jon Davies	17-May-22

Cabinet	01-Mar-23	2023/4 WCF/Trust Treasury Fund Investments			Dave Jarrett	17-May-22
Cabinet	01-Mar-23	Month 9 budget monitoring report			Jon Davies	6-Feb-23
Cabinet	01-Mar-23	Monmouthshire ECO Flex 'Joint Statement of Intent and Memorandum of Understanding'			Steve Griffiths	16-Nov-22
Cabinet	01-Feb-23	Tudor Street				9-Jan-23
ICMD	25-Jan-23	Highway Traffic Regulation Amendment Order No 7	Catrin Maby - Climate Change and Environment	Agreement to make the traffic order	Mark Hand	15-Dec-22
ICMD	25-Jan-23	Community Council and Police Precepts - final	Rachel Garrick - Resources		Jon Davies	17-May-22
Council	19-Jan-23	'To determine the name for the new 3-19 School in Abergavenny		'To determine the name for the new 3-19 School in Abergavenny	Cath Saunders	28-Nov-22
Council	19-Jan-23	Council Diary		To confirm the Council Diary 23/24	John Pearson	14-Dec-22
Council	19-Jan-23	Appointments		A report for Council to appoint or ratify a number of appointments to bodies and positions	Matt Phillips	
Council	19-Jan-23	Community and Corporate Plan				
Council	19-Jan-23	Tudor Road Call-In			Nicola Perry	3-Jan-23

Council	19-Jan-23	Council Tax Reduction Scheme			Ruth Donovan	31-May-22
Cabinet	18-Jan-23	Garden Waste			Carl Touhig	21-Dec-22
Cabinet	18-Jan-23	Draft Revenue & Capital Proposals			Jon Davies	
Cabinet	18-Jan-23	Council Tax Premiums Consultation - Long Term Empty Properties and Second Homes			Ruth Donovan	
Cabinet	18-Jan-23	Proposal to establish a Welsh Medium Seedling school in Monmouth		To seek cabinet approval to commence statutory consultation processes to establish a Welsh Medium seedling provision in Monmouth.	Debbie Graves	23-Sep-22
ICMD	11-Jan-23	Clydach Ironworks Enhancement	Sara Burch - Inclusive and Active Communities	To seek approval for the transfer of land associated with the Clydach Ironworks Enhancement Scheme	Matthew Lewis	8-Dec-23
ICMD	11-Jan-23	Welsh Church Fund Working Group			Dave Jarrett	17-May-22
ICMD	14-Dec-22	Council Tax Base report			Ruth Donovan	31-May-22
ICMD	14-Dec-22	2023/4 Community Council & Police Precepts - draft			Jon Davies	17-May-22
Cabinet	07-Dec-22	Regional Integration Fund		To consider the financial liabilities and implications of the Regional Integration Fund and its tapered funding model.	Jane Rodgers	21-Nov-22
Cabinet	07-Dec-22	National Adoption Services and Foster Wales Joint Committee			Jane Rodgers	9-Nov-22
Cabinet	07-Dec-22	2022/23 Revenue and Capital Monitoring report - Month 6			Jon Davies	17-May-22

