

	Source	Comments	Response from Council and Police
1.	Borough Councillor	As a Borough Councillor, I believe that all wards within Waverley Borough Council should be covered by this Order. All wards experience some type of the ASB listed... I think Parish Councils should be consulted too.	The rationale behind proposing the Godalming Town Council area as a first step are set out in the report under section 9. All Town and Parish Councils were written to as part of the consultation process
2.	Borough and Parish Councillor	Summary – Concern about displacement to adjoining areas around Godalming TC area. – detailed correspondence attached to this table	The response to concerns about displacement is set out in the report under section 9.
3.	Member of the public	These anti-social proposals all sound excellent, and are long overdue. I hope they will also include Milford in their boundary? There have also been many issues at Jubilee Field - I would hope it would also be included in the protection area.	Milford will not be included in the initial boundary of the order in relation to ASB. The reasons for this and an explanation of how the Police and council would deal with ASB issues in the Milford area is set out in section 9 of the report
4.	Member of the public	<p>Volunteer gardening for Waverley is a pleasure I and my fellow Ggardener's have enjoyed for five years or more pruning the roses weeding digging cutting grasses clearing the ponds tidying borders and many more tasks BUT the last two years have been horrendous. Individuals have broken and thrown and climbed onto the roof of the cloisters at Phillips memorial and thrown tiles into pond there is always broken roof tiles and broken glass bottles and pulling the wisteria down setting fire to the roots of trees throwing alcohol bottles and cans and have even used the cloisters for a toilet and we have found numerous used drug needles in the gardens which we have had to dispose of The pleasure has gone we have complained to no avail all we get is we need evidence!! so put cameras in put more policing in the areas recruit bobbies on the beat put them in youth detention centres don't threatened them with things that never happen they laugh in your face they swear they threatened they spit they don't care</p> <p>One person had their hedge set on fire, one had wing mirrors ripped from her car and another had their computer yanked out of her hand getting off the train and ran off with it and the vicar had his church windows smashed he has had to do a Go Fund to get them replaced these people should be made to do National service and pay for their crimes and pay for the damage as well</p> <p>I have seen first-hand the shoplifting from the co-op I have seen them threaten people and loitering in the street and intimidating behaviour They take great delight in being famous for their escapes and dead chuffed at being called the GU7 gang</p> <p>They are also notorious in Broadwater park for various vandalism so they are not limited to one area it is the whole of Farncombe and Godalming and beyond</p>	The proposed PSPO is not to be seen in isolation. It should be seen as one of a range of tools the Police and Councils have to address anti-social behaviour. The range of enforcement powers the police are using and the other work the councils and the Police are doing with other agencies and voluntary groups to engage with people and provide opportunities for leisure activities are set out section 9 of the report.

		How they have been allowed out by their parents and then congregate in groups whilst the rest of us are shielding and not allowed is beyond me What will happen NOTHING	
5.	Member of the public	Recent attacks on animals and people locally with air weapons and catapults also must be included in the anti-social moves. Attacks at allotments in Farncombe and Witley, Broadwater Lake and Secretts Farm pond as reported on social media, and kids with catapult attacking chickens at Greenoaks School (members of the traveller community) as reported by my wife to the police in late 2020.	The proposed PSPO is not to be seen in isolation. It should be seen as one of a range of tools the Police and Councils have to address anti-social behaviour. The range of enforcement powers the police are using and the other work the councils and the Police are doing with other agencies and voluntary groups to engage with people and provide opportunities for leisure activities are set out section 9 of the report.
6.	Member of the public	After reading the ASB proposal I feel inclined to comment. I work at a school. We often take children on learning walks to enhance their class learning. We have been studying the Titanic this term and took a bubble of year 1 children to see the Jack Philips memorial. Luckily I checked out the site before allowing the children through. There was a trail of vomit leading to a group of 6/7 men drinking alcohol and using drugs at 10.15am. Our learning walk was to pay respect to a local hero. The children were very disappointed they couldn't complete the walk. My adult son has been insulted, intimidated and threatened by a younger group of youths before lockdown on the train and while out and about after college. The allotments have been damaged causing a lot of distress to a vulnerable lady. I have found bottles of high-volume alcohol and security tags hidden under the pine tree in the alleyway running from the Mila cafe. Please allow the police to have the authority to control the behaviour and support the culprits of this behaviour. There is a cry for help which is not being heard.	These are the types of issues which the Order is intended to assist the Police to deal with, alongside their other powers and the collaborative work they are doing with the councils to engage with all sectors of the community as set out in section 9 of the report.

7.	Member of the public	<p>I for one am very disheartened with the lack of response from council and police to date, my property has been targeted since July of 2020 for god knows what reason. I've had stones thrown at windows concrete lumps thrown at rear of property and tiles smashed 2 slashed tyres car door kicked in and dog mess thrown at the windows. This is especially occurrent during the lighter evenings and can sometimes be a couple of times a week, The alley is where the troublesome kids exit from once they've caused trouble up by the church, they use this route to walk to Broadwater golf club and stay there till late in the evening. Police have been notified of incidents relating to myself. This has all stressed me out so much I sit indoors of an evening with the blinds drawn shut fearing and objects thrown at my windows would send shards of glass all over my living area, it's now come to a point where I have asked to be transferred to another property, I have lived here for 50 years but I don't want to live where this gang of adolescents are intent in ruining our lives and property for their "so called entertainment " the sooner I can be moved the better or even close off the alleyway it serves no purpose other than ingredient to cause mayhem.</p>	<p>These are the types of issues which the Order is intended to assist the Police to deal with, alongside their other powers and the collaborative work they are doing with the councils to engage with all sectors of the community as set out in section 9 of the report.</p>
8.	Member of the public	<p>As a resident of Farncombe, I would like to thank the Council for taking these issues seriously and to give my complete support for this order.</p>	
9.	Member of the public	<p>Hello I read announcement regarding the anti social behaviour and this email address where we can comment if we feel any areas have been left out. I had spoken to surrey police and the new officer who was in charge of the new additional local officers covering our area of Farncombe.</p> <p>Other areas not covered in the order that I feel you should be aware of is a key area being Broadwater Park. One of the key areas they like to hang out in (especially when the weather is not great) is in the old golf area within the park and especially the sheltered area near the old club house. They use this area for taking drugs and I have mentioned this to the police.</p> <p>Other issues to ensure are covered in the PSPO please based on what they have done below using motorbikes in broadwater park, causing distress to many people who are trying to enjoy the park threatening another child with a gun (however it turned out to be a fake gun) starting fires (one was started in an alley way that burnt a fence down of a house and in turn got so close to a childrens nursery they had to evacuate Damage to cars, damage to the cricket equipment at Broadwater mass gathering in the golf area where a young girl was being beaten up</p> <p>All of the above was reported to the police</p>	<p>Broadwater Park and the Golf Club are included in the proposed PSPO as they are within the borough boundary.</p> <p>Section C of the proposed Order provides a prohibition on anti-social behaviour that is likely to cause harassment, alarm or distress and this could be applied to the use of motorcycles and the other issues you raise if they cannot be dealt with under other laws.</p>

