



HILLINGDON
LONDON



Petition Hearing - Cabinet Member for Improvement, Partnership and Community Safety

Date: THURSDAY, 7 OCTOBER
2010

Time: 6.30 PM

Venue: COMMITTEE ROOM 4A -
CIVIC CENTRE, HIGH
STREET, UXBRIDGE UB8
1UW

**Meeting
Details:** Members of the Public and
Press are welcome to attend
this meeting

Cabinet Member hearing the petitions:

Douglas Mills, Cabinet Member for
Improvement, Partnerships and Community
Safety

How the hearing works:

The petition organiser (or his/her nominee)
can address the Cabinet Member for a short
time and in turn the Cabinet Member may
also ask questions.

Local ward councillors are invited to these
hearings and may also be in attendance to
support or listen to your views.

After hearing all the views expressed, the
Cabinet Member will make a formal
decision. This decision will be published and
sent to the petition organisers shortly after
the meeting confirming the action to be
taken by the Council.

**This agenda and associated
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large print or on audio tape on
request. Please contact us for
further information.**

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This Agenda is available online at:
<http://modgov.hillingdon.gov.uk/ieListMeetings.aspx?CId=284&Year=2010>

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Agenda

- 1 To confirm that the business of the meeting will take place in public
- 2 To consider the report of the officers on the following petition received

	Start Time	Title of Report	Ward	Page
3	6.30pm	Carlyon Road, Yeading - Petition Requesting The Installation Of CCTV At The Pedestrian Subway In Carlyon Road	Barnhill & Yeading	1 - 4
4	7pm	Petition Requesting CCTV In Briarwood Drive, Ferndown And Oakdale Avenue, Northwood Hills	Northwood Hills	5 - 8
5	7.30pm	The Sigers - Petition Requesting The Installation Of CCTV Cameras - FOLLOW UP MEETING	Eastcote & East Ruislip	9 - 12

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CARLYON ROAD, YEADING – PETITION REQUESTING THE INSTALLATION OF CCTV AT THE PEDESTRIAN SUBWAY IN CARLYON ROAD

Cabinet Member	Councillor Douglas Mills
Cabinet Portfolio	Improvement, Partnerships and Community Safety
Officer Contact	Ed Shaylor, Planning, Improvement and Community Services
Papers with report	None

HEADLINE INFORMATION

Purpose of report	This report seeks to respond to a petition received by the Council to request installation of CCTV cameras at the pedestrian subway (beneath A312 Hayes By-pass) in Carlyon Road, Yeading. It was received by Democratic Services on 16 July 2010.
Financial Cost	Nil cost
Relevant Policy Overview Committee	Residents' and Environmental Services
Ward(s) affected	Barnhill and Yeading

RECOMMENDATION

That the Cabinet Member for Improvement, Partnerships and Community Safety considers the petitioners' request, discusses with them in detail their concerns regarding the subway in Carlyon Road, Yeading, and advises petitioners that:

- 1. Transport for London (TfL) is responsible for the site as it falls within the environs of the A312 Parkway (Hayes By-Pass);**
- 2. the Council shares residents views that this is a priority location for safety and will continue to work with TfL to make sure that improvements are made;**
- 3. TfL have agreed to install CCTV cameras at the entrances to the subway with a target date for installation of the cameras, which are new equipment, by the end of December 2010 (or earlier if possible);**
- 4. other improvements to the area have been made due to liaison between Hillingdon's Community Safety Team and TfL's Community Safety Manager since the attack on a woman at the subway in November 2008. These improvements are:**
 - up-graded street-lighting giving a much brighter light;**
 - vegetation on the banks cut back; and**
 - mirrors installed and paint applied above the subway entrances;**

5. a lighting audit has been carried out and the lighting levels in the subway itself are above the levels required by the Department for Transport; and
6. residents are requested to continue to notify all incidents to the Police on 0300 123 1212 (non-emergencies) or the Community Safety Team via 0800 694 0240 (for non-crimes) in order to continue to identify this area as a priority for action.