Council	01-Dec-22	Corporate Safeguarding Policy.		For Council to endorse the revised Corporate Safeguarding Policy.	Jane Rodgers	10-Nov-22
Council	01-Dec-22	Governance & Audit Committee Annual Report 2021/22			Andrew Wathan	18-Oct-22
Council	01-Dec-22	RLDP Preferred Strategy	Paul Griffiths - Sustainable Economy	To seek Council endorsement of the new Preferred Strategy for eight week consultation	Mark Hand / Rachel Lewis	25-Jul-22
ICMD	30-Nov-22	TUDOR STREET		To seek a decision regarding the Council's forward use of the property located in Tudor Street ahead of the outcome of the wider review of MonLife	Jane Rodgers	14-Nov-22
ICMD	30-Nov-22	Govilon Section 106 Funding for Recreation & Play	Rachel Garrick - Resources		Mike Moran	8-Nov-22
ICMD	30-Nov-22	Highways Traffic Regulation Amendment Order 5	Catrin Maby - Climate Change and Environment		Mark Hand	3-Oct-22
ICMD	30-Nov-22	Planning Annual Performance Report (APR) Deferred to 30-Nov-22	Paul Griffiths - Sustainable Economy		Mark Hand Phil Thomas	3-Oct-22
ICMD	30-Nov-22	Highways Traffic Regulation Amendment Order 6	Catrin Maby - Climate Change and Environment	Agreement to make the traffic order	Mark Hand	23-Aug-22
Cabinet	09-Nov-22	Implementing Sharepoint online		To secure funding to implement the project	Sian Hayward	13-Oct-22
Cabinet	09-Nov-22	A County of Sanctuary		To set out the reasons why an earlier decision is required due to time restrictions associated with TAN 15	Matt Gatehouse	20-Sep-22
Cabinet	09-Nov-22	SPF Update Report			Hannah Jones	12-Sep-22
Cabinet	09-Nov-22	Revenue & Capital MTFP update and process			Jon Davies	17-May-22
Cabinet	09-Nov-22	MonLife Heritage Strategy (or ICMD)		DEFERRED	Matthew Lewis	10-Feb-22
Council	27-Oct-22	RESPONSE TO URGENT NEED FOR HOUSING ACCOMMODATION		To present a proposal to enable Council to respond flexibly and promptly to the urgent need for housing accommodation to address the	Cath Fallon	10-Oct-22
Council	27-Oct-22	Community and Corporate Plan		To seek endorsement of the new Community and Corporate Plan setting out the purpose, values	Matt Gatehouse / Paul Matthews	3-Oct-22
Council	27-Oct-22	Outside Bodies Appointment			John Pearson	3-Oct-22
Council	27-Oct-22	Annual Safeguarding Report			Kelly Turner	24-Aug-22
Council	27-Oct-22	Social Care & Health: Directors Report 2021/22			Jane Rodgers	6-Jul-22
ICMD	26-Oct-22	Welsh Church Fund Working Group			Dave Jarrett	14/7/22
Cabinet	19-Oct-22	PSOW annual letter		Present the Public Services Ombudsman For Wales' annual report as required by the letter	Matt Phillips	28-Sep-22
Cabinet	19-Oct-22	Regional Partnership Board - Gwent Market Position Statement		To provide a Market Stability Report produced by the Regional Partnership Board setting out a high	Phil Diamond Head of Regional Partnership Team	22-Sep-22
Cabinet	19-Oct-22	Community and Corporate Plan		To seek endorsement of the new Community and Corporate Plan setting out the purpose, values	Gatehouse / Paul Mattf	20-Sep-22
Cabinet	19-Oct-22	22/23 Revenue and Capital Monitoring report - Month 4			Jon Davies	17-May-22