		<p>It is great news that we have this order, however this will only work if there are police actually patrolling the area. There was a police car once in the car park but he was sitting in the car park which is no good if the residents of Farncombe and Godalming want to feel that something is being done. We need to see them patrolling, visiting the areas that are known to be frequented by them so why was that not being looked at. Perhaps because it was raining? I was also advised by the officer, that indeed the parents had been visited but all but one said oh its just kids being kids. I was also told that yes they were frustrated too but it doesn't help that the younger officers just want to give chance after chance and have a different attitude to the older policemen as such. This is so frustrating as if you are old enough to do the crime then you are old enough to take the consequences of this.</p> <p>Residence are simply fed up and have very little faith right now so please, please, let this be put into force with a zero tolerance policy. The so called camera by the toilets was put up but on such a low mast of course broken within a few days.</p>	
10.	Member of the public	<p>I'm dumbfounded these anti social issues have not been resolved by the Police and offenders dealt with in an appropriate way, despite numerous and overwhelming reports of repeat offending by (sometimes) named individuals. Anything that can bring this dreadful situation to a satisfactory conclusion is urgently required. Please do something to stop these individuals continuing to get away with this criminal behaviour. We need our town back now before it slides into a 'no go area!</p>	<p>These are the types of issues which the Order is intended to assist the Police to deal with, alongside their other powers and the collaborative work they are doing with the councils to engage with all sectors of the community as set out in section 9 of the report.</p>
11.	Member of the public	<p>Good morning</p> <p>I wanted to start by saying I am in support of the spirit of the order. I have the following 5 comments on the draft:</p> <p>1) I believe that the term 'authorised person' should be defined within the document, and should include the groups of people that have been designated and the reasons behind their inclusion. It should also include provisions on if/how local members of the community can become an 'authorised person'.</p> <p>2) I believe that an appeals process for people who have been wrongly fined should be included, and other 'checks and balances'.</p> <p>3) I believe that the order should describe punishments for repeat offenders.</p>	<p>1). Enforcement will be carried out by Police Officers, PCSO's and /or Authorised Officers of Waverley Borough Council. An authorised officer is an officer authorised by the council or by the Police to use the powers in the Order. Officers will not be authorised until they have had appropriate formal training and instruction on enforcement and the application of the Order.</p> <p>2). The appeal process will be clearly set out in the Fixed Penalty Notice when it is issued.</p> <p>3). The Fixed Penalty Notice is an alternative to prosecution and is issued at the discretion of the authorised officer. In the case of repeat offending, the authorised officer may choose not to offer this opportunity to discharge liability to conviction and prosecute the offender in the Magistrates Court instead.</p>

		<p>4) I believe that text should be added to the order that would allow members of the public to see the number of fines and dispersal orders issued per street.</p> <p>5) The order should make it clear if any 'authorised persons' would be working on commission.</p>	<p>4). Performance of the Order will be monitored and reported on a regular basis to provide this information. This data will not be available until after the Order takes effect.</p> <p>5). Authorised officers will not be paid commission for issuing Fixed Penalty Notices</p>
12.	Member of the public	<p>Thanks for taking this forward. I am not in favour of the proposals in respect of alcohol consumption in public. Any proposal which is 'grey' and leaves interpretation to enforcing officers will create more problems than it solves.</p> <p>Given much of the anti social behaviour is by youths, I am surprised to see no proposals/sanction which are aimed at the parents and careers of those engaged in anti-social behaviour</p>	<p>It is essential that authorised officers have discretion so that law-abiding citizens enjoying the parks and open spaces in Waverley are not unduly penalised. The proposed Order does not ban all people from consuming alcohol in a public place. The powers will only be used if the consumption of alcohol is felt to be the cause of or is contributing to anti-social behaviour.</p> <p>A PSPO can only impose a prohibition on specified things being done and requirements that certain things be done by persons carrying on activities in a particular area (targeting those responsible and not a third party). Section 9 of the report sets out the other community based measures in place to address ASB within Waverley.</p> <p>Special procedures for dealing with any persons under the age of 18 in accordance with the recommendations of the Department for Environment Food and Rural Affairs (DEFRA) will be implemented to ensure compliance with the duties under the Children Act 2004.</p>
13.	Member of the public	<p>I have read the proposals regarding tackling the anti-social behaviour in Waverley and can understand the need to address the problem. However a punitive and confrontational approach will not lead to a transformation that is needed particularly at a time where there has been a big impact on our young people through the lockdown period and disillusionment and disaffection both from the educational angle and also from frustration at very limited opportunities for sport.</p> <p>Trinity Trust Team and the Community Youth Forum are working towards positive solutions providing diversionary activities of a positive nature and also looking towards a supervised 'hang out' space.</p>	<p>The proposed PSPO is not to be seen in isolation. It should be seen as one of a range of tools the Police and Councils have to address anti-social behaviour. The range of enforcement powers the police are using and the other work the councils and the Police are doing with other agencies and voluntary groups to engage with people and provide opportunities for leisure activities are set out section 9 of the report.</p>

		<p>The reduction in funding and lack of youth facilities is partly to blame for the situation within which we find ourselves and we need to share the responsibility for the problems that we now face - Waverley Borough Council and central government included.</p> <p>Could Waverley B C put together a positive working group to address the underlying problems rather than penalising and criminalising our young people. This is a society problem and a dis-ease that needs a healing dimension rather than compounding sadness and discouragement.</p> <p>The mental health of young people is at a very low ebb and the suicide rate frighteningly high.</p> <p>I would be more than happy to discuss this further with Waverley Borough Councilors and the Godalming Town Council. I would particularly like to engage 281 young people to join in a 14-18 project directed to assist young people. As a catalyst the Borough Hall has been booked for 14th November for a showing of the 1917 film by Sam Mendes. The purpose would be for our young people to consider carrying the name and memory of one of our young people who gave their lives in the two world wars and to receive a named identity military dog tag to take with them on their life journey and to make something of their own life to keep the memory alive. Additionally to research the young person who they carry regarding where they lived in Godalming, which school they went to and perhaps what expectations they might have had?</p> <p>Sam Mendes, George Mackay and Dean-Charles Chapman have expressed their willingness to assist in this venture and to consider attending showing of the film. The 14-18 group are also offering an early response listening service for meeting any distressed young person plus friend or family member.</p>	
14.	Member of the public	<p>In principle, I support these proposals. However, I recommend we provide young people with suitable recreational and support facilities as well.</p> <p>From articles I have read, various reasons for violence are cited:</p> <ul style="list-style-type: none"> • Inappropriate attempts to handle emotions • The influence of one's peers • Having a lack of attention or respect • Having low self-worth • Experiencing abuse or neglect/Adverse Childhood Experiences (ACEs) 	<p>The proposed PSPO is not to be seen in isolation. It should be seen as one of a range of tools the Police and Councils have to address anti-social behaviour. The range of enforcement powers the police are using and the other work the councils and the Police are doing with other agencies and voluntary groups to engage with people and provide opportunities for leisure activities are set out section 9 of the report.</p>

		<ul style="list-style-type: none"> • Witnessing violence in the home, community, or media • Access to weapons • Substance abuse • Mental illness • Poverty • Exclusion from school, society, democratic processes • Physiological factors <p>Therefore, organisations such as the Violence Reduction Unit in London have adopted a 'Public Health' approach to preventing violence, whereby all facets of public support services are co-ordinated and resources are provided to the community to find ways to address the underlying causes. For example, in Brixton, the Christian International Peace Service has been providing mentoring to young people at risk of exclusion from school, emergency family support during the pandemic to provide food and access to laptops for children to do their school work, a youth experience club, a girls' group and various holiday excursions and activities. One of last year's highlights was that the young people created and acted in their own film 'What happened to Karen', giving them a greater sense of self-worth and confidence about their future potential.</p>	
15.	Member of the public	<p>While I fully agree with your concern at the anti-social behaviour in the remarkable Borough in which I have lived for most of my life, and in no way condone the incidents which you describe or their serious effect on our citizens, I am most disappointed at the punitive, negative and dated approach which you plan to take to resolve the situation and which I cannot support.</p> <p>These problems are due to a small minority of our young people and yet you plan to bring in measures which will make all our young people see our elected representatives as 'anti-youth'. UK and international studies in youth work since the 1950s have shown that such an approach as you propose only serves to make matters worse not better and drive the perpetrators even further down the spiral of disaffection and towards a life of crime. If you are bored, broke, unemployed, have nowhere to 'hang out' and are looking for excitement a Fixed Penalty Notice can be seen a badge of honour, then if you don't pay because you have no money and get a criminal record what prospects of employment do you have ? Banning activities in parks will only drive them into other, more vulnerable and less visible places. I am sure you have seen the increase in national concern about young people's mental health which you do not address.</p> <p>Your proposals will have financial consequences for the Council. How much better to spend those funds on positive incentives. Godalming Town Council</p>	<p>The proposed PSPO is not to be seen in isolation. It should be seen as one of a range of tools the Police and Councils have to address anti-social behaviour. The range of enforcement powers the police are using and the other work the councils and the Police are doing with other agencies and voluntary groups to engage with people and provide opportunities for leisure activities are set out section 9 of the report.</p> <p>At a community meeting in Farncombe which over 200 people it was agreed that a range of measures would be explored. There were three key strands to this</p> <ol style="list-style-type: none"> 1. Social/youth engagement activity; 2. Local participation, engagement and participation. 3. Strengthen enforcement powers. <p>1. At the town council level there is a youth services working group that is exploring options to bring forward. It is likely anything really meaningful it proposes will require more funding than Godalming Town Council has means of raising additional</p>