INFORMATION

Reasons for recommendation

To address the concerns of the residents.

Alternative options considered

None at this stage – it is felt that if the measures above are implemented then it will not be necessary to consider alternatives.

Comments of the Policy Overview Committee(s)

None at this stage.

Supporting Information

Site meetings have taken place at Carlyon Road underpass, particularly in July 2010 with residents, TfL, the Council's Community Safety Team and Police to discuss what provision TfL intended to make at the location with regard to the installation of CCTV and other measures to increase the confidence of underpass users.

The work on the embankments has budget allocated to it for this financial year. A geographical survey and soil survey have already been carried out, with further surveys to follow to establish the effect on trees, vegetation and wildlife. When these mandatory surveys have been completed, work can commence.

TfL is negotiating with the Council how the CCTV is to be operated and managed once it has been installed.

In addition to the actions noted in the recommendation, TfL has agreed to carry out the following measures:

1. Re-shaping and lowering the embankments on both subway approaches so that the subway entrance is visible from the approach paths.
2. Installing a short section of fencing either side of the subway entrances so that people cannot hide so easily in the blind spot created adjacent to the walls to the sides of the subway entrances.
3. Turfing all embankments to reduce the problems with undergrowth obstructing visibility.
4. Replacing all lamps on the approach paths with sodium lighting to improve visibility.

The Council have further recommended to TfL the following measures:

1. To re-paint the whole of the bridges above the subway entrances to remove the “patched” effect of the current paint and to cover up graffiti.
2. To repair the broken light panel in the subway.
3. To increase the frequency of vegetation maintenance.
4. To trim back vegetation away from the footway alongside the A312 running south towards Dorchester Way.
5. To install mirrors on the walls to the sides of the subway/along the approach paths.

Financial Implications

There is no direct financial impact from this report as the site is the responsibility of Transport for London who would be obliged to meet the costs of the works.

However the Council is considering meeting some part of the costs to make sure that lack of funds is not an obstacle. In this eventuality this would be the subject of a further Cabinet Member report.

EFFECT ON RESIDENTS, SERVICE USERS & COMMUNITIES

What will be the effect of the recommendation?

The measures recommended should improve public safety in the area.

Consultation Carried Out or Required

Consultation has been conducted with Hillingdon Police and local residents and ward councillors. Regular liaison takes place between the Council’s Community Safety Team and Barnhill and Yeading Police Safer Neighbourhood Teams.

CORPORATE IMPLICATIONS

Legal

Under the Constitution the Cabinet Member has the general delegated power to deal with petitions and to accept the recommendation, to note the views of the petitioners and provide advice on the action that is proposed by the Council’s Community Safety Team.

An informal consultation has been undertaken. If the local authority decides to embark on any further consultation made on a formal, but non-statutory, basis the applicable principles are no different from those which apply to statutory consultation: see R (Partingdale Lane Residents Association) v Barnet London Borough Council [2003] EWHC 947 (Admin), [2003] All ER (D) 29.

In considering any consultation responses, decision makers must ensure there is a full consideration of all representations arising including those which do not accord with the officer recommendation. The decision maker must be satisfied that responses from the public were conscientiously taken into account.

BACKGROUND PAPERS

Petition received

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PETITION REQUESTING CCTV IN BRIARWOOD DRIVE, FERNDOWN AND OAKDALE AVENUE, NORTHWOOD HILLS

Cabinet Member	Councillor Douglas Mills
Cabinet Portfolio	Improvement, Partnerships and Community Safety
Officer Contact	Ed Shaylor, Planning, Environment and Community Services
Papers with report	None