Cabinet	19-Oct-22	Land adjacent to Caldicot Comprehensive School - Housing Development Opportunity		To seek approval of the disposal of land at Caldicot Comprehensive School for the	Nick Keyse	
ICMD	12-Oct-22	Local Development Annual Monitoring Report (AMR		DEFERRED TO 26 OCT	Rachel Lewis/Cllr Paul Griffiths	23/08/22
ICMD	12-Oct-22	Welsh Church Fund Working Group		DEFERRED TO 26 OCT	Dave Jarrett	14/07/22
ICMD	12-Oct-22	Ending Library Fines		enabling more people to enjoy reading without the worry of incurring a fine if they are unable to return	Cheryl Haskell/Fookes?	20-Sep-22
ICMD	28-Sep-22	Transport Policy			Deb Hill Howells - MG	22-Aug-22
ICMD	28-Sep-22	B4245 speed limit		DEFERRED TO 26 OCT	Mark Hand	18-Jul-22
Council	27-Sep-22	Tackling poverty and inequalities			Nick John	24-Aug-22
Council	27-Sep-22	RLDP Options Report			Rachel Lewis	25-Jul-22
Council	27-Sep-22	Rivers and Ocean			Hazel Clatworthy	9-Jun-22
Council	27-Sep-22	Monmouthshire County Council self - assessment report 2021/2			Richard Jones	23-May-22
ICMD	14-Sep-22	Welsh Church Fund Working Group - meeting 2 held on 21st July 2022 (no meeting/no report -			Dave Jarrett	17-May-22
Cabinet	07-Sep-22	Transport Policy Consultation Update.			Deb Hill Howells	22-Aug-22
Cabinet	07-Sep-22	Cost Of Living			Matt Phillips	25-Jul-22
ICMD	31-Aug-22	MY DAY, MY LIFE SERVICE EVALUTATION			Ceri York	15-Aug-22
ICMD	31-Aug-22	Homeseach Policy & Procedure - Amendments & Welsh Translation Requirement			Ian Bakewell	
ICMD	03-Aug-22	Additional Resources in Educations Strategy		Resources required to develop and maintain schools education systems and the implementatin	Sian Hayward	14-Jun-22
ICMD	03-Aug-22	Designation of Secondary Catchment Areas			Matthew Jones	6-Jun-22
ICMD	03-Aug-22	Welsh Church Fund Working Group - meeting 1 held on 23rd June 2022 - Moved to ICMD 3rd Aug 2022			Dave Jarrett	
Cabinet	27-Jul-22	Wye Valley Villages Future Improvement Plan			Mark Hand	1-Jul-22
Cabinet	27-Jul-22	Regen Three Year Programme			Mark Hand	1-Jul-22
Cabinet	27-Jul-22	Review of Chepstow High Street closure			Mark Hand	1-Jul-22
Cabinet	27-Jul-22	Home to School Transport Policy 2023-24.			Deb Hill Howells	27-Jun-22
Cabinet	27-Jul-22	MUCH (Magor & Undy Community Hall) report			Nick Keys	9-Jun-22

Cabinet	27-Jul-22	Shared Prosperity Fund Local Investment Plan and Regional Lead Authority Arrangements			Hannah Jones	23-May-22
Cabinet	27-Jul-22	Welsh Church Fund Working Group - meeting 1 held on 23rd June 2022 - Moved to ICMD 3rd Aug 2022			Dave Jarrett	17-May-22
Cabinet	27-Jul-22	2021/22 Revenue and Capital Monitoring outturn			Peter Davies/Jon Davies	17-Feb-22
Cabinet	27-Jul-22	Play Sufficiency Assessment and Action Plan 22/23			Matthew Lewis	10-Feb-22
Cabinet	27-Jul-22	Housing Support Programme Strategy (Homeless Strategy)			Ian Bakewell	
Cabinet						

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Monmouthshire Select Committee Minutes

Meeting of Place Scrutiny Committee held at The Council Chamber, County Hall, The Rhadyr, Usk, NP15 1GA with remote attendance on Thursday, 14th December, 2023 at 10.00 am

Councillors Present

County Councillor Lisa Dymock (Chairman)

County Councillors: Louise Brown, Emma Bryn, Jane Lucas, Maria Stevens, Jackie Strong, Tudor Thomas, Laura Wright, Paul Griffiths and Catrin Maby

Officers in Attendance

Robert McGowan, Policy and Scrutiny Officer
Frances O'Brien, Chief Officer, Communities and Place
Mark Hand, Head of Place-making, Housing, Highways and Flood
Hannah Jones, Youth and Community Officer
Nigel Leaworthy, Commercial & Operations Manager
James Woodcock, Business Insights Manager

APOLOGIES: Councillor Tomos Davies

1. Declarations of Interest

None.

2. Public Open Forum

None.

3. Pre-decision Scrutiny - To scrutinise the Monmouthshire Economy, Employment and Skills Strategy and action plan in setting the economic ambition for the county

Cabinet Member Paul Griffiths introduced the report. Hannah Jones and James Woodcock delivered a presentation and answered the members' questions with Councillor Griffiths and Mark Hand.