		<p>has a working group on such an approach. Youth work in Surrey has lost over 70% of its funding in the past 10 years, yet voluntary workers in Godalming still do a terrific job. The Guide and Scout movements have waiting lists of young people but need leaders and finance for meeting places. Cadets are thriving. Godalming Scouting has a specific recruitment programme for older members in problem areas. The Canoe Club offers adventure on the river. The Trinity Trust undertakes one to one youth work already in Farncombe, Skillway has helped 800 disaffected young people develop skills for work.</p> <p>If you seek to support and enhance the work of those trained to deal with these issues face to face and importantly work with the young people themselves I have every confidence that you will see excellent result.</p>	<p>funds are being considered. The Town council It is also continuing to provide grants to groups (such as) the scouts.</p> <p>2. The Safer Waverley partnership is engaging with the local community, to work with social and community workers and to get local people cleared in a safeguarding sense to work more directly on the ground. Much of this work has been delayed by covid, but the safeguarding work has continued and this is likely to be able to resume in full quite soon. Work is also ongoing to communicate the facts and figures of ASB and also to encourage proper reporting to the police. Essentially to restore faith in community policing.</p> <p>3. This consultation on a PSPO is a further measure to assist the police with enforcement. It is a consultation in part because that is what the law requires but also because we want to understand if this is something the community really wants and really needs.</p>
16.	Member of the public	<p>Whilst walking my dog today at Broadwater I was asked by some other dog walkers to put a squirrel out of its misery as it had been hit by something from a catapult. Two youths were seen shooting the squirrel and photos were taken of the individuals.</p> <p>I took the squirrel to a place that looks after wildlife and have been informed since that the squirrel later started haemmoraging from its ear and has subsequently been put to sleep.</p> <p>The photos of the individuals responsible have been passed on to the police and I seriously hope they are dealt with.</p> <p>What type of degenerate shoots innocent animals and leaves them in distress and pain. Please be Aware there are some idiots out there that could either deliberately or inadvertently hit your pet or children with their catapults.</p> <p>Seriously this needs to be stopped a catapult is technically a firearm and needs to be reported on 999 to the police</p>	<p>These are the types of issues which the Order is intended to assist the Police to deal with, alongside their other powers and the collaborative work they are doing with the councils to engage with all sectors of the community as set out in section 9 of the report.</p>
17.	Member of the public	<p>I fully support the measures planned that one hopes will go towards addressing the growing anti-social behaviour occurring in Farncombe and Godalming. I consider them proportionate and fair and of no detriment to normal law abiding citizens.</p>	<p>These are the types of issues which the Order is intended to assist the Police to deal with, alongside their other powers and the collaborative work they are doing with the councils to</p>

		<p>At the Canon Bowring Recreation Ground we see and hear the damage being done by groups of teenagers who congregate around the playground in the summer evenings. This impacts on all age groups and is a stain on our community that needs tackling firmly.</p> <p>The ASBSPPO will give a better legal power to the authorities but on its own this isn't enough. Community policing and visibility in and around the hot spots must be increased. The park has two entrances and we have seen the police arrive at one, usually in Lower Manor Road, only to see the culprits escape running out the entrance into Wolsely Road. A targeted and planned approach occasionally seems only obvious?</p> <p>Our parks and gardens have been a welcome refuge to many during the pandemic and visited for recreation and well being. They are a treasured resource and something to be cherished and invested in by town and borough alike. I hope that funding can be earmarked to ensure the standard of care is improved so more can enjoy our parks and open spaces in years to come.</p>	engage with all sectors of the community as set out in section 9 of the report.
18.	Member of the public	Hello, I fully support these proposals.	
19.	Member of the public	<p>I would like to provide my comments on the proposal. In principal I am broadly supportive.</p> <p>However, my only concern is regarding the first part of your plan listed - prohibition of drinking (I'm surprised this is first on the list and not antisocial behaviour such as vandalism, spitting, littering, etc). I appreciate that the intention isn't to criminalise normal folk that are enjoying themselves without bothering others. What concerns me is that there's a lot of discretion given to the "authorised person".</p> <p>In this day and age there are an increasing number of individuals that choose not to participate in social drinking and actively discourage it / consider it antisocial (for various reasons). My concern is that such an individual can easily confiscate / dispose of an individuals or group's beverages on a whim with no over-sight.</p> <p>Personally, I think it would be appropriate that an authorized person must first inform the person(s) that they are considered to be causing a nuisance and</p>	<p>Enforcement will be carried out by Police Officers, PCSO's and /or Authorised Officers of Waverley Borough Council. An authorised officer is an officer authorised by the council or by the Police to use the powers in the Order. Officers will not be authorised until they have had appropriate training and instruction on the Order.</p> <p>Part of that training will be taking an incremental approach to enforcement which would normally always start with an informal warning and request to stop whatever is the cause of anti-social behaviour before a more formal approach to enforcement is taken.</p> <p>The decision to dispose of alcohol and what to dispose of will be at the officer's discretion and dependent on how the person involved responds to the authorised officer's request to stop drinking.</p>

		<p>instruct them to cease consuming. Only IF an individual goes on to ignore this should the authorised person be able to confiscate the beverages.</p> <p>Also, I think disposal should be limited to open or damaged containers. If somebody is having a picnic/celebration in the park, the authorised person should not be able to dispose of all unopened beverages (which could amount to a considerable amount [quantity/value]).</p> <p>I hope that this is something that can be considered for the final draft.</p>	
20.	Member of the public	<p>I've been disturbed to hear about the antisocial behaviour towards wildlife in the area this last week and want to find out what is being done to stop the perpetrators? They killed swans at Secrett's last weekend and a few days ago killed a squirrel at broadwater park with a BB gun or catapult device. This behaviour has been going on too long and is abhorrent. Would it be possible to have extra patrols round the lake?</p>	<p>These are the types of issues which the Order is intended to assist the Police to deal with, alongside their other powers and the collaborative work they are doing with the councils to engage with all sectors of the community as set out in section 9 of the report.</p>
21.	Borough Councillor	<p>A necessary and appropriate measure, that has become more often required during the current Pandemic. The "Officers" have a very large area in which to respond</p>	
22.	Member of the public	<p>This really is a classic case of shutting the gate after the horse has bolted by Waverley.</p> <p>What Authority personnel is going to be around at 891011 12 o'clock at night to catch these offenders who are blatantly taking advantage of the lack of policing around the Waverly area The Phillips memorial and along the river way are the most likely areas where you can expect to be abused , and another hotspot is the back of Godalming railway station New Way.out of sight out of mind!</p> <p>The Phillips urinal is an utter disgrace every time I walk past it there is rubbish everywhere drinking swearing taking the tiles off the roof and verbally swearing at passers-by no matter how old or how young.</p> <p>They are totally out of control they have no regard for anybody not even the law who they seem is just a laugh and the more in trouble they get the higher their status in front of their friends how can you police this scum...It will take more than a few threats of taking the alcohol away or fining them.</p> <p>It would find the parents no matter what the status or low income there on find the parents make them go down and clean up the rubbish and do repairs that their kids have caused and also would bring the kids round to the victims and make them apologise.</p>	<p>The proposed Order will be enforceable by the Police and the local authority. The Police would therefore be able to use these powers 24 hours per day if necessary.</p>