HEADLINE INFORMATION

Purpose of report	This report seeks to respond to a petition received by the Council to request CCTV cameras be installed in Briarwood Drive, Ferndown and Oakdale Avenue, Northwood Hills. The petition was received by Democratic Services on 17 March 2010.
Financial Cost	The costs of a temporary CCTV camera can be met from existing community safety budgets.
Relevant Policy Overview Committee	Residents' and Environmental Services
Ward(s) affected	Northwood Hills

RECOMMENDATION

That the Cabinet Member notes the views of the petitioners, and advises that:

1. the LBH Community Safety Team will continue dialogue with the managing agents to encourage improvements to the car park area in Ferndown;
2. the Police Safer Neighbourhoods Team (SNT) has been requested to patrol the area in the evenings and, from time to time, after 11pm;
3. the Police will advise youths not to play football in the car park area, and take a robust stance to stop the playing of football in this area as it annoys residents;
4. a mosquito unit has been supplied to Waukesha Bearings and has been installed in the covered car park area to deter young people from going there;
5. the Police SNT has identified of some of the youths causing anti-social behaviour warning letters have been sent to the youth's parents;
6. if evidence is available against any individual offenders, full consideration will be given to prosecution, fixed penalty notices, Anti-Social Behaviour Orders or other suitable enforcement or preventative measures;

7. a temporary wireless CCTV installation fixed to a lamp post for a period of 3 months can be considered; and
8. residents should continue to report incidents to the Police on 0300 123 1212 or the Community Safety Team via 0800 694 0240 (for non-crimes) to build up a picture of whether incidents are increasing or decreasing.

INFORMATION

Reasons for recommendation

To address the concerns of the residents.

Alternative options considered

The possibility of fixed permanent CCTV has been considered but discounted. The costs are considerable and, when installing cameras, we have to consider necessity, proportionality and the likelihood of intrusion into the privacy of people not connected with the disorderly behaviour. This is an obstacle in this instance. The deployment of temporary CCTV would enable an assessment to be made as to whether the problem is a temporary one, capable of resolution, which would avoid some of the problems associated with a permanent installation.

Comments of the Policy Overview Committee(s)

None at this stage.

Supporting Information

The reports from residents are:

Ferndown:

- dropping of litter from parked vehicles
- occupants of the vehicles shouting and fighting in the private car park area
- youths playing football in the parking area late at night
- graffiti, damage and litter in the covered car parking area
- youths climbing on top of the roof area, and causing damage to the roof

Oakdale Avenue:

- threats to damage a resident's car
- a car wing mirror has been smashed on more than one occasion
- cars scratched
- urinating on the stairs leading to flats
- bikes, toys, and a barbeque stolen from outside property

Ferndown and Oakdale Avenue:

- youths smoking drugs

The car park is privately owned and the Principle Landlord is Berkeley Homes. They have two tenants: Zurich and JJ Weatherspoon. Zurich sub-let the property to Waukesha Bearings but,

according to Waukesha Bearings, Berkeley Homes have sole responsibility for the maintenance of the car park area.

The complete enclosure of the covered car park would stop youths from entering and greatly reduce an element of the anti social behaviour for Ferndown. There has been a reduction in reported incidents which was believed to be an indication of improvement in the area. However, following a letter drop in the area, the residents have reported that there has not been a reduction in incidents. Residents have expressed a desire for more police patrols during the late evening when the incidents occur.

If agreed, the recommendations mean that:

