

# Public Document Pack

## Southend-on-Sea Borough Council

### Legal & Democratic Services

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07 July 2021

Dear Councillor

### **POLICY AND RESOURCES SCRUTINY COMMITTEE - THURSDAY, 8TH JULY, 2021**

Please find enclosed, for consideration at the next meeting of the Policy and Resources Scrutiny Committee taking place on Thursday, 8th July, 2021, the following report(s) that were unavailable when the agenda was printed.

#### **Agenda No    Item**

3.     **Questions from Members of the Public (Pages 1 - 18)**

#### **Stephen Tautz**

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**POLICY & RESOURCES SCRUTINY COMMITTEE**

**8 JULY 2021**

**QUESTIONS FROM MEMBERS OF THE PUBLIC**

**3**

**(1) Questions from David Webb to the Cabinet Member for Public Protection**

- (a) How many PSCO have Southend police have now and what powers do they have?**

Thank you for your question Mr. Webb. There are currently 11 PSCOs. The powers of the PSCOs are set out in the separate attachment.

- (b) What is the top crime and disorder crime and how is the police tackling this issue?**

Thank you for your question Mr. Webb. Violence with Injury is the priority crime type we are tackling. Southend currently has a 12.1% reduction year on year in this area which equates to 237 fewer victims. Police are working across the Community Safety Partnership to ensure that a shared awareness and understanding of when this crime type exists, how each organisation can put in place measures within their own organisations to ensure opportunities to identify and support victims are in place, preventative measures are considered and executed and where there is a chance of a successful prosecution that all agencies have a willingness to work together.

Southend has a fantastic partnership ethos; the aforementioned approach has been adopted to address challenges within the Night-time Economy now that the hospitality trade has opened its doors fully again. This is also reflected when dealing with other crime categories such as Hate Crime where agencies have Hate Crime Ambassadors working within their teams to make sure our community have confidence in reporting matters. In the forthcoming weeks we will be introducing an increase in visible Policing in areas where street-based violence has occurred. This provides the officers, dedicated to the visible presence with the opportunity to patrol, on foot with the ability to engage with the community and feedback what responses they get.

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Power	Relevant legislation
<p><b>To issue fixed penalty notices for cycling on a footpath:</b> power of a constable in uniform to give a person a fixed penalty notice under section 54 of the Road Traffic Offenders Act 1988 (fixed penalty notices) in respect of an offence under section 72 of the Highway Act 1835 (riding on a footway) committed by cycling.</p>	<p>Paragraph 1(2)(b) of Schedule 4 to the Police Reform Act 2002.</p>
<p><b>To issue fixed penalty notices for littering:</b> power of an authorised officer of a litter authority to give a notice under section 88 of the Environmental Protection Act 1990 (fixed penalty notices in respect of litter).</p>	<p>Paragraph 1(2)(d) of Schedule 4 to the Police Reform Act 2002.</p>
<p><b>To require name and address:</b> power to require the name and address of a person whom a PCSO has reason to believe has committed a relevant offence or a relevant licensing offence. (Relevant offences are defined under subparagraph 2(6) of Schedule 4 of the Police Reform Act 2002 and include relevant fixed penalty offences under paragraph 1 of Schedule 4, an offence under section 32(2) of the Anti-social Behaviour Act 2003 (failure to follow an instruction to disperse) and an offence which appears to have caused injury, alarm or distress to another person or loss of or damage to another person's property. A relevant licensing offence is defined as a specified offence under the Licensing Act 2003). Paragraph 1A enables chief constables to designate the power to require name and</p>	<p>Paragraph 1A of Schedule 4 to the Police Reform Act 2002 (inserted by paragraph 2 of Schedule 8 to the Serious Organised Crime and Police Act 2005).</p>