23.	Member of the public	I fully support a public space protection order, as described and set out by Oaul Follows.. Excellent proposals, too many low level aggressions in Godalming which has enhanced during lockdown. Particularly request a facility for Lois , no defecating or urinating in the park/allotments please.	
24.	Member of the public	Just to say that I am in full support of the proposals. Small group of people causing sustained disruption and distress over a long period of time. Action really is needed in a proportionate way as proosed.	
25.	Member of the public	I am a resident of Farncombe and would like to comment on the PSPO proposal. I have noticed very minimal anti-social behaviour in the area where I live, but appreciate there may have been more significant issues elsewhere. However, reading the proposal I am not sure what is likely to be achieved by this. Firstly, how realistic it is going to be to 'police' every green space listed. Secondly, even if this were possible, what does this proposal offer over existing powers police have to deal with legitimately intimidating and illegal behaviour rather than 'likely to cause annoyance' (which is incredibly subjective)? I feel the proposal is completely over the top, unlikely to put off people who are likely to behave in genuinely threatening ways, and cause the majority of local people who do not behave in this manner to be restricted in using their green spaces at a time when it will be valued more than ever.	The BBQ and Bonfire restriction applies to the green spaces listed in the schedule and this restriction will normally be enforced by local authority authorised officers such as the rangers who routinely visit these areas. The other restrictions in the Order would only apply to the Godalming geographical area.
26.	Member of the public	I would like to totally support this consultation. As a previous Town Councillor, I was witness to anti social behaviour in my ward of Binscombe and aware of it also in Farncombe and Godalming Town centre. I was a volunteer on a community consultation group underGTC in 2019 and very supportive on the actions suggested which included youth engagement, working in schools with parents and students, plus measure suggested in this consultation document.	These are the types of issues which the Order is intended to assist the Police to deal with, alongside their other powers and the collaborative work they are doing with the councils to engage with all sectors of the community as set out in section 9 of the report.
27.	Member of the public	I understand that several people have highlighted anti social behaviour instances in the area which resulted in damage and verbal abuse. The proposal seems a good idea to define or at least to a guideline of what an anti social behaviour instance is. This can be useful to police officers and to residents to help addressing these issues. However I feel that the proposal needs to be very careful on putting into key points sentences like 'making residents feel intimidated due to noise and foul language'.	Thank you for your support for the proposed Order and your feedback. This will be taken into account when finalising the wording of the final draft of the Order.

		<p>Feelings are personal and cannot be quantified and they are also derived by personal bias. What for me is not intimidating for another person can be an aggressive and threatening behaviour which may end up in nothing.</p> <p>I would suggest to focus on behaviours that can be quantified like damage and putting people in real risks.</p>	
28.	Member of the public	<p>I am fully supportive of anything that can be done to increase powers of the police or authorised individuals to address these issues.</p> <p>Anti social behaviour is an issue local people feel very strongly about, and although we're not often around individually to confront it when it happens, we have to collectively give Police and other agencies the right powers to deal with it. Specifically, we must send a message to those very few individuals and families who think they can do as they like with impunity that we won't tolerate it. I have two early teens sons and it worries me that they may not be able to safely move around the town when they get older and need more independence, it's a concern.</p>	Thank you for your support for the proposed Order
29.	Member of the public	<p>I do not think it will work at all, mainly because of the penalties i.e "An authorised person may issue a fixed penalty notice (FPN) of up to £100". The officer issuing a fixed penalty will at best be laughed at.</p> <p>Most of the culprits of problems in Farncombe are young teenagers. They do not carry around £100 and even if they did would not hand it over. Last year I had the misfortune to meet four members of the so called 'GU7 gang'. They had been damaging cars at St John's St Farncombe and were proceeding with damage to the church fence, in full public view. One or two have had exclusion orders of e.g. St John's St. But with no enforcement it is again ineffective as punishment or deterrent.</p> <p>I am not saying the proposal should not go ahead, just that it is not enough to <u>deter</u> local crime, and it should not be glossed over that it is crime. The other notable culprits are wilfully damaging parked cars or threatening people in The Bury's or Broadwater park. There is not enough Police force to stop them, even if there was they are never going to pay a fine.</p> <p>The ONLY thing that will be an effective deterrent is if <u>arrests are made</u>, culprits <u>named and shamed</u> in e.g. the local paper, and a least mandatory community order imposed, along with court costs.</p>	<p>Thank you for your feedback on the proposed PSPO. The proposed PSPO is not to be seen in isolation. It should be seen as one of a range of tools the Police and Councils have to address anti-social behaviour. The range of enforcement powers the police are using and the other work the councils and the Police are doing with other agencies and voluntary groups to engage with people and provide opportunities for leisure activities are set out section 9 of the report.</p>

		<p>Waverly needs an intelligence officer(s). Most of these culprits are known by e.g. school members and teachers.</p> <p>Waverly needs to be proactive in chasing down these culprits and arresting them. Waverly does, unfortunately, need more surveillance cameras. And finally I would suggest legal help for victims of crime. Unfortunately these criminals will get a free lawyer. In court the victim will be more on trial than the culprits as well as the threat of later harassment once their address becomes known.</p> <p>Farncombe has a particular problem of many footpaths near the village center. After committing vandalism it is very easy to get off the street and watch police cars, or Fire Brigade. A well placed mobile surveillance camera or foot patrol would pay dividend.</p>	
30.	Member of the public	<p>On review of the proposals have any considerations been given to other services/sites that the people causing the antisocial behaviour can access - drugs support/alcoholism services/youth orientated organisations to provide better and more focused guidance, activities and rehabilitation?</p> <p>Additionally I would raise a number of occasions recently when accessing play parks with my young child that the Holloway Hill play park and Philips memorial play park have been over run with teenagers using the sites to smoke or to use the equipment to a degree that they could be damaged or put young children using the sites at risk of injury and being scared. Improved clarity on who should access these sites and presence of officers in the parks areas would likely be of benefit.</p>	<p>The proposed PSPO should not be seen in isolation. It should be seen as one of a range of tools the Police and Councils have to address anti-social behaviour. The range of enforcement powers the police are using and the other work the councils and the Police are doing with other agencies and voluntary groups to engage with people and provide opportunities for leisure activities are set out section 9 of the report.</p> <p>These are the types of issues which the Order is intended to assist the Police to deal with, alongside their other powers and the collaborative work they are doing with the councils to engage with all sectors of the community as set out in section 9 of the report</p>
31.	Farnham Community Team	<p>We have no particular issue or concern with the PSPO itself but we do have issues and concerns with the reasons given under the title - Current anti-social behaviour.</p> <p>The anti-social behaviours cited appear to be historic and pre-pandemic. The Farncombe Community Team was established to address these behaviours in a positive way.</p> <p>Is there clear evidence that, since 2019 there have been youths gathering outside residential properties or on the station or trains or in St John's Church, Farncombe?</p> <p>If not, is the proposed order appropriate and proportionate to the issues currently being experienced - the answer has to be No.</p>	<p>Surrey Police have provided evidence and data which demonstrates that there is a significant level of anti-social behaviour in the Godalming Town Council area compared to other parts of the borough which is why the Order is being proposed. The Police are seeking these additional as part of a package of measures to address the issues.</p> <p>The proposed PSPO should not be seen in isolation. It should be seen as one of a range of tools the Police and Councils have to address anti-social behaviour. The range of enforcement powers the police are using and the other work the councils and the Police are doing with other agencies and voluntary groups</p>

