

REPORT TO:	Cabinet
DATE:	Tuesday 26 April 2022
SUBJECT:	Graffiti and Street Art Management Policy 2022
PURPOSE:	To consider the Graffiti and Street Art Management Policy 2022 to establish Street Art in South Holland to provide safe and welcoming public spaces for our local communities.
KEY DECISION	N/A
PORTFOLIO HOLDER:	Cllr Gary Taylor, Portfolio Holder for Communities and Facilities
REPORT OF:	John Leach – DCEX - Communities
REPORT AUTHOR:	Phil Perry – AD Leisure & Culture
WARD(S) AFFECTED:	ALL
EXEMPT REPORT?	NO

SUMMARY

This report sets out the proposals for the adoption of a new Graffiti and Street Art Management Policy to enable street art in the district and in support of the Corporate Plan – *A Place of Prosperity, Wellbeing and Opportunity for All 2019-2023*.

RECOMMENDATIONS

It is recommended that the Cabinet:

1. Approve the Policy and forward to Council for information.
2. Recommend that the Policy is delegated to the Portfolio Holder for Communities and Facilities for any final amendments and any future changes.
3. Note the outcome of the Piloting phase which tested the draft policy and
4. Approve a review by the Street Art Wall Task Group after 6 months to enable the proposed policy to be successfully implemented.

REASONS FOR RECOMMENDATIONS

The recommendations of this report respond to the public petition presented to Council on the 24 November 2021 and the overwhelming support indicated by the Members of the Council in response to the public petition.

OTHER OPTIONS CONSIDERED

The Graffiti and Street Art Management Policy 2022 has been developed and tested by a PDP Task Group and is based on best practice policies in operation across the country and internationally.

1. BACKGROUND

- 1.1 The Council received a public petition on the 24 November 2021 from Karl Barfoot and Adam Sadd requesting the creation of a street art wall in South Holland. Members of the Council supported this opportunity and agreed to refer the proposal to the Policy Development Panel (PDP) to develop the governance framework to support the opportunity for street art in South Holland.
- 1.2 The PDP formed a Task Group to explore and develop the governance framework. The Task Group met over the period 20 January 2022 to 2 March 2022.
- 1.3 The recommended policy as set out in **Appendix A** follows from the detailed work of the Task Group on behalf of PDP.

2. CORPORATE PLAN PRIORITIES

- 2.1 The Corporate Plan – *A Place of Prosperity, Wellbeing and Opportunity for All* includes a number of priorities which will be supported by the proposed Policy as shown in **Table 1**.

Table 1 – Corporate Priorities

Corporate Priorities	
We will...	
	<ul style="list-style-type: none">• Lead, enable and embed the provision of a range of improved local community, cultural and art facilities that support the enhanced wellbeing of South Holland's communities.
	<ul style="list-style-type: none">• Work together with partners, businesses and local communities to re-establish the Pride in South Holland programme to improve the quality of public spaces to be cleaner, greener and safer.
	<ul style="list-style-type: none">• Support Spalding and Holbeach to be attractive places that people want to visit, live and work while supporting all other towns and villages in the district to meet the needs of their communities.

3. GRAFFITTI AND STREET ART MANAGEMENT POLICY 2022

- 3.1 The proposed policy is set out in **Appendix A**.
- 3.2 The proposed policy contains the following key elements as outline in **Table 2**.

