

West Area Committee 15 February 2017

Title of paper:	Proposal for a Scheme of Selective Licensing for Privately Rented Houses		
Director(s)/ Corporate Director(s):	David Bishop Andy Vaughan	Wards affected: ALL	
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Other colleagues who have provided input:			
Date of consultation with Portfolio Holder(s) (if relevant)	22 November 2016		
Relevant Council Plan Key Theme:			
Strategic Regeneration and Development			<input type="checkbox"/>
Schools			<input type="checkbox"/>
Planning and Housing			X
Community Services			<input type="checkbox"/>
Energy, Sustainability and Customer			<input type="checkbox"/>
Jobs, Growth and Transport			<input type="checkbox"/>
Adults, Health and Community Sector			<input type="checkbox"/>
Children, Early Intervention and Early Years			<input type="checkbox"/>
Leisure and Culture			<input type="checkbox"/>
Resources and Neighbourhood Regeneration			<input type="checkbox"/>
Summary of issues (including benefits to citizens/service users):			
<p>This report is to inform the West Area Committee of the data collection and analysis work that has been completed to inform a decision to consult on a proposal to introduce a selective licensing scheme for privately rented houses. Executive Board have approved the proposed designation in principle and a public consultation will take place on these proposals between January and March 2017.</p> <p>The use of selective licensing powers will provide the following benefits:</p> <ul style="list-style-type: none"> An opportunity to effectively influence higher standards of privately rented houses and to ensure effective management through more extensive control; A key tool in achieving the overall reduction of Anti-Social Behaviour (ASB); and Lead to higher levels of customer satisfaction with private rented sector accommodation within the City Work with landlords and tenants to provide positive advice and assistance to achieve legislative compliance, education and the provision of advice and information as appropriate. <p>The report outlines the outcomes of an evidence gathering project surrounding the need for selective licensing within the City and demonstrates the existence of problems within the proposed designation. It shows that there is a strong correlation between the criteria for introducing a scheme and the private rented housing stock in Nottingham. Whilst different parts of the City meet different grounds, collectively there is a strong argument for suggesting that the entire City should be covered by the scheme.</p>			

Recommendation(s):	
1	To note the contents of the report.
2	To offer views on the proposal for a scheme of selective licensing for privately rented houses.
3	To ask partners to actively contribute to the consultation process.

1 REASONS FOR RECOMMENDATIONS

- 1.1 The proposed designated area has been chosen because evidence, gathered in accordance with the Department for Communities and Local Government (DCLG) guidance suggests that relevant statutory tests have been met and that selective licensing of privately rented houses in the area would be an appropriate tool to resolve problems.
- 1.2 Ward councillors have been consulted on the proposed scheme and designation.

2 BACKGROUND (INCLUDING OUTCOMES OF CONSULTATION)

- 2.1 The introduction of a licensing scheme for private rented accommodation to drive up standards and protect tenants across the City is a key objective in the current Council Plan for 2015-2019. Selective Licensing (a power available to local authorities to licence private rented houses) aims to improve living conditions for residents both in the private rented sector and the surrounding community and drive up standards amongst poor landlords. The scheme is an important element of the Council's commitment to safeguarding and protecting vulnerable citizens across the city and in providing quality, safe housing. In order for a scheme to be implemented there are strict statutory criteria and conditions which need to be met. The scheme will also contribute to reductions in levels of Crime and Anti-Social Behaviour and also contributes to one of the Council's key objectives to "cut the number of victims of crime by a fifth and contribute to reduce anti-social behaviour."
- 2.2 Evidence gathering work has been carried out to establish if there are grounds for implementing a scheme of selective licensing in Nottingham and if so where. An evidence base to inform a designation was gathered using number of data sources. Extensive analysis of the evidence against each of the criteria. The area that has been chosen as a proposed designation to consult upon has been arrived at through the analysis of this data. The evidence that has been gathered supports a designation based on the following grounds: -
 - significant and persistent problem caused by anti-social behaviour;
 - poor property conditions;
 - high level of deprivation and;
 - high levels of crime.
- 2.3 The report outlines the outcomes of an evidence gathering project surrounding the need for selective licensing within the City and demonstrates the existence of problems within the proposed designation. It shows that there is a strong correlation between the criteria for introducing a scheme and the private rented housing stock in Nottingham.
- 2.4 Though the West Area does not have a high concentration of private rented properties in the round, it is still included in the whole city designation and meets the

criteria relating to antisocial behaviour. It is also an area where there is high potential for properties sold through the RTB to move into the private rented sector, which is an increasing trend and one which brings with it a disproportionate amount of issues around poor/unprofessional management. We feel that selective licensing could help mitigate the negative impact of such tenure shift.