		In our opinion the youths who behaved anti-socially then have either grown up and/or moved on and this order will affect and label another generation of youths who have done nothing socially or anti-socially and so is unjustified.	to engage with people and provide opportunities for leisure activities are set out section 9 of the report.
32.	Member of the public	In C1 section please consider deleting the word 'annoyance' as it's too subjective and not a serious enough affect on someone.	Thank you for your feedback. We will consider your suggestion when reviewing the wording of the final draft of the order
33.	Member of the public	I support the introduction of the proposed PSPO as drafted and hope it will be implemented in the near future to support our police force.	Thank you for your support for this proposal
34.	Cranleigh Parish Council	The Parish Council is supportive of the proposed PSPO No. 3. The Parish Council would like to know more about how the PSPO will be enforced. Please can someone contact me with further details?	Enforcement will be carried out by Authorised Police Officers and /or Authorised Officers of Waverley Borough Council. An authorised officer is an officer authorised by the council or by the Police to use the powers in the Order. Officers will not be authorised until they have had appropriate formal training and instruction on enforcement and the application of the Order. Part of that training will be taking an incremental approach to enforcement, in accordance with Home Office Guidance which would normally always start with an informal warning and request to stop whatever is the cause of anti-social behaviour before a more formal approach to enforcement is taken. An Officer will contact you to discuss in more detail how the proposed Order would be enforced.
35.	Witley Parish Council	Detailed letter of response attached below	Thank you for your feedback on the proposed Order. It does not propose a complete ban on the consumption of alcohol. Authorised officers would only intervene and use these powers if the alcohol consumption was considered to be the cause of or contributing to anti-social behaviour. Changes have been made to the wording of the Order to clarify this. The intention is that Section C would apply to N ² O containers. Concerns have been expressed about displacement. The Police have acknowledged this concern and have outlined how they would deal with it should it occur. This is set out in section 9 of the report.

36.	Borough and Parish Councillor	<p>I think the ban on BBQ's and Fires is a must and very sensible. However, I see a problem with the ASBPSPO across Godalming Town Council Area. Which covers most of Farncombe and all of Godalming up to the Squires Garden Centre in the direction of Milford.</p> <p>As I read through the document in the link, it is interesting to note that lots of the problems are occurring near or in railway stations, Farncombe and Godalming, so the youths causing most of the bother are familiar with train journeys and some incidents have occurred when they are travelling back from Guildford. Farncombe and Godalming don't even have their ticket offices open so hopping on for a free ride is not out of the new ASBPSPO Area is not out of the question. If you think about it, Milford and Witley stations are only one or two stops away for the individuals to move their antics to.</p> <p>Not forgettg that Milford has 4 outlets for purchasing alcohol and Witley. Along with some very nice open spaces to gather. We should also remember that youths from Godalming area already travel to Milford Station for Rodborough School as the catchment area is quite wide spread. If the youths are stopped from congregating in Godalming and Farncombe it doesn't take a genius to realise they will move down the road, or line to where there is less policing anyway and they won't have the ASBPSO order over their heads.</p> <p>I remember a while back when the Police had a clampdown on underage drinking in Guildford and Godalming, there were a lot of problems with alcohol and drug use around Haslemere Station, I think it was unmanned at night back then, with the youths travelling to pubs where they were not known and could be served. So with my Milford Ward hat on, I would like to know firstly when this topic was discussed as I am unaware of it going through Committees as the Street Trading Order did. Would it be possible to add Milford and possibly Witley to the red area for the ASBPSPO?</p> <p>I suspect you might say that you need evidence of incidents to bring an order of this kind, however, I believe prevention is better than cure and if we allow the troublemakers to cause problems in other areas rather than clamping down on them with the necessary legal processes and eliminating other sensitive areas then we are letting down our residents.</p> <p>Regarding Godalming Town Council Area being covered by an ASBPSO order, I don't think this will cause any problems in Cranleigh, Dunsfold, Chiddingfold, Bramley, Farnham etc. etc. so WBC Councillors will probably not take too much notice of it. The link here is the railway – it is possible that Haslemere might have something to say but who knows. I do know however that Witley Ward Councillors are also very concerned by the new order which will just redistribute the ASB across the Borough.</p>	<p>Your concerns about potential displacement have been discussed with Surrey Police and more detailed commentary is set out in section 9 of the report.</p> <p>If ASB escalates and Dispersal Orders etc. are ineffective, then consideration can be given to the area of the existing PSPO being extended as required.</p> <p>The Police are keen to reassure you that if the PSPO is granted, the Waverley Safer Neighbourhood Police Team will continue to focus their patrols in areas where ASB is occurring and working with people to divert them away from disruptive activities.</p> <p>This PSPO is seen as a pilot and we need to start with a manageable area, where there is sufficient evidence to support a PSPO. If problems with ASB arise elsewhere and if after reviewing all of the options for dealing with it, a PSPO is the most appropriate route then we can consider extending the existing PSPO or introducing a similar one.</p>
-----	-------------------------------	--	---

37.	Member of the public	<p>I wish to comment on the proposals since I live in Milford in the Waverley Borough.</p> <p>The proposals seem very fair but I would like them to be extended to Milford where we have had our own issues of anti-social behaviour including attacks on the wildlife at Secretts, verbal abuse from youths when passing on the streets, and motorbikes being ridden over Rodborough and Milford commons.</p>	<p>Your concerns about potential displacement have been discussed with Surrey Police and more detailed commentary is set out in section 9 of the report.</p> <p>If ASB escalates and Dispersal Orders etc. are ineffective, then consideration can be given to the area of the existing PSPO being extended as required.</p>
38.	Member of the public	<p>The order proposed is welcome. However, the displacement of the offenders into other areas is a worry. Witley and Milford villages will be most vulnerable as they are in walking distance of the boundary of this order and easily accessible by bicycle or train. We already know the offenders are using the trains to move to other areas. There needs to be a quick solution in place should the troubles spill out into other villages for this new order to be extended without lengthy consultations etc.</p>	<p>Your concerns about potential displacement have been discussed with Surrey Police and more detailed commentary is set out in section 9 of the report.</p> <p>If ASB escalates and Dispersal Orders etc. are ineffective, then consideration can be given to the area of the existing PSPO being extended as required.</p>
39.	Member of the public	<p>I would like to write in support of the proposed measures to tackle the anti-social behaviour within Waverley. Luckily I haven't been a recipient of said behaviours but have witnessed the damaging effect it is having on the community - both to persons and to property/spaces.</p> <p>There is a definite sense of frustration that these issues aren't being dealt with in a way that is having an effect on the people carrying out these behaviours. I would support giving authorised persons more powers to tackle the behaviours and reduce the negative effect it is having on the community. The powers are not draconian nor inflexible that it won't adversely affect people enjoying themselves, but simply a tool to stop or prevent those extreme behaviours we have witnessed over the last couple of years</p>	<p>Thank you for your support for this proposal</p>
40.	Member of the public	<p>I agree with new ASBPBO</p>	<p>Thank you for your support for this proposal</p>
41.	Member of the public	<p>Prohibition of bonfires and BBQs. It would be helpful to distinguish here between disposable and portable barbecues. While people are only allowed to meet outside, there is going to be a huge demand to eat outside, too. The main issue seems to be people buying disposable barbecues and then walking off and leaving them alight, whereas if you invest in a portable barbecue, there's more chance of bringing a bottle of water to put it out so that it's cool enough to take home and use again. Obviously you can't have people barbecuing anywhere and everywhere, but it would make sense to encourage responsible use by</p>	<p>Whilst your comments are noted, all types of BBQ can present a risk in parks and open spaces and especially our heathland areas if not used responsibly. There is provision in the order for authorised officers to grant permission for BBQs in appropriate circumstances.</p> <p>The Anti-social behaviour provisions are of a standard format used by local authorities across the country. Some changes are</p>