<p>address without also designating the power of detention.</p>	
<p><b>To require name and address for antisocial behaviour:</b> power of a constable in uniform, under section 50 of the Police Reform Act 2002, to require a person whom he or she has reason to believe has been acting, or to be acting, in an antisocial manner to give his or her name and address. Subparagraph 3(2) of Schedule 4 provides the PCSO with the power to detain (under subparagraphs 2(3) to (5) of Schedule 4). However, by virtue of paragraph 2(8) of Schedule 4 the power to detain 'has no effect unless a PCSO has been designated with the power of detention under paragraph 2 of Schedule 4'.</p>	<p>Paragraph 3 of Schedule 4 to the Police Reform Act 2002 (as amended by paragraph 3(10) of Schedule 8 to the Serious Organised Crime and Police Act 2005).</p>
<p><b>To require name and address for road traffic offences:</b> enables PCSOs to be designated with the power to require the name and address of a driver or pedestrian who fails to follow the directions of a community support officer or police officer under sections 35 or 37 of the Road Traffic Act 1988.</p>	<p>Paragraph 3A of Schedule 4 to the Police Reform Act 2002 (inserted by paragraph 6 of Schedule 8 to the Serious Organised Crime and Police Act 2005).</p>
<p><b>To require persons drinking in designated places to surrender alcohol:</b> requires a person whom a PCSO reasonably believes is, or has been, consuming alcohol in a designated public place or intends to do so, to not consume that alcohol and to surrender any alcohol or container for alcohol. Power to dispose of alcohol surrendered.</p>	<p>Paragraph 5 of Schedule 4 to the Police Reform Act 2002.</p>
<p><b>To require persons aged under 18 to surrender alcohol:</b> requires a person whom a PCSO reasonably suspects is aged under 18, or is or has been</p>	<p>Paragraph 6 of Schedule 4 to the Police Reform Act 2002.</p>

<p>supplying alcohol to a person aged under 18, to surrender any alcohol in their possession and to give their name and address. Power to require such a person to surrender sealed containers of alcohol if the PCSO has reason to believe that the person is or has been consuming or intends to consume alcohol. Power to dispose of alcohol surrendered.</p>	
<p><b>To seize tobacco from a person aged under 16</b> and to dispose of that tobacco.</p>	<p>Paragraph 7 of Schedule 4 to the Police Reform Act 2002.</p>
<p><b>To seize drugs and require name and address for possession of drugs:</b> enables PCSOs to be designated with a power to seize unconcealed drugs or drugs found when searching for alcohol, tobacco or other items if the PCSO reasonably believes the person is in unlawful possession of them. The PCSO must retain the drugs until a constable gives them further instructions. If a PCSO finds drugs in a person's possession or has reason to believe that a person is in possession of drugs and reasonably believes such possession is unlawful, the PCSO may require that person's name and address.</p>	<p>Paragraphs 7B of Schedule 4 to the Police Reform Act 2002 (inserted by paragraph 8 of Schedule 8 to the Serious Organised Crime and Police Act 2005).</p>
<p><b>To enter and search any premises for the purposes of saving life and limb or preventing serious damage to property.</b></p>	<p>Paragraph 8 of Schedule 4 to the Police Reform Act 2002.</p>
<p><b>To seize vehicles used to cause alarm:</b> power to stop and seize a vehicle which a PCSO has reason to believe is being used in a manner which contravenes sections 3 or 34 of the Road Traffic Act 1988 (careless and inconsiderate</p>	<p>Paragraph 9 of Schedule 4 to the Police Reform Act 2002.</p>

