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REPORT TO:	HOUSING & COMMUNITY SERVICES COMMITTEE	AGENDA ITEM:
DATE OF MEETING:	6 <sup>th</sup> FEBRUARY 2003	CATEGORY: RECOMMENDED
REPORT FROM:	HEAD OF COMMUNITY SERVICES	OPEN PARAGRAPH NO:
MEMBERS' CONTACT POINT:	DAWN DAWSON ( Ext. 5797)	DOC
SUBJECT:	DELEGATED RESPONSIBILITIES	REF: DLD
WARD(S) AFFECTED:	ALL	TERMS OF REFERENCE: CS 01

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### 1.0 Recommendations

1.1 That Members authorise the Advice, Liaison and Sheltered Housing Manager to serve Notice of Intention to Seek Possession, in all cases where there has been a breach of the conditions of tenancy.

### 2.0 Purpose of Report

2.1 To seek authorisation from Members to allow the Advice, Liaison and Sheltered Housing Manager to issue Notice of Intention to Seek Possession in all circumstances, whilst the Scheme of Delegation is under review by the Legal and Democratic Services Manager.

### 3.0 Detail

3.1 The Scheme of Delegation requires that where formal action against a tenancy is required, to address issues of anti social behaviour, a Notice of Intention to Seek Possession may only be served following authorisation from the Housing and Community Services Committee.

3.2 There has been an increase in the number of incidents relating to anti-social behaviour, as well as a shift in focus regarding the processes that should be employed to tackle this behaviour. Members and Officers are keen to deal with anti-social behaviour in a timely matter, alleviating some of the repercussions associated with ongoing failure to address issues.

3.3 The current requirements of the Scheme of Delegation cause a delay in the dealing with those associated with anti-social behaviour. There may be a delay of up to six weeks from the point at which Officers

conclude a Notice of Intention to Seek Possession is necessary, and presenting the Report to Members for consideration. This time delay causes some frustration for Members, Officers and alleged victims of anti-social behaviour.

- 3.4 To ensure probity, it is proposed that the Chair of the Housing and Community Services Committee, the Head of Community Services and the Legal and Democratic Services Manager will be formally consulted prior to the serviture of the Notice. It is further proposed that a monitoring report will be brought before the Housing and Community Services Committee on a six monthly basis. This report will detail the number and categories of Notices of Intention to Seek Possession served in the preceding six months, to ensure that Members remain fully informed.

#### **4.0 Community Implications**

- 4.1 Dealing effectively and efficiently with anti-social behaviour is key to promoting and sustaining quality of life for residents of South Derbyshire.

#### **5.0 Financial Implications**

- 5.1 None.