Table 2 – Policy Content and Structure

Policy Content and Structure	
Introduction	<ul style="list-style-type: none">• Corporate Plan• Legal responsibilities• Aims of the policy
Definitions	<ul style="list-style-type: none">• Definitions for Street Art and Graffiti

Responsibilities	<ul style="list-style-type: none"> • Role of the Council in relation to Graffiti management
Graffiti Management Prevention	<ul style="list-style-type: none"> • How the Council supports the prevention of graffiti
Graffiti Management Removal	<ul style="list-style-type: none"> • Considerations for the removal of graffiti
Graffiti Management Enforcement	<ul style="list-style-type: none"> • The powers available to the Council
Graffiti Management Collaboration	<ul style="list-style-type: none"> • The Council's commitment to collaborative working
Legal Street Art	<ul style="list-style-type: none"> • Key considerations for the approval of legal street art
Approval	<ul style="list-style-type: none"> • The process for approving legal street art

4. PILOTING OF THE POLICY

4.1 The proposed policy has been piloted to test the following overall steps within the policy.

- **Step 1** - Application for Street Art proposal to South Holland District Council
- **Step 2** - Consultation with local community, Ward Members and the Parish or Town Council
- **Step 3** - Approval or Rejection
- **Step 4** - Street Art work to be carried out with approval

4.2 The Task Group reviewed a number of potential site opportunities to pilot and test the policy. The Castle Sports Complex was chosen as the pilot opportunity site to test the policy and work with the Street Artists who presented the original public petition to Council.

4.3 The pilot process for the policy was planned as follows:

- **Step 1** – Task Group agrees the pilot locations at their meeting with the artists on 17 February
- **Step 2** – Boards put up at the 2 locations for art to be produced on
- **Step 3** – Pilot locations and art ideas presented to Spalding Town Forum on 22 March
- **Step 4** – Policy and pilot locations presented to Policy Development Panel on 23 March
- **Step 5** – Results of pilot and the policy presented to Cabinet on 26 April and then Council on 11 May

4.4 **Appendix B** contains images of the potential street art at the Castle Sports Complex guided by the proposed policy.

5. CONCLUSION

5.1 The proposed policy has been developed and tested in support of the Council's response to the public petition. It is recommended that the policy be adopted by Council to support street art in South Holland.

6. EXPECTED BENEFITS TO THE PARTNERSHIP

6.1 There is opportunity for the S&ELCP to adopt this policy across the sub-region and enable Street Artist to work with the Partnership.

7. IMPLICATIONS

8. SOUTH AND EAST LINCOLNSHIRE COUNCILS PARTNERSHIP

- 8.1 There is opportunity for the S&ELCP to adopt this policy across the sub-region and enable Street Artist to work with the Partnership.

9. CORPORATE PRIORITIES

- 9.1 The proposed policy supports a number of the Corporate Plan priorities as set out in the main body of the report.

10. STAFFING

- 10.1 There are no staffing implications resulting from the recommendations of this report.
- 10.2 The policy will naturally be co-ordinated by the Leisure & Culture Division of the Communities Directorate for the S&ELCP in liaison with the other key divisions within the Directorate.

11. CONSTITUTIONAL AND LEGAL IMPLICATIONS

- 11.1 South Holland District Council has various statutory powers under which it can enforce against illegal graffiti – including as a landowner and under its enforcement powers. As a landowner the Council can also choose to permit street art.
- 11.2 The proposed policy does not form part of the Policy Framework of the Council and is therefore an executive function to be determined by the Leader, Portfolio Holder or Cabinet.

12. DATA PROTECTION

- 12.1 The Partnership shares information and data and suitable data protection arrangements for the Partnership have been established.

13. FINANCIAL

- 13.1 The proposals can be contained within existing budgets.

14. RISK MANAGEMENT

- 14.1 There are no additional risks arising from this report.

15. STAKEHOLDER / CONSULTATION / TIMESCALES

- 15.1 This policy has been developed by a Task Group of the PDP, engagement has taken place with the Portfolio Holder.
- 15.2 Consultation has taken place with relevant local communities as part of the piloting of the policy at the pilot site of the Castle Sports Complex.

16. REPUTATION

- 16.1 The management and governance of street art is key to the successful introduction of street art in South Holland. The policy has been developed with this in mind. The policy also includes clarity in relation to Graffiti Management.

17. CONTRACTS

17.1 None.

18. CRIME AND DISORDER

18.1 The proposals contained within this report will improve the overall street scene and environment for