<p>driving and prohibition of off-road driving) and is causing alarm, distress or annoyance under section 59 of the Police Reform Act 2002.</p>	
<p><b>To remove abandoned vehicles</b> under regulations made under section 99 of the Road Traffic Regulation Act 1984. A PCSO designated under this paragraph has the power to order the removal of a vehicle under regulation 3 of the Removal and Disposal of Vehicles Regulations 1986. This relates to vehicles that have broken down or been permitted to remain at rest on a road:</p> <ul style="list-style-type: none"> <li>a) in a position, condition or situation causing obstruction or danger to persons using the road, or</li> <li>b) in contravention of a prohibition contained in Schedule 1 of the regulations.</li> </ul>	<p>Paragraph 10 of Schedule 4 to the Police Reform Act 2002.</p>
<p><b>To stop cycles:</b> powers of a constable in uniform to stop a cycle under section 163(2) of the Road Traffic Act 1988 when a PCSO has reason to believe that a person has committed the offence of riding on a footpath.</p>	<p>Paragraph 11A of Schedule 4 to the Police Reform Act 2002 (inserted by section 89(3) of the Anti-social Behaviour Act 2003).</p>
<p><b>To control traffic for purposes other than escorting a load of exceptional dimensions:</b> powers to direct traffic (for purposes other than escorting loads of exceptional dimensions) based on the powers constables have under sections 35 and 37 of the Road Traffic Act 1988. It also gives PCSOs the power to direct traffic for the purposes of conducting a traffic survey. PCSOs designated under this paragraph must also be designated with powers under</p>	<p>Paragraph 11B of Schedule 4 to the Police Reform Act 2002 (inserted by paragraph 10 of Schedule 8 to the Serious Organised Crime and Police Act 2005).</p>



paragraph 3A of Schedule 4 to the Police Reform Act.	
<b>To carry out road checks:</b> power to carry out a road check which has been authorised by a superintendent (or a police officer of higher rank) and power to stop vehicles for the purposes of carrying out a road check.	Paragraph 13 of Schedule 4 to the Police Reform Act 2002.
<b>To place signs:</b> enables PCSOs to be designated with the power of a constable under section 67 of the Road Traffic Regulation Act 1984 to place and maintain traffic signs.	Paragraph 13A of Schedule 4 to the Police Reform Act 2002 (inserted by paragraph 11 of the Serious Organised Crime and Police Act 2005).
<b>To enforce cordoned areas:</b> under section 36 of the Terrorism Act 2000.	Paragraph 14 of Schedule 4 to the Police Reform Act 2002.
<b>To stop and search in authorised areas:</b> powers under the Terrorism Act 2000 in authorised areas to stop and search vehicles and pedestrians when in the company and under the supervision of a constable.	Paragraph 15 of Schedule 4 to the Police Reform Act 2002.
<b>To photograph persons away from a police station:</b> enables PCSOs to be designated with the power to photograph a person who has been arrested, detained or given a fixed penalty notice away from the police station.	Paragraph 15ZA of Schedule 4 to the Police Reform Act 2002 (inserted by paragraph 12 of Schedule 8 to the Serious Organised Crime and Police Act 2005).

Power	Relevant legislation
<p><b>To issue penalty notices in respect of offences of disorder:</b> power of a constable in uniform to give a penalty notice under Chapter 1 of Part 1 of the Criminal Justice and Police Act 2001 (fixed penalty notices in respect of offences of disorder).</p>	<p>Paragraph 1(2)(a) of Schedule 4 to the Police Reform Act 2002.</p>
<p><b>To issue fixed penalty notices for truancy:</b> power of a constable to give a penalty notice under section 444A of the Education Act 1996 (penalty notice in respect of failure to secure regular attendance at school of registered pupil).</p>	<p>Paragraph 1(2)(aa) of Schedule 4 to the Police Reform Act 2002 (inserted by section 23 of the Anti-social Behaviour Act 2003).</p>
<p><b>To issue fixed penalty notices for excluded pupil found in a public place:</b> power of a constable to give a penalty notice under section 105 of the Education and Inspections Act 2006 (penalty notice in respect of presence of excluded pupil in public place).</p>	<p>Paragraph 1(2)(ab) of Schedule 4 to the Police Reform Act 2002 (inserted by section 107(2) of the Education and Inspections Act 2006).</p>
<p><b>To issue fixed penalty notices for dog fouling:</b> power of an authorised officer of a local authority to give a notice under section 4 of the Dogs (Fouling of Land) Act 1996 (fixed penalty notices in respect of dog fouling).  This power (and the 1996 Act) have now been repealed in relation to England and Wales by section 107 and Schedule 5 Part 5 of the Clean Neighbourhoods and Environment Act 2005. However, the power continues to have effect in respect of any land which remains designated land under the 1996 Act.</p>	<p>Paragraph 1(2)(c) of Schedule 4 to the Police Reform Act 2002.</p>
<p><b>To issue fixed penalty notices for graffiti and fly-posting:</b> power of an authorised officer of a local authority to give a notice under section 43(1) of the Anti-</p>	<p>Paragraph 1(2)(ca) of Schedule 4 to the Police Reform Act 2002 (inserted by section 46 of the Anti-social Behaviour Act 2003).</p>