1. the LBH Community Safety Team will continue dialogue with the managing agents to encourage improvements to the car park area in Ferndown. This includes the current on-site CCTV and lighting. Quotes are being obtained for steel balustrade fencing to the whole external car park area in Ferndown. However, there would need to be an agreement with the managing agents, the owners and the leaseholders about installing fencing and an agreement about who will meet the costs;
2. the Police Safer Neighbourhoods Team (SNT) has been requested to patrol the area in the evenings and, from time to time, after 11pm;
3. the Police will advise youths not to play football in the car park area, and take a robust stance to stop the playing of football in this area as it annoys residents;
4. a mosquito unit has been supplied to Waukesha Bearings and has been installed in the covered car park area. This should deter young people from going there;
5. the Police SNT has identified of some of the youths causing anti-social behaviour warning letters have been sent to the youth's parents. If the youths are brought to the attention of the Police in the future, then they will be referred to the Early Intervention Panel (EIP), which would divert them away from anti-social behaviour;
6. if evidence is available against any individual offenders, full consideration will be given to prosecution, fixed penalty notices, Anti-Social Behaviour Orders or other suitable enforcement or preventative measures;
7. a temporary wireless CCTV installation fixed to a lamp post for a period of 3 months can be considered. There is high demand for these cameras and therefore a waiting list. The Area Tasking Forum decides the degree of priority of CCTV in various areas taking into consideration the views of the Police, Councillors and petitioners in the light of necessity and proportionality in this area compared to others; and
8. residents should continue to report incidents to the Police on 0300 123 1212 or the Community Safety Team via 0800 694 0240 (for non-crimes) to build up a picture of whether incidents are increasing or decreasing

Financial Implications

The costs of installing temporary CCTV can be met from existing budgets. There are no additional financial implications for the authority resulting from the recommendations at this

stage as noted by this report. The outstanding issue of the enclosure of car parking area is still being investigated and any financial implications will be reported on in the future.

EFFECT ON RESIDENTS, SERVICE USERS & COMMUNITIES

What will be the effect of the recommendation?

The measures recommended should reduce or help to detect incidents.

Consultation Carried Out or Required

Consultation has been conducted with Hillingdon Police and will continue via the monthly tasking forum.

CORPORATE IMPLICATIONS

Legal

The installation and use of overt CCTV cameras is governed by the Council's policy on CCTV usage and the Information Commissioner's CCTV Code of Practice. Both policies act in tandem to set down the means by which overt CCTV footage may be recorded, administered, stored and destroyed. A breach of either policy may lead to a claim for damages under the Human Rights Act.

The relevant Cabinet Member is authorised under Regulation 7.08 (e) of the Council's Constitution to oversee and report to the Cabinet on the Council's responsibilities and initiatives in respect of partnerships and CCTV, including the CCTV Control Room.

BACKGROUND PAPERS

None.

THE SIGERS, EASTCOTE – PETITION REQUESTING THE INSTALLATION OF CCTV CAMERAS – FOLLOW UP MEETING

Cabinet Member	Councillor Douglas Mills
Cabinet Portfolio	Improvement, Partnerships and Community Safety
Officer Contact	Ed Shaylor, Planning, Environment and Community Services
Papers with report	None

HEADLINE INFORMATION

Purpose of report	This report follows a previous Petition Hearing in relation to a petition received by the Council to express concerns about vandalism and asking for CCTV cameras to be installed in The Sigers, Eastcote. The petition was received in Democratic Services on 16 December 2009 and the first Petition Hearing was held on 18 March 2010.
Financial Cost	Nil cost
Relevant Policy Overview Committee	Residents' and Environmental Services
Ward(s) affected	Eastcote and East Ruislip

RECOMMENDATION

That the Cabinet Member for Improvement, Partnerships and Community Safety discusses with petitioners in detail their concerns, and advises as follows:

- 1. The Council has encouraged the local Police Safer Neighbourhood Team to patrol The Sigers more frequently on Friday and Saturday evenings after 23:00, as this tends to be the peak times of the incidents after the pubs close. The police agreed to this and have done so;**
- 2. A portable wireless CCTV camera was purchased by the Council following the first Petition and was installed in The Sigers in June 2010;**
- 3. The number of incidents in The Sigers which have been reported by residents or detected by the camera has not been high during the period since the camera was installed. It is therefore proposed to move the camera to a higher priority location;**
- 4. Permanent CCTV in The Sigers is not a practical solution to the problem, as it would not be proportionate to the problem and would not satisfy the requirement of the Regulation of Investigatory Powers Act 2000 (RIPA); and**

5. **Residents are advised to continue to report incidents when they occur so that the level of problem in the area can be re-assessed in future.**

INFORMATION

Reasons for recommendation

To address the concerns of the residents and update them on progress since the Petition Hearing on 18 March 2010.

