

CYNGOR SIR POWYS COUNTY COUNCIL

**County Council
15th July 2015**

REPORT AUTHOR: County Councillor John Powell, Portfolio Holder for Environment and Sustainability

SUBJECT: Question from County Councillor Gwynfor Thomas

Following on from the recent place scrutiny review on dog fouling and rejection of the recommendation to extend enforcement power to PCSO's does the portfolio holder now believe that the authorities approach to dog fouling is robust enough to deal with this problem which enrages our communities? Llanfyllin Town Council's application for an Anti-Social Behaviour Public Space Protection Order under the Anti-Social Behaviour Crime and Policing Act suggests not.

At present, fixed penalty notices (FPNs) can be issued under the Dog (Fouling of Land) Act 1996 but these powers are limited to the local authority. The Police and Crime Commissioner has recently requested that these powers be extended to PCSOs.

In light of this request, the Council is currently undertaking a review of enforcement powers in relation to dog fouling and as part of this process is considering a regional approach across the Dyfed Powys Police area. By necessity, the legislative framework surrounding the issue of fixed penalty notices (FPNs) will be reviewed as part of this process. It is for this reason that the Council cannot currently consider the request for the declaration of a Public Space Protection Order (PSPO) by Llanfyllin Town Council.

The Council anticipates reporting the outcome of the review to Cabinet shortly.

It should be noted that in the meantime the provision to issue FPNs remain in force.