



## **Request**

1. In the years 2021, 2022, 2023, 2024 and 2025 to date, please provide the number of applications made by the council for anti-social behaviour (ASB) injunctions under the Anti-Social Behaviour, Crime and Policing Act 2014
2. For each of these years, please provide a breakdown of the gender, age (child or adult if necessary), ethnicity and any disability recorded for the person who is subject to the application
3. Please list the reasons given for the ASB injunction applications made in each of the above years
4. Please specify how many of the injunctions sought included a term prohibiting begging, whether actively or passively.
5. Please specify how many of the injunctions sought included a term prohibiting rough sleeping.

## **Response**

<b>2021 = 2 :</b>	1 x Adult, 1 x (Youth)
<b>2022 = 2 :</b>	1 x Adult, 1 x Youth
<b>2023 = 7 :</b>	6 x Adult, 1 x Youth
<b>2024 = 4 :</b>	3 x Adult, 1 x Youth
<b>2025 = 6 :</b>	6 x Adult

Age not specifically captured other than Adult/Youth as detailed above.

Ethnicity not captured (but all believed to be white British)

No disabilities recorded

**2021** = 1 x Adult Male, 1 x Youth Male

**2022** = 1 x Adult Male, 1 x Youth Male

**2023** = 5 x Adult female, 1 x Adult male, 1 x Youth Male

**2024** = 3 x Adult male, 1 x Female Youth

**2025** = 3 x Adult Male, 3 x Adult female

**2021:** 1 x Adult = Noise, Youth = ASB/Threatening Behaviour

**2022:** 1 x Adult = Threatening Behaviour. 1 x Youth = Threatening Behaviour.

**2023:** 5 x Adults = Threatening Behaviour, 1 x Adult Threats and Noise, 1 x Youth ASB/Threatening Behaviour

**2024:** 3 x Adults = Threatening Behaviour. 1 x Female Youth ASB/Threatening Behaviour

**2025:** 6 x Adults = Threatening Behaviour

None

None

6. Please provide details on how much was spent by the council in court costs (applications, legal fees, etc) for ASB injunctions in each of these years

Cost per application for an ASBI Injunction in the Civil courts is £377 per case. Prior to this, the court fee was £308 in 2021, £332 in 2022. The fee was increased to £377 in the May 2023 update and has not been increased since that time.

Court fee's

**2021:** £616.00  
**2022:** £664.00  
**2023:** £2639.00  
**2024:** £1508  
**2025:** £2262.00

7. Please disclose any policies or internal procedures relating to the council's approach to using ASB injunctions to address begging or rough sleeping

Whilst not explicitly referenced in the guidance document attached, enforcement by way of injunction is the most likely outcome following a panel decision as pursuing enforcement under the PSPO only allows an outcome that is financially punitive.

# PSPO Enforcement Process – Flow Chart

1. Repeat Offender Identified : 3 x Contact Card in 6 months or raised at operational Meeting



Discussed as Operational Meeting.

Decision: Issue PSPO/CPN Warning or Monitor

Also decide of suitability of issuing a Fixed Penalty Notice (FPN)



If Decision to issue Warning/FPN - Officer Tasked



Monitor for further breaches



If further incident are reported, consider further FPN or escalate for Court Enforcement



Refer to multi-agency panel for collective agreement of Enforcement action



If approved: Refer to legal services and complete Equality Act Assessment

## **Town Centre PSPO Area: Enforcement Process**

Version: Draft 29.7.25

Applicable Areas: Wigan and Leigh Town Centre PSPO areas

### **1. Purpose**

This document outlines the enforcement process for addressing breaches of the Public Spaces Protection Order (PSPO) within the CRT TC designated areas of Wigan and Leigh. The process is designed to ensure consistent, fair, and proportionate responses to repeated anti-social behaviour and PSPO violations.

### **2. Enforcement Process Steps**

#### **Step 1: Identification of Repeat Offender**

An individual is identified as a repeat offender if they have received three Contact Cards within a six-month period or have been flagged during an Operational Meeting. Contact Cards must relate to PSPO breaches or associated anti-social behaviour.

#### **Step 2: Operational Meeting Review**

The case is discussed at the next scheduled Operational Meeting. The panel will determine whether to issue a PSPO/Community Protection Notice (CPN) Warning, continue monitoring, or issue a Fixed Penalty Notice (FPN). Factors influencing this decision include the severity and frequency of breaches, cooperation of the individual, and any known vulnerabilities. As a guide, the following should be considered to ensure consistency and fairness in delivery:

- Issue a Warning

- First-time or low-level breach
- Offender is cooperative and shows understanding or remorse

- No aggravating circumstances (e.g. not abusive, not repeated in a short time)
- Opportunity for early intervention to change behaviour
- Monitor
  - Unclear evidence or conflicting reports
  - Offender is vulnerable (e.g. mental health, substance misuse) and needs support
  - Multi-agency support already in place or being arranged
  - Behaviour is borderline or not clearly breaching the PSPO
- Issue a Fixed Penalty Notice (FPN)
  - Repeat offences or pattern of non-compliance
  - Clear evidence of breach (e.g. CCTV, officer observation)
  - Previous warning ignored
  - Behaviour has significant impact on community safety or public space

### **Step 3: Issuance of Warning**

If the decision is made to issue a warning, a designated officer is tasked with delivering the PSPO/CPN Warning to the individual. The warning should clearly outline the nature of the breach, expected behaviour, and consequences of further violations.

### **Step 4: Monitoring Further Breaches**

Following the warning, the individual's behaviour is monitored through patrols, community reports, and CCTV where available. Monitoring aims to assess compliance and identify any further breaches.

## **Step 5: Escalation Upon Further Incidents**

If additional breaches are reported, the panel will consider issuing another FPN or escalating the case for potential court enforcement. This decision is based on the nature of the incidents and the individual's response to previous interventions.

## **Step 6: Multi-Agency Panel Review**

The case is referred to a multi-agency panel for an agreement on enforcement action. The panel includes representatives from relevant departments and partner agencies. Approval is required before proceeding with legal enforcement.

## **Step 7: Legal Referral and Equality Assessment**

Upon approval, the case is referred to Legal Services for preparation of enforcement proceedings. An Equality Act Assessment must be completed to ensure compliance with statutory obligations and to consider any protected characteristics of the individual involved.

## **Review and Updates**

This process will be reviewed on renewal or extension of the PSPO or in response to legislative changes, operational feedback, or significant case outcomes. Updates will be communicated to all relevant stakeholders.