Alternative options considered

Dummy CCTV cameras could be secured to a lamp post. The Council discourages the use of dummy cameras as they give an impression of safety without the ability to provide any evidence if an incident were to occur.

Fencing the whole strip of footpath on The Sigers side would be unlawful, even though access can be gained from another entrance. The footpath is also too narrow to permit fencing and it is not possible to widen it as the road is too narrow.

Comments of the Policy Overview Committee(s)

None at this stage.

Supporting Information

At the Petition Hearing on 18 March 2010, the Cabinet Member resolved that:

1. solutions to the problems in the area are not obvious due to the sporadic nature of the incidents and the residential nature of the area.
2. the local Police Safer Neighbourhood Team had been asked to patrol The Sigers more frequently on Friday and Saturday evenings between 23:00 - 03.00, as these tend to be the peak times of the incidents after the pubs close.
3. officers investigate the purchase of a modern wireless temporary CCTV to be installed in The Sigers. That, in consultation with the lead petitioner, Chairman of Eastcote Residents Association and Ward Councillors, the best location for the camera be discussed. That the camera be installed for an experimental period of 3 months with a report back to the Cabinet Member at the conclusion of the temporary period for a further decision to be made.

The following incidents have been recorded by the camera:

- On 19 June 2010, a graffiti 'tag' was sprayed on the wall of 34 The Sigers. The incident was captured on the CCTV and passed to Police, but it has not been possible to identify the culprit.
- On 16 July 2010, the Council received a complaint about a gang of 25 youths allegedly behaving in an extremely disruptive manner. The images were viewed and did not seem to substantiate the severity of the complaint. Local enquiries revealed this was a 16th birthday party. The immediate neighbours were spoken to and agreed that they had

been informed and there were no problems except that a. A number of uninvited guests turned up. The girl's father asked them to leave and they did.

- On 3 September 2010, a car was damaged outside 34 The Sigers. Unfortunately, the view of the car was obstructed by the tree and was not, therefore captured on the camera.

There have been no other incidents captured by the camera. A review of police records shows no other incidents reported in The Sigers during this period.

Financial Implications

There are no direct financial implications for the Authority resulting from the recommendations noted by this report.

EFFECT ON RESIDENTS, SERVICE USERS & COMMUNITIES

What will be the effect of the recommendation?

Removing the camera could have the effect of increasing the number of incidents, if the camera has provided a deterrent. This would need to be monitored.

Consultation Carried Out or Required

Consultation has been conducted with Hillingdon Police and will continue via the tasking forums.

CORPORATE IMPLICATIONS

Legal

The Council is a "relevant public authority" for the purposes of the Regulation of Investigatory Powers Act 2000(RIPA) and, therefore, would have to obtain specific authorisation if it wished to carry out a covert investigation into the vandalism that is taking place in The Sigers.

The evidence obtained could potentially still be used in criminal proceedings, provided the court was satisfied that to do so would not result in an unfair trial.

The Borough Solicitor will take whatever action he can to support the Police, the Environment and Consumer Protection and Community Safety teams and local residents tackle the anti-social behaviour identified in this report. This will include providing advice and instituting prosecutions under the anti-social behaviour legislation if appropriate.

Under the Constitution, the Cabinet Member has the general delegated power to deal with petitions and to accept the recommendation to note the views of the petitioners and provide advice on the action that is proposed by the Council's Community Safety Team. However, there must be a full consideration of all representations by the Cabinet Member, including those that do not accord with the officer's recommendation, before a decision is reached.

BACKGROUND PAPERS

Petition received.

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