<p>social Behaviour Act 2003 (penalty notices in respect of graffiti or fly-posting).</p>	
<p><b>To issue a fixed penalty notice for relevant bylaw offence:</b> power of an authorised officer of an authority which has made a bylaw to which this section applies has reason to believe that a person has committed an offence against the bylaw.</p>	<p>Paragraph 1ZA of Schedule 4 to the Police Reform Act 2002 (inserted by section 133 of the Local Government and Public Involvement in Health Act 2007).</p>
<p><b>To detain:</b> power to detain a person whom a PCSO has reason to believe has committed a relevant offence who fails to comply with a requirement under paragraph 1A(3) to give name and address or who gives an answer which the PCSO reasonably suspects to be false or inaccurate, for up to 30 minutes for the arrival of a police officer (or to accompany that person to a police station if he or she elects to do so on request). Under paragraph 2(2) (as amended by Schedule 8 to the Serious Organised Crime and Police Act 2005), a PCSO may only be designated with the power to detain if they have also been designated with the power to require name and address under paragraph 1A of the Police Reform Act 2002.</p>	<p>Paragraph 2(3) of Schedule 4 to the Police Reform Act 2002. Paragraph 3(2) of Schedule 8 to the Serious Organised Crime and Police Act 2005.</p>
<p><b>To enforce bylaws:</b> the Serious Organised Crime and Police Act 2005 provides that offences committed under relevant bylaws are relevant offences under paragraph 2(6) of Schedule 4 of the Police Reform Act 2002. A relevant bylaw is one from a list of bylaws that has been agreed between a chief constable and a relevant bylaw-making body. As well as being able to require name and address for breach of a</p>	<p>Paragraphs 1A, 2(3A), 2(6)(ad), 2(6B), 2(6C), 2(6D), 2(6E), 2(6F) of Schedule 4 to the Police Reform Act 2002 (see paragraphs 2, 3(4), 3(7) and 3(8) of Schedule 8 to the Serious Organised Crime and Police Act 2005).</p>

<p>bylaw, PCSOs can also enforce a bylaw by removing a person from a place if a constable would also have the power to enforce a bylaw in that way.</p>	
<p><b>To deal with begging:</b> the Serious Organised Crime and Police Act 2005 makes offences under sections 3 and 4 of the Vagrancy Act 1824 into relevant offences. It also gives PCSOs a power to detain a person whom they have required to stop committing an offence under sections 3 and 4 of the Vagrancy Act and who has failed to comply with the requirement.</p>	<p>Paragraphs 2(6) (ac) and 2(3B) of Schedule 4 to the Police Reform Act 2002 (see paragraphs 3(4), 3(5), 3(6) and 3(7) of Schedule 8 to the Serious Organised Crime and Police Act 2005).</p>
<p><b>To enforce certain licensing offences:</b> the Serious Organised Crime and Police Act 2005 establishes a set of relevant licensing offences. These offences are sale of alcohol to a person who is drunk, obtaining alcohol for a person who is drunk, sale of alcohol to children, purchase of alcohol by or on behalf of children, consumption of alcohol by children and sending a child to obtain alcohol. Where these offences apply specifically to clubs, they are not relevant licensing offences. PCSOs may require name and address but may not detain for those relevant licensing offences that are most likely to be committed by licence holders.</p>	<p>Paragraph 2(6A) of Schedule 4 to the Police Reform Act 2002 (see paragraphs 3(3) and 3(8) of Schedule 8 to the Serious Organised Crime and Police Act 2005).</p>
<p><b>To search detained persons for dangerous items or items that could be used to assist escape:</b> enables PCSOs to be designated with the same powers as a constable under section 32 of PACE to search detained persons for anything that could be used to cause physical injury or to assist escape. A PCSO must comply</p>	<p>Paragraph 2A of Schedule 4 to the Police Reform Act 2002 (inserted by paragraph 4 of Schedule 8 to the Serious Organised Crime and Police Act 2005).</p>