		<p>permitting portable barbecues in more locations than disposable ones. Another helpful move would be permitting more pop up/mobile catering in public spaces eg at weekends, so people have alternatives readily available.</p> <p>- Antisocial behaviour. Presumably this is 'standard' wording? And presumably a lot is down to the initiative of the attending officer. However, as it reads there is no difference in offence or penalty between a group habitually making a disturbance outside a vulnerable person's home with the intent of terrorising them, and a couple having a couple of drinks too many in the park and having a very loud argument. I'm not sure that making it illegal to shout in Godalming is the spirit of this order.</p> <p>- Graffiti and fly posting. Is this going to make it illegal to put up a poster for eg a lost cat? As long as these are removable and not too large, I don't think anyone objects to them.</p>	<p>proposed in response to feedback from the consultation to make it clearer that they are not absolute bans.</p> <p>Following the consultation the proposed restrictions on fly posting and graffiti are to be withdrawn from the Order.</p>
42.	Member of the public	I support the principle of the proposed order as taking no action is likely to lead to continued anti-social behaviour and/or vigilante groups taking matters into their own hands. The success of any order will depend on the availability of officers to enforce it.	Thank you for your support for this proposal
43.	Member of the public	<p>I am writing to put forward my support for this proposal. These additional powers will allow for police to help to combat the antisocial behaviour in and around Godalming.</p> <p>In addition to this, it would be important to know what community support measures are in place to help prevent this kind of behaviour becoming the problem it has. It is just as, if not more important that families are supported and funding is directed into longer term solutions.</p>	<p>Thank you for your support for this proposal.</p> <p>The proposed PSPO should not be seen in isolation. It should be seen as one of a range of tools the Police and Councils have to address anti-social behaviour. The range of enforcement powers the police are using and the other work the councils and the Police are doing with other agencies and voluntary groups to engage with people and provide opportunities for leisure activities are set out section 9 of the report.</p>
44.	Member of the public	<p>I was shocked to learn, at the community meeting held at St John's Church in October 2018, how limited the Police Force is in how they can respond to the anti social behaviour we've been experiencing in Farncombe.</p> <p>Although I fully accept that there are cultural and socio-economic factors at play behind some of the behaviours, I firmly support the implementation of the PSPO.</p>	Thank you for your support for this proposal
45.	Chiddingfold Parish Council	Detailed letter of response attached below	Concerns have been expressed about displacement. The Police have acknowledged this concern and have outlined how they

			<p>would deal with it should it occur. This is set out in section 9 of the report.</p> <p>Thank you for the point of clarification on Section E, it should be owned OR managed.</p> <p>Thank you for your points of clarification on the Appendix. We have checked these with the Parks and Open Spaces Team and corrected them accordingly in the final draft.</p> <p>The Council will consider the inclusion of non WBC sites in a review of the Order and consult further with all Town and Parish Councils.</p> <p>Thank you for identifying some minor typographical errors and making a few suggestions for changes to wording etc. These will be considered when compiling the final draft of the proposed Order for consideration by the Council.</p>
46.	Godalming Town Council	<p><u>Working Group on Waverley Borough Council Public Spaces Protection Order Number 3</u></p> <p>1. The Working Group welcomes initiatives that will help address the anti-social behaviour committed by a small number of individuals which has significantly affected many members of our community.</p> <p>2. We recognise that the police are requesting the introduction of a Public Spaces Protection Order to support their efforts in tackling this problem in an effective and timely manner.</p> <p>3. We believe that while provision for public safety is very important, measures to provide for it must not undermine the rights which individuals have to freedom of expression. Therefore, any measures which impinge on those rights should only be taken if found to be necessary, and the measure should as far as possible be consistent with those rights.</p> <p>4. We believe that the extension of police and council authority to tackle this problem, most of which is criminal behaviour under existing legislation, would be unlikely to be required if there was sufficient police resource and rapid processing of cases in the judicial system, both of which had been undermined prior to the COVID emergency by Government cuts.</p> <p>5. Further, we believe that the most effective means of reducing anti-social behaviour are by engaging constructively with people before they become alienated, disruptive and criminalised. Unfortunately, many services which previously existed to tackle these issues with people across different age</p>	<p>The proposed PSPO is not to be seen in isolation. It should be seen as one of a range of tools the Police and Councils have to address anti-social behaviour. The range of enforcement powers the police are using and the other work the councils and the Police are doing with other agencies and voluntary groups to engage with people and provide opportunities for leisure activities are set out section 9 of the report.</p> <p>It is certainly not the intention that the Order will undermine peoples' right to freedom of expression. People's rights will be respected and the powers would only be used in cases where behaviour is such to cause alarm, fear or distress amongst the wider community.</p> <p>The Police and the Council will deploy available resources efficiently and effectively to address these issues.</p> <p>We would emphasise again that the proposed Order must not be viewed in isolation but as part of a range of measures aimed at engaging with all sectors of the community. To this end WBC will work closely with GTC, SCC the Police and voluntary organisations to support a range of engagement and support activities with the use of enforcement powers seen as a last resort.</p>

		<p>groups, have been removed or made much less effective by Government cuts. We therefore recommend that Godalming Town Council continue its policy of aiming to extend Youth Provision, as one area where the Town Council can play a positive role in reducing the factors that drive some individuals towards anti-social behaviour.</p> <p>6. We recognise the need for the suggested PSPO as a hopefully short-term means of addressing issues which are symptoms of deeper problems which require longer term solutions.</p> <p>7. However, we believe that the PSPO should be drafted in line with certain guidelines:</p> <ul style="list-style-type: none"> • it should be proportionate, in that it avoids the risk of criminalising normal activities, and avoids any bias in whom it may target as possible offenders; and • it should be accurate and specific in terms of its language, references and alignment with existing legislation. <p>We do not believe that the current draft of the PSPO sufficiently meets these criteria, and so we have recommended specific changes, which are set out in Appendix 1 below.</p> <p>We recognise that the suggested drafting changes may not be the most effective legal means of achieving the joint objectives of Waverley Borough Council and Godalming Town Council, given that they have been drafted by lay persons. We are happy to continue discussions on the detailed drafting of the PSPO.</p> <p>8. Further, we believe that the operation of the PSPO should be reviewed regularly to ensure that it is meeting its objectives. Although we recognise the need for it to cover a three-year time frame for logistical reasons, we believe that it should be formally reviewed on an annual basis to check its efficacy and proportionality. Such a review should include input from council officers, the police, and other specified “authorities” involved in the operation of the PSPO, as well as the local community, local businesses, and those working with groups and individuals at risk of marginalisation. We would also like the first review to look at the impact of the youth engagement activities of the Farncombe Community Team which we hope will lead to a reduction in ASB.</p>	<p>The draft PSPO Order is based on a number of similar Orders introduced by local authorities across the country. It is considered proportionate and applies to the whole community irrespective of age, race, religion etc.</p> <p>We welcome feedback from Godalming Town Council, have reviewed the recommended changes to the Order and the typographical and grammatical errors and where appropriate have amended the wording of the final draft of the Order.</p> <p>We recognise the need for the application and effectiveness of the Order to be reviewed and will consider the frequency and nature of these reviews in consultation with partner agencies.</p>
--	--	---	---

	<p>9. We are also concerned at the heavy emphasis in the background papers on identifying youth as the culprits. We are not clear that the evidence supports this, and are concerned at the further stigmatisation of a group who have suffered badly in the COVID crisis, and who are often unfairly treated from day to day.</p> <p>10. From our meeting with Neighbourhood Sergeant, Claire Sutherland, she explained the positive progress from the 'Farncombe Community Team' in planning youth activities due to begin when the first lockdown started. We encourage all concerned to pick up this valuable work as lockdown eases.</p> <p>11. We also believe that there is a need for effective communication of the PSPO, its objectives and its likely impact, including reassurances from Claire Sutherland that "nobody going about their normal lawful business will ever have anything to worry about".</p> <p><u>APPENDIX 1.</u> <u>Suggested Detailed Changes to WBC Draft PSPO</u></p> <p>See table below at end of Annexe A. These have been considered and the Order amended as considered appropriate</p>	
--	--	--

Annexe B



ASB PSPO
Waverley Borough Council
The Bury
Godalming
Surrey
GU7 1HR

31st March 2021

Dear Sirs

Witley Parish Council supports the proposed Public Space Protection Order that is proposed for Godalming. We fully understand that the issues being experienced there, particularly in respect of Anti-Social Behaviour, require urgent action.