- 2.5 As part of the evidence gathering exercise, The Project Team attended the monthly Neighbourhood Action Team (NAT) Meetings held for 19 of the City's 20 wards over the period June to July 2016. The meetings involved representatives from the Police, Community Protection, Nottingham City Homes (NCH) Housing Patch Managers and Family Services from NCC. The meeting were chaired by the local Neighbourhood Development Officer. The aims of attending the meetings were:
- To find out what issues are faced in different areas of the City in relation to the Private rented sector
 - What impacts these issues have on neighbourhoods
 - Look at how these issues could be addressed
 - Explore what impact a licensing scheme could have on these areas, the City's private rented sector and the City in general.
- 2.6 In addition, an online survey was circulated to NAT attendees and their partners working in the area. Responses to the survey were received from 12 out of the 20 wards and of those that responded 85% reported that they have experienced problems or issues with the PRS in their ward. The most frequently cited issues related to ASB and poor property conditions. Other specific problems reported were fly tipping and untidy gardens.
- 2.7 The feedback gathered through the survey and NAT meetings offers a more tangible level of detail regarding the experience of issues with the private rented sector in the City. It also offers an insight into the exponential or exacerbating effects that unresolved issues can have, as well as the difficulties entailed with resolution and the pressures that these issues put on services. The evidence also highlights some direct examples of where selective licensing would enable issues in the private rented sector to be more effectively and efficiently remedied. This in turn would reduce pressure on services, release precious resources, and allow improved standards to be maintained.
- 2.8 The Council is currently consulting on the proposed scheme. Details of the proposal, evidence to support it and the consultation can be found in the attached appendix 1.
- 2.9 The report seeks to demonstrate the outcomes the Council believes will be achieved by the introduction of this scheme and why making a selective licensing designation will significantly assist the Council to achieve its objectives and bring benefits to not only tenants but to the wider community. The proposed scheme fits entirely with the Council's vision that every neighbourhood is safe, clean and a great place to live.

3 OTHER OPTIONS CONSIDERED IN MAKING RECOMMENDATIONS

- 3.1 A number of other options were considered as part of the Executive Board Report dated 22 November 2016. Overall it was concluded that existing initiatives and the exercise of available powers have not brought about the improvement in the City's PRS which is needed and there is no practical and beneficial alternative to the proposed scheme.

4 FINANCE COMMENTS (INCLUDING IMPLICATIONS AND VALUE FOR MONEY/VAT)

- 4.1 The financial comments are as per the Executive Board Report dated 22 November 2016.

5 LEGAL AND PROCUREMENT COMMENTS (INCLUDING RISK MANAGEMENT ISSUES, AND LEGAL, CRIME AND DISORDER ACT AND PROCUREMENT IMPLICATIONS)

- 5.1 The legal and financial comments are as per the Executive Board Report dated 22 November 2016.

6 STRATEGIC ASSETS & PROPERTY COMMENTS (FOR DECISION RELATING TO ALL PROPERTY ASSETS AND ASSOCIATED INFRASTRUCTURE) (AREA COMMITTEE REPORTS ONLY)

- 6.1 N/A

7 EQUALITY IMPACT ASSESSMENT

- 7.1 An EIA is attached as Appendix 2, and due regard will be given to any implications identified in it.

8 LIST OF BACKGROUND PAPERS OTHER THAN PUBLISHED WORKS OR THOSE DISCLOSING CONFIDENTIAL OR EXEMPT INFORMATION

- 8.1 None.

9 PUBLISHED DOCUMENTS REFERRED TO IN COMPILING THIS REPORT

- 9.1 Executive Board Report dated 22 November 2016 - Proposal for a Scheme of Selective Licensing for Privately Rented Houses.