<p>with a police officer's instructions on what to do with the item.</p>	
<p><b>To disperse groups and remove persons under 16 to their place of residence:</b> where a designation applies this paragraph to a person, that person has within the relevant police area the powers conferred on a constable by section 35 of the Anti-social Behaviour, Crime and Policing Act 2014.</p>	<p>Paragraph 4A of Schedule 4 to the Police Reform Act 2002 (inserted by section 40(3) of the Anti-social Behaviour, Crime and Policing Act 2014).</p>
<p><b>To remove truants to designated premises etc.:</b> enables a PCSO to be designated with the power of a constable under section 16(3) of (3ZA) of the Crime and Disorder Act 1998 to remove a truant or excluded pupil found in a specified area (as specified in a direction under section 16(2) of the 1998 Act) to designated premises or (in the case of a truant) to the school from which the truant is absent.</p>	<p>Paragraph 4C of Schedule 4 to the Police Reform Act 2002 (inserted by section 8 of the Police and Justice Act 2006).</p>
<p><b>To search for alcohol and tobacco:</b> where a person has failed to comply with a requirement under paragraph 5 or 6 or has failed to allow a PCSO to seize tobacco under paragraph 7 of Schedule 4 to the Police Reform Act 2002 and a PCSO reasonably believes that the person is in possession of alcohol or tobacco, a PCSO may search them for it and dispose of anything found. It is an offence to fail to consent to be searched and PCSOs can require name and address for this offence. As specified in paragraph 3(10) of Schedule 8 to the Serious Organised Crime and Police Act 2005, a PCSO may only detain a person for failure to give an</p>	<p>Paragraph 7A of Schedule 4 to the Police Reform Act 2002 (inserted by paragraph 8 of Schedule 8 of the Serious Organised Crime and Police Act 2005).</p>

<p>adequate name and address if he or she has been designated with powers under paragraph 2 of Schedule 4 to the Police Reform Act.</p>	
<p><b>To seize drugs and require name and address for possession of drugs:</b> builds on the standard power to seize drugs and require name and address under paragraph 7B and enables PCSOs to detain a person on failure to comply with the requirement to provide name and address.  See list of standard powers.</p>	<p>Paragraph 7C of Schedule 4 to the Police Reform Act 2002 (inserted by paragraph 8 of Schedule 8 to the Serious Organised Crime and Police Act 2005).</p>
<p><b>To enforce park trading offences:</b> enables a PCSO to seize non-perishable items from a person the PCSO reasonably suspects have been used in the commission of a park trading offence under the Royal Parks (Trading) Act 2000. This power can only apply to PCSOs in the Metropolitan Police Force.</p>	<p>Paragraph 7D of Schedule 4 to the Police Reform Act 2002.</p>
<p><b>Limited power to enter licensed premises:</b> enables PCSOs to be designated with a power to enter licensed premises under section 180 of the Licensing Act 2003 for the purposes of investigating relevant licensing offences. They may not enter clubs and must enter all premises with a constable unless the premises are licensed for the sale of alcohol off the premises.</p>	<p>Paragraph 8A of Schedule 4 to the Police Reform Act 2002 (inserted by paragraph 9 of Schedule 8 to the Serious Organised Crime and Police Act 2005).</p>
<p><b>To stop vehicles for testing:</b> powers of a constable in uniform to stop vehicles for the purposes of testing under section 67 of the Road Traffic Act 1988.</p>	<p>Paragraph 11 of Schedule 4 to the Police Reform Act 2002.</p>
<p><b>Power to direct traffic for the purposes of escorting abnormal loads.</b></p>	<p>Paragraph 12 of Schedule 4 to the Police Reform Act 2002.</p>