We are pleased to see that the new regulations about drinking in public places will only be called into play when drinking is causing unacceptable behaviour. We would not want a blanket ban on all drinking in public places, which would impact people who are enjoying a drink responsibly as, say, part of a picnic in the park.

In the section on drugs, we would like to see specific reference to the use of N²O canisters.

We support the ban on bonfires and BBQs in all WBC parks and green spaces, including Mare Hill in our parish.

Our primary concern is the possibility of the displacement of ASB from Godalming to Milford and Witley. We would ask that this be kept under review, possibly with a more robust reporting system. It is our perception that currently not all incidents of ASB that are reported from our area reach the appropriate people.

If there is an increase in ASB in our villages, we ask that resources be made available to deal with it. An extension to cover Milford and Witley could also be considered.

I trust you will take these comments into consideration, should you wish to discuss this response further please do not hesitate to contact me.

Yours faithfully

Sarah Nash
Clerk to Witley Parish Council

Council Office Milford Village Hall Portsmouth Road Milford Surrey GU8 5DS Tel: 01483 422044
Clerk to the Parish Council: clerk@witley-pc.gov.uk Assistant Clerk: asst.clerk@witley-pc.gov.uk

Incorporating the villages and hamlets of Brook, Eton, Milford, Sandhills, Witley and Worsley

Annexe B



Chiddingfold Parish Council

The Banking House
The Green
Chiddingfold
Surrey GU8 4TU

Tel: 07557 344499
www.chiddingfold-pc.gov.uk

Chairman: Cllr Daniel Hall
Parish Clerk: Lauren Blatherwick CILCA PSLOC
Locum RFO: Andy Beams

clerk@chiddingfold-pc.gov.uk

Our Reference: 40832

16 March 2021

BY EMAIL ONLY

ASB PSPO
Waverley Borough Council
The Bury
Godalming
GU7 1HR

Dear Sirs,

Re: Draft ASB Public Spaces Protection Order

Chiddingfold Parish Council strongly supports the proposal to establish the ASB PSPO as a tool to enable the police and other authorised persons to address the increasing instances of anti-social behaviour (ASB) which are, unfortunately, occurring across the borough. We would however make the following comments and suggest the following amendments to the policy:

Sections A-D

The Parish Council is concerned that the impact of restricting the applicability of Sections A to D to the 'Restricted Area' known as the Godalming Town Council area may simply serve to displace the ASB to areas outside the 'Restricted Area' and this is likely to impact detrimentally on the other residential areas in the borough (many of which are also seeing increased instances). We would support robust monitoring of neighbouring areas to assess this potential impact.

Section E

Restriction of Prohibition E to only Waverley owned and managed sites

Should this read *owned OR managed*, as some sites included at Appendix 2 are not in fact managed by Waverley BC.

Annexe B

The list in Appendix 2:

- o Chiddingfold Recreation Ground – this site is known locally as "Coxcombe Lane Recreation Ground" and we ask that this name also be used and that it be made clear that the area covered includes the tennis courts.
- o Chiddingfold Common – this descriptor is not known to the Parish Council and there is no reference to it in the Register of Commons. It may be that you mean "Chiddingfold Green" which is registered Common land under reference CL 167, if so please rename as Chiddingfold Green. If not please provide details of Chiddingfold Common and add Chiddingfold Green to Appendix 2 as this is Waverley owned land.
- o Harts Grove – query the correct spelling, the Parish Council believes this should be "Hartsgrove"

Given the inclusion of the grassed areas of Waverley sites at Stephens Field and Hartsgrove, the Parish Council suggests that the Waverley sites of Queen's Mead, Pathfields and Pathfields Close should also be included due to their grassed public areas, which are in fact of larger size. It is unclear to this Council why these areas would be treated differently and the Council recommends their inclusion.

Non-WBC Sites

The criteria under s59(s) empower Waverley BC to make orders in relation to any public land within Waverley, but the approach taken has been to limit the remit of this consultation to only sites owned by Waverley BC. The Parish Council feel this is excluding other locations that would benefit from inclusion. Waverley is a wholly parished borough and as such there are a great number of public areas in the ownership and control of parish and town councils, in addition there are third-party owned public sites, such churchyards, that may benefit from inclusion. The limited focus of this order on Borough Council sites is a wasted opportunity.

Chiddingfold has a second Recreation Ground at Combe Common (owned by the Parish Council) and a Cricket Green (owned by the Parish Council, but subject to a 999-year lease to the Chiddingfold Cricket Club) and it seems illogical that the police should have different powers across these similar and proximate sites. The proposed order should be redrafted to allow for other public land to be included and specific consideration given to these sites.

Other matters

A list of minor typographic errors/proposed changes is attached below for your consideration.

Yours faithfully,

L Blatherwick

Lauren Blatherwick
Clerk to Chiddingfold Parish Council

Annexe B

Minor typographic errors/proposed changes

- o In the title for Section A, insert a full stop at the end
- o In the titles for Sections B/C/D replace "Appendix 1 - (map 1)" with "Appendix 1" (as the term "(map 1)" does not appear in Appendix 1
- o In Section E, replace "Restricted Areas" with "Specified Areas" to avoid potential confusion with the defined term "Restricted Area"
- o In all titles there is inconsistent use of leading capitals - please standardise
- o End A1 with a full stop
- o In A1/B1, delete "(map 1)"
- o In A2 replace "in C below" with "in Section C below" & replace the semicolon after "steps" with a colon
- o In A2.I remove "and,"
- o In A2.II replace "alcohol." with "alcohol; and"
- o Insert "or" at the end of B2.i
- o Insert "; or" at the end of B2.ii
- o If the definition of 'Authorised Person' in B4 is intended to apply to all sections, it should not be buried in Section B. Also, the defined term in inverted commas should not be capitalised as it is never capitalised in the text
- o At the end of C1.i, insert "and"
- o In EXEMPTIONS, replace "Prohibition A" with "Section A"
- o In OFFENCES, sub a), replace "activities A- to E" with "Sections A to E"
- o In OFFENCES, sub b), replace "activity A" with "Section A" & delete "within the Restricted Area in Appendix 1" (it is not needed & inconsistently worded throughout the Offences)
- o In OFFENCES, sub b). replace "authorised officer" with "authorised person" (6 occurrences)
- o In OFFENCES sub c), replace "activity B" with "Section B" & delete "within any area specified in Appendix 1" (it is not needed & inconsistently worded throughout OFFENCES)
- o At the end of OFFENCES sub c)b., insert "or"
- o In OFFENCES, sub d), replace "activity C" with "Section C" & delete "within any Restricted Area specified at Appendix 1" (it is not needed & inconsistently worded throughout OFFENCES)
- o In OFFENCES sub d)a., replace "person." with "person; or"
- o In OFFENCES, sub e), replace "activity D" with "Section D" & delete "within any Restricted Area specified at Appendix 1" (it is not needed & inconsistently worded throughout OFFENCES)
- o In OFFENCES, sub f), replace "activity E" with "Section E" & delete "within any Restricted Area specified at Appendix 2" (it is not needed & conflicts with the definition of "Restricted Area")
- o At the end of OFFENCES, sub f)b., insert "or"
- o At the end of OFFENCES, sub f)c., replace the semi-colon with a full stop
- o If OFFENCES, sub h) is intended to apply only to sub g) then subs g) & h) should be combined for clarity. If it is not so intended, then we suggest that sub h requires rewording.

