

Status: Point in time view as at 27/06/2018.

Changes to legislation: Anti-social Behaviour, Crime and Policing Act 2014, SCHEDULE 4 is up to date with all changes known to be in force on or before 13 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 4

Section 104

ASB CASE REVIEWS: SUPPLEMENTARY PROVISION

PART 1

MAKING AND REVISING REVIEW PROCEDURES ETC

Consultation: local policing bodies

- 1 (1) In making and revising the review procedures, the relevant bodies in a local government area must consult the local policing body for the relevant police area.
- (2) The “relevant police area” is the police area which consists of, or includes, the local government area.

Commencement Information

I1 Sch. 4 para. 1 in force at 13.5.2014 by [S.I. 2014/949](#), art. 3, [Sch. para. 20\(a\)](#)

Consultation: local providers of social housing

- 2 In making and revising the review procedures, the relevant bodies in a local government area must consult such local providers of social housing as they consider appropriate.

Commencement Information

I2 Sch. 4 para. 2 in force at 13.5.2014 by [S.I. 2014/949](#), art. 3, [Sch. para. 20\(a\)](#)

Dissatisfaction with ASB case reviews

- 3 The review procedures must include provision about what is to happen where an applicant is dissatisfied with the way in which the relevant bodies have—
- (a) dealt with an application for an ASB case review, or
 - (b) carried out an ASB case review.

Commencement Information

I3 Sch. 4 para. 3 in force at 13.5.2014 by [S.I. 2014/949](#), art. 3, [Sch. para. 20\(a\)](#)

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Assessment and revision of review procedures

- 4 The review procedures must include provision about—
- (a) the assessment of the effectiveness of those procedures, and
 - (b) the revision of those procedures.

Commencement Information

I4 Sch. 4 para. 4 in force at 13.5.2014 by [S.I. 2014/949, art. 3, Sch. para. 20\(a\)](#)

PART 2

INCLUSION OF LOCAL PROVIDERS OF SOCIAL HOUSING AMONG RELEVANT BODIES

Co-option arrangements

- 5 (1) The responsible authorities in a local government area must make arrangements (“co-option arrangements”) for the inclusion of local providers of social housing among the relevant bodies in that area.
- (2) In this paragraph “responsible authorities” means—
- (a) in relation to a local government area in England—
 - (i) the relevant district council or the unitary authority,
 - (ii) the chief officer of police for the police area which that local government area is within, and
 - (iii) each clinical commissioning group established under section 14V of the National Health Service Act 2006 whose area is wholly or partly within that local government area;
 - (b) in relation to a local government area in Wales—
 - (i) the council for the area,
 - (ii) the chief officer of police for the police area which that local government area is within, and
 - (iii) each Local Health Board whose area is wholly or partly within that local government area.

Commencement Information

I5 Sch. 4 para. 5 in force at 13.5.2014 by [S.I. 2014/949, art. 3, Sch. para. 20\(a\)](#)

PART 3

ASB CASE REVIEWS

Consultation and co-operation: local providers of social housing

- 6 (1) The relevant bodies in a local government area must consult such local providers of social housing as they consider appropriate in carrying out ASB case reviews.

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- (2) The local providers of social housing must co-operate with the relevant bodies in the local government area in any matters specified by the relevant bodies that concern ASB case reviews.

Commencement Information

I6 Sch. 4 para. 6 in force at 20.10.2014 by [S.I. 2014/2590](#), [art. 3\(f\)](#)

Information

- 7 (1) The relevant bodies in a local government area may request any person to disclose information for a purpose connected with the carrying out of an ASB case review.
- (2) If such a request is made to a person that exercises public functions, and that person possesses the requested information in connection with the exercise of such functions, the person must (subject to sub-paragraph (4)) comply with the request.
- (3) If such a request is made to a person who is not required by sub-paragraph (2) to disclose the requested information, the person may (subject to sub-paragraph (4)) comply with the request.
- (4) This paragraph does not require or authorise—
- (a) a disclosure, in contravention of any provisions of [^{F1}the data protection legislation], of personal data which [^{F2}is] not exempt from those provisions, or
- (b) a disclosure which is prohibited by [^{F3}any of Parts 1 to 7 or Chapter 1 of Part 9 of the Investigatory Powers Act 2016].
- (5) Subject to that, a disclosure under this paragraph does not breach—
- (a) any obligation of confidence owed by the person making the disclosure, or
- (b) any other restriction on the disclosure of information (however imposed).
- [^{F4}(6) In this paragraph, “the data protection legislation” has the same meaning as in the Data Protection Act 2018 (see section 3 of that Act).]

Textual Amendments

- F1** Words in Sch. 4 para. 7(4) substituted (25.5.2018) by [Data Protection Act 2018 \(c. 12\)](#), s. 212(1), [Sch. 19 para. 185\(2\)\(a\)](#) (with ss. 117, 209, 210); [S.I. 2018/625](#), reg. 2(1)(g)
- F2** Word in Sch. 4 para. 7(4) substituted (25.5.2018) by [Data Protection Act 2018 \(c. 12\)](#), s. 212(1), [Sch. 19 para. 185\(2\)\(b\)](#) (with ss. 117, 209, 210); [S.I. 2018/625](#), reg. 2(1)(g)
- F3** Words in Sch. 4 para. 7(4)(b) substituted (27.6.2018) by [Investigatory Powers Act 2016 \(c. 25\)](#), s. 272(1), [Sch. 10 para. 32](#) (with [Sch. 9 paras. 7, 8, 10](#)); [S.I. 2018/652](#), reg. 12(g)(iii)
- F4** Sch. 4 para. 7(6) inserted (25.5.2018) by [Data Protection Act 2018 \(c. 12\)](#), s. 212(1), [Sch. 19 para. 185\(3\)](#) (with ss. 117, 209, 210); [S.I. 2018/625](#), reg. 2(1)(g)

Commencement Information

I7 Sch. 4 para. 7 in force at 20.10.2014 by [S.I. 2014/2590](#), [art. 3\(f\)](#)

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PART 4

GENERAL

Joint review procedures or co-option arrangements

- 8 (1) The relevant bodies in two or more local government areas—
- (a) may jointly make review procedures applicable to those areas;
 - (b) must secure that such jointly-made review procedures are in place if co-option arrangements applicable to those areas have been jointly made under sub-paragraph (2).
- (2) The responsible authorities in two or more local government areas—
- (a) may jointly make co-option arrangements applicable to those areas;
 - (b) must secure that such jointly-made co-option arrangements are in place if review procedures applicable to those areas have been jointly made under sub-paragraph (1).
- (3) In a case where review procedures or co-option arrangements are made jointly in accordance with this paragraph, a reference to any of the following in section 104, section 105 or this Schedule is to be read accordingly—
- (a) the relevant bodies (in the case of review procedures) or the responsible authorities (in the case of co-option arrangements);
 - (b) the local government area or the relevant police area (in either case).

Commencement Information

18 Sch. 4 para. 8 in force at 13.5.2014 by [S.I. 2014/949](#), art. 3, [Sch. para. 20\(b\)](#)

Different review procedures or co-option arrangements for different parts of an area etc

- 9 (1) Review procedures may make different provision in relation to different parts of a local government area.
- (2) Review procedures or co-option arrangements made jointly in accordance with paragraph 8 may make different provision in relation to—
- (a) different local government areas to which the procedures or arrangements are applicable, or
 - (b) different parts of such areas.

Commencement Information

19 Sch. 4 para. 9 in force at 13.5.2014 by [S.I. 2014/949](#), art. 3, [Sch. para. 20\(b\)](#)

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