<p><b>Power to serve closure notice for licensed premises persistently selling to children.</b></p>	<p>Paragraph 5A of Schedule 4 to the Police Reform Act 2002 (as inserted by section 24(6) of the Violent Crime Reduction Act 2006).</p>
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<p><b>To issue a fixed penalty notice for cycling without lights:</b> power of a constable to issue a fixed penalty notice for failing to comply with section 42 (lighting equipment or reflectors for cycles) of the Road Traffic Act 1988.</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(f)(i) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice for failing to comply with traffic signs:</b> enables a PCSO to issue a fixed penalty notice for failing to comply with the indication given by a red traffic light under section 36 Road Traffic Act 1988.</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(e) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice for carrying a passenger on a cycle:</b> enables a PCSO to issue a fixed penalty notice under section 24 of the Road Traffic Act 1988 for the offence of more than one person on a one-person bicycle.</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(c) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice to a cyclist for failing to comply with a traffic direction:</b> gives PCSOs the power of a constable to issue a fixed penalty notice the rider of a cycle under section 35 of the Road Traffic Act 1988, failing to comply with traffic directions.</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(d) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice for parking in a restricted area outside schools:</b> enables PCSOs to issue a fixed penalty notice for contravention of a prohibition or restriction that relates to stopping, waiting or parking at or near a school entrance under section 5(1) or 8(1) of the Road Traffic</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(b)(i) and 3 of Schedule 10 to the Anti- social Behaviour, Crime and Policing Act 2014.</p>

<p>Regulation Act 1984. Paragraph 3 of the Anti-social Behaviour, Crime and Policing Act 2014 requires a chief officer to consult the local authority prior to designation of this power.</p>	
<p><b>To issue a fixed penalty notice for failing to stop for a police constable:</b> gives PCSOs the power to issue a fixed penalty notice under section 163 of the Road Traffic Act 1988 for the offence of failing to stop a vehicle or cycle when required to do so by a constable or traffic officer.</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(g) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice for driving the wrong way down a one-way street:</b> gives the power of a constable to issue a fixed penalty notice under section 5(1) or 8(1) of the Road Traffic Regulation Act 1984 for contravention of a prohibition or restriction that relates to one-way traffic on a road.</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(b)(ii) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice for sounding a horn when stationary:</b> enables a PCSO to issue a fixed penalty notice for an offence under section 42 of the Road Traffic Act 1988.</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(f)(iv) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice for sounding a horn on a restricted road at night:</b> enables a PCSO to issue a fixed penalty notice for an offence under section 42 of the Road Traffic Act 1988.</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(f)(iv) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice for not stopping engine when stationary:</b> under section 42 of the Road Traffic Act 1988, PCSOs will have the power of a constable to issue a fixed penalty notice for the offence of failing to comply with a construction or use requirement about stopping the</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(f)(iii) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>