Key questions from members:

- How is the figure of 6,240 jobs arrived at? Does this really address Monmouthshire's needs i.e. internal jobs to cut out-commuting?
- How does this strategy link in with our needs? E.g., with an ageing demographic, there will be more need for the care sector – are we going to have housing for key workers? How does this relate to a previous CYP report that said work was being geared to the care sector?
- Regarding Enterprise, would it be helpful to add something about apprenticeships with local schools?
- Regarding Tourism, what is the evidence of the need for hotels?
- Concerning Public Procurement, one problem with EU regulations was local people not necessarily being hired for council contracts. Has that improved after Brexit and can we boost the work that Monmouthshire does?

- Other authorities have looked at whether key worker housing, if it can't be filled by people from those particular occupations, could be used for other eligible people – has that been considered?
- To note a correction: the report mentions Wales's last remaining lave net fishermen practising the tradition in Caldicot but, in fact, because of NRW rules they aren't allowed to fish at present
- What is the commuting data in and out of Severnside? Does it constitute a lot of the overall movement in/out of the county?
- There is a need for a link road off the M48 to alleviate congestion on the B4245 – what effect does congestion and traffic have on the local economy?
- Why is the Local Transport Policy not sitting in the section entitled 'Strategic Context'? Is the lack of transport stifling economic opportunities e.g. are the poor public transport connections in Monmouth a challenge to businesses that want to expand into the county?
- P43 and learning opportunities: why is no mention given to one of the biggest access barriers for youngsters looking to attain higher education qualifications, which is the frustration of physically accessing colleges due to the lack of transport links?
- Why is there no mention of requesting a better deal under Cardiff Capital Region, or that we are no longer part of the scheme to join up rail and bus services across the region?
- The Kingsgate Active Travel route on P70 should not be hailed as best practice for prioritising active travel as there is still no safe walkable route into town from Kingswood Gate, with the final phase not planned to be built till 2024, and is still subject to funding – **ACTION: Provide the committee with an update on the Active Travel plans for a walkable route into Monmouth town from King's Wood Gate houses**
- How will the Action Plan have a positive influence on the Welsh Language Standards as stated in the impact assessment?
- 6000 jobs and 38 hectares of employment land – which comes first, jobs or houses?
- Is 'rapidly ageing' an appropriate term?
- It is vital that Care industry workers are given the right support as it is a highly skilled job
- Regarding viability support to town centres, it is a shame we haven't supported them this Christmas by giving free parking on the weekends –it has been handled poorly and businesses aren't happy
- Regarding Tourism, is the work of town councils recognised enough in running events etc.?
- What about a Skill Centre in Monmouth?
- As well as infrastructure problems, the schools in Monmouth are full; are the 270 homes proposed for the top of Monmouth not at the wrong end?
- Key workers and affordable housing, based on wages – what is that figure? = **ACTION: Provide the committee with the figure for the wages in relation to affordable housing**
- What are the skills gaps? If we identify those then we can go some way to improving the skills base that we have
- For people to work and stay in the county, we need to develop some of the industrial sites e.g. there is no food processing for the livestock market in Raglan. Can we increase industrial processing for food?

- We will need to use some of our land for housing and industrial development, in order to provide huge employment
- King Henry VIII school serves as an example of the problem: the majority of younger staff don't live in the county as they can't afford to – same for social workers, care workers, etc. to encourage a better base of skills we need to develop housing for key workers
- 90% employment level – is that workers residing in-county and commuting elsewhere or living and working in the county?
- Caldicot and Chepstow are now seen as commuter towns – how will this be addressed in the long term?
- How will we as an authority support and attract more investments and businesses, and where will we begin?
- Residents struggle to connect with Severn Tunnel Junction and the bus network, and the times now no longer align with 20mph speed limit – **ACTION: Provide the committee with information about the proposals to improve bus connections at Severn Tunnel Junction**
- How will the workplace parking levy affect attracting businesses, and how will it work?
- Regarding transport problems constraining economic growth, as well as the problems for local employment, Avonmouth companies are concerned about Chepstow delays, and the 20mph limit is now also causing delays e.g. fewer pharmacy prescription deliveries per hour
- Workplace charging: if internal employers are charged and those outside the county aren't then will it be a disincentive for employers to come into the area?