Annexe B

- o In OFFENCES, sub g), replace "Order'." with "Order."
- o In FIXED PENALTIES, sub c), delete "under this section" (potentially confusing with the use of "Section")
- o In the title of Appendix 1, replace "restricted area applicable to prohibitions" with "Restricted Area applicable to Sections"
- o In the title of Appendix 2, replace "restricted areas applicable to prohibition E (Park and Countryside sites owned and managed" with "Specified Areas applicable to Section E (park and countryside sites owned or managed"

Annexe B

Godalming Town Council

Working Group on Waverley Borough Council Public Spaces Protection Order Number 3

See feedback in table above.

APPENDIX 1.

Suggested Detailed Changes to WBC Draft PSPO

Suggested change	Reason
HIGH PRIORITY	
Move “by direction” in the title to A to immediately after “Prohibition”	This is to bring A into line with a change needed to Prohibition B
Delete A1. “All persons...Highways Act 1980”	1. This clause seems to imply that <u>no-one</u> will be allowed to drink alcohol in public places within Godalming, which seems an extreme prohibition which goes far beyond what is needed to deal with the anti-social behaviour that is the object of the PSPO. For instance, it would appear to criminalise drinking a glass of wine at a picnic.
	2. The wording of the clause is also rather odd “All persons <u>may</u> [<i>emphasis added</i>] be restricted from drinking alcohol” does not actually read like a prohibition, which would normally be expressed as “All persons will be prohibited” or “All persons are prohibited”
A2. “Authorised person” should be defined, or at least the process for authorising a person, should be defined.	Since the PSPO gives considerable power to any “authorised person”, it should be clear who such people are. However, the PSPO as currently drafted, provides no information on this. WBC’s overview of the PSPO provided to the ENVIRONMENT OVERVIEW AND SCRUTINY COMMITTEE and COMMUNITY WELLBEING OVERVIEW AND SCRUTINY COMMITTEE meetings on 15th and 16th March respectively, states “Whilst Council officers can enforce any PSPO it is important to note that other agencies, particularly Surrey Police would also be able to enforce any PSPO made and issue FPNs.” This leaves the question of which Council officers can enforce the PSPO? Any Council officer? Also, could British Transport Police issue FPNs at Farncombe and Godalming stations, where anti-social behaviour has previously occurred?

Annexe B

B Add “by direction” immediately after “Prohibition” in the title to B	This is to bring the intent of B into line with that of A
B Prohibition on use of drugs – should use the same structure as clause A2.	Since the ultimate objective is the same, presumably the same approach can be used in terms of reasonable belief that the use of drugs is likely to lead to anti-social behaviour. Otherwise, the clause seems to give rise to the same problem as A1, of being a blanket ban on something that may otherwise be legal (see, for instance, the explicit reference to “legal highs”)
C 1. I. The word “annoyance” should be deleted	“Annoyance” seems far too low a bar to set for restricting someone’s rights. It is highly subjective, and very easily reached. This includes the danger of this power being used to criminalise socially acceptable activities which are also human rights, such as the right to demonstrate, due to such activities causing minor inconvenience or mild discomfort to small numbers of people (indeed possibly only the relevant “authorised person”.) We note that clause C.1.II, which is about “acting or inciting others to act in an anti-social manner” does not include “annoyance”
C1.i “Reasonable person” should be defined	Definition required to reduce the risk of arbitrary or oppressive use of the power
C Add subsection 2: “The Prohibitions in this Section C do not apply to any activities conducted in the public interest, including demonstrations or other activities to influence the policy of government, private sector and civil society organisations and individuals. The public interest is to be widely construed.”	This is included to ensure the PSPO does not undermine the rights of freedom of expression.
In title to D, delete “Fly posting” D1. Delete “fly posting, affixing any notice, picture or sign”	This is an unnecessary attempt to criminalise behaviour which some may find annoying but which in its more egregious examples can be addressed by existing criminal damage legislation [NB - Subject to discussion with Claire Sutherland re the issues which have given rise to the original draft]
D1 Delete “with the exception of notices authorised or issued by a local authority”	Wording no longer required if deletion above applied
OFFENCES In “d) a.” the word “annoyance” should be deleted	See discussion under C1.I above
In “e)” delete “fly posting” In “e) a.” delete “fly posting...temporarily or permanently,”	See discussion under D1 above

Annexe B

Delete Clause h) under "OFFENCES"	Clause h) under "OFFENCES" does not seem to make sense: it says "in the event of any such a[SIC] failure", but it is not at all clear to which "failure" the clause could be referring - previous clauses very much refer to acts of commission such as "incite or encourage others" rather than acts of omission.
DETAILED DRAFTING ISSUES	
OFFENCES a) uses a consistent fine “not exceeding level 3 on the standard scale”	<p>The Anti-Social Behaviour, Crime and Policing Act 2014, s59. S.59 is the power to make orders. It states "(7) A public spaces protection order must [inter alia] “ (b)explain the effect of section 63 (where it applies) and section 67;”. Section 63 refers to consumption of alcohol and "(6) A person who fails without reasonable excuse to comply with a requirement imposed on him or her under subsection (2) commits an offence and is liable on summary conviction to a fine not exceeding level 2 on the standard scale." Section 67 sets out the general offence of not complying with the PSPO and states "(2) A person guilty of an offence under this section is liable on summary conviction to a fine not exceeding level 3 on the standard scale." It also says that "(4) Consuming alcohol in breach of a public spaces protection order is not an offence under this section (but see section 63)". So, in the Act if you commit the alcohol consumption offence you face a level 2 fine (up to £500) but for all other offences you face a level 3 fine (up to £1000). However, the draft PSPO lumps in alcohol consumption and the other anti-social behaviours and says "If, without reasonable excuse, a person is found to be in breach of any of the prohibitions or requirements in respect of activities A-to E above, they will commit a criminal offence for which the maximum penalty upon summary conviction is a fine not exceeding level 3 on the standard scale." So, it tries to place a heavier penalty on anyone sanctioned under the PSPO for alcohol consumption than the statute seems to allow.</p>

Annexe B

<p>References to location in clauses (b) to f)) in "OFFENCES"</p>	<p>In very similar clauses (b) to f)) in "OFFENCES", the formulas referring to locations vary (e.g. b) "within the Restricted Area in Appendix 1" ; c) "within any area specified in Appendix 1" d) within any Restricted Area specified at Appendix 1") PLUS the clauses for "it is an offence..." and "within any area" flip flop in sequence in the "In respect of" clauses</p>
<p>"Prohibitions" vs "activities"</p>	<p>There is a series of clauses "A", "B" etc which are headed as "Prohibition on" drinking, drugs, ASB etc. These "prohibitions" are then referenced elsewhere (e.g. in "EXEMPTIONS"). However, under "OFFENCES", there are references to "activity A" etc "above". This seems odd drafting - surely the phrase should be "In respect of activities listed under Prohibition A" etc.</p>
<p>There is a minor typo in "OFFENCES" g) "A person will commit and [sic] offence"</p>	

Annexe B