<p>action of a stationary vehicle's machinery.</p>	
<p><b>To issue a fixed penalty notice for causing unnecessary noise:</b> under section 42 of the Road Traffic Act 1988, PCSOs will have the power of a constable to issue a fixed penalty notice for the offence of failing to comply with a construction or use requirement about the use on a road of a motor vehicle that causes excessive noise.</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(f)(ii) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice for contravening bus lane:</b> PCSOs will have the power of a constable under section 5(1) or 8(1) of the Road Traffic Act 1984 to issue a fixed penalty notice for a contravention of a prohibition or restriction that relates to lanes or routes for buses.</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(b)(iii) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice for opening door so as to cause injury/danger:</b> under section 42 of the Road Traffic Act 1988, PCSOs will have the power of a constable to issue a fixed penalty notice for the offence of failing to comply with a construction or use requirement about opening a vehicle's door on a road so as to injure or endanger a person.</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(3)(f)(v) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>Power to seize and retain:</b> PCSOs will, when lawfully on a premises, have the same power as a constable under section 19 of the 1984 Act (general powers of seizure) to seize things. They will also have the power to impose a requirement by virtue of subsection 4 in relation to information accessible from the premises and subsection 6 (protection for legally privileged material from seizure). Section</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 4 of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>

<p>21(1) and (2) (record of seizure), sections 21 (3) to (8) and 22 (access, copying and retention) of the 1984 Act have effect.</p>	
<p><b>To confirm the identity of a charity collector:</b> PCSOs will have the power of a constable under section 6 of the House to House Collections Act 1939 to require name, address and signature, and under section 4 to produce their certificate of authority.</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 5 of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice to an unlicensed street vendor:</b> PCSOs will have the power of an authorised officer of a borough council to give notice under section 15 of the London Local Authorities Act 2004 in respect of an offence under section 38(1) of the London Local Authorities Act 1990 or section 27(1) of the City of Westminster Act 1999 (unlicensed street trading).</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 2(2)(cb) of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To stop cycles:</b> the standard power to stop a cycle is extended to those listed in paragraph 1(2B)(a) to (e), (f) (i) or (g).</p>	<p>Schedule 4 to the Police Reform Act 2002 as inserted by paragraph 6 of Schedule 10 to the Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To disperse persons from a specified area:</b> enables a PCSO (once authorised by a police inspector) to require a person committing or likely to commit antisocial behaviour, crime or disorder to leave an area for up to 48 hours. A PCSO may also confiscate any item that could be used to commit antisocial behaviour, crime or disorder. A person under 16 can be taken home or to a place of safety. A direction cannot be given to someone under 10 years old.</p>	<p>Schedule 4 of the Police Reform Act 2002 as inserted by paragraph 2 of section 40 Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a community protection notice (CPN):</b> following the issue of a written</p>	<p>Schedule 4 Police Reform Act 2002, as amended by sections 43</p>

<p>warning, a PCSO can issue a CPN against any person aged 16 or over, business or organisation committing antisocial behaviour which spoils the community's quality of life.</p>	<p>and 52 Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice for failure to comply with a community protection notice:</b> section 53 of the Anti-social Behaviour, Crime and Policing Act 2014 gives designated PCSOs power to issue a fixed penalty notice for breach of the terms of a community protection notice, provided that the conduct has taken place in the relevant police area.</p>	<p>Schedule 4 Police Reform Act 2002, as inserted by section 53 Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To require a person not to consume alcohol and/or to surrender alcohol where a Public Spaces Protection Order (PSPO) is in place:</b> designated PCSOs have the power to require a person reasonably believed to have been consuming alcohol in breach of a PSPO: 1. Not to consume alcohol or anything reasonably believed to be alcohol. 2. To surrender any alcohol or alcohol container.</p>	<p>Schedule 4 of the Police Reform Act 2002 as amended by paragraph 2 of section 69 Anti-social Behaviour, Crime and Policing Act 2014.</p>
<p><b>To issue a fixed penalty notice for failure to comply with a Public Spaces Protection Order:</b> following the implementation of a PSPO by the local authority, a designated PCSO can issue a fixed penalty notice to an individual who fails to comply with a PSPO. Under this power, PCSOs can also issue a fixed penalty notice for failure to comply with a request to cease drinking or surrender alcohol or an alcohol container.</p>	<p>Schedule 4 Police Reform Act 2002 as amended by sections 63, 68 and 69 Anti-social Behaviour, Crime and Policing Act 2014.</p>

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