Chair's Summary:

Members wanted clarity regarding the 6,240 job target and where the figure came from, and requested more detailed data about area commuting. There is a strong desire to look at key workers' housing being considered, and there were a number of comments about problems being caused for workers by a lack of public transport and road links. Members welcomed the idea of a Skills Centre, especially in the Severnside area, but one is also required in the north of the county. Comments were made about a link road off the A48 on to the M48, which would help to encourage people to access the county. Concerns were raised about the lack of public transport and the impact on pupils wanting to attend higher education, missing out on those opportunities. Comments were made about supporting town centres – it is imperative that town councils are involved and that we support independent retailers. We would like to see development of the food supply chain, particularly in food processing. We are pleased that there will be further analysis of the skills gap. Thank you to members for their contributions and to officers and the Cabinet Member for their responses.

4. Community Improvement Team - To scrutinise the team's operations and organisation

Cabinet Member Catrin Maby and Nigel Leaworthy introduced the report. Nigel Leaworthy answered the members' questions.

Key questions from members:

- P228, 3.13: ‘newly formed Caldicot and Magor town teams’ – the Caldicot town team isn’t newly formed. So does this refer to the same team or a different one?
- Can you clarify about the funding from precept?
- The ‘New Town Team’ will cause a lot of confusion – can that be renamed?
- How heavily does the team rely on volunteers, and what expectations are there between groups?
- Are man-hours of volunteers recorded, and therefore a record of what costs would be without them?
- How much of the work is reactive vs proactive?
- Is the group responsible for cutting back residential hedges, or is that a different team?
- Presumably, street sweeping has a certain schedule, rather than being reactive?
- Do you coordinate any of the reactive work in sweeping leaves at the same time as dealing with blocked drains?
- Hedges can affect highways, if not cut by private landowners – have we ever charged someone if they haven’t followed an enforcement notice?
- How many sweepers were there before and how many are there now?
- There is a good liaison between the community and town teams in Abergavenny which has improved the situation. The issue of dog mess and littering remains disappointing but it is difficult to keep on top of that with a limited team.
- Would the Monmouth Town Council service level agreement override the standard level agreement?
- There are many emails from residents who aren’t happy with Nature Isn’t Neat and would like public areas to be tidier. What are we looking at to control weeds?
- Are you not allowed to borrow back for a few days per month the road sweeper that was transferred to Highways?
- The discontinuation of glyphosates is welcome but residents at top of Sandy Lane have raised concerns about the state of pavements and gullies – it would be useful to have feedback about the state of play with alternative methods of weed removal
- The report mentions town teams getting to grips with potholes – can we have more information?
- Something more joined up is needed regarding litter in Caldicot, especially when there are big events.

Chair’s Summary:

Thank you to the officers and teams for their hard work ensuring cleanliness in our communities, which is vital and has a hugely positive impact on communities. Thank you to the Cabinet Member for attending and we look forward to the discussion in the new year about litter.

5. Place Scrutiny Committee Forward Work Programme

Councillor Strong noted that in light of the prostate motion at full council, changing places and MDML needs to be looked at on 14th March with the Toilet strategy.

Councillor Strong also asked if new ways to progress refurbishment of Caldicot Leisure Centre could be considered – **ACTION**

EV charging and Climate & Nature Emergency Strategy need to be deferred from 11th January. The items need to be scrutinised before final Cabinet sign-off on 10th April. Members do not wish to hold a meeting on the same day as full council. Officers to arrange a date that meets all the requirements and notify members subsequently = **ACTION**

Councillor Brown requested clarity about the Cabinet date for the Strategic Equality Plan: the SEP will go to People scrutiny on 6th February but was on the planner for cabinet on 18th January – it has been since updated to 29th February.

6. Cabinet and Council Work Planner.

7. To confirm the following Place Scrutiny Committee Minutes:

Ordinary Meeting dated 28th September 2023

Special Meeting dated 23rd October 2023

23rd October: Councillor Brown requested an amendment be made to clarify the comment about the Welsh Parliament document, which was mixed up with a comment about the children's commissioner – **ACTION**

8. Next Meeting: Thursday 11th January 2024 at 10.00am

See FWP discussion above – officers to confirm cancellation once a new date for the items is set.

The meeting ended at **12.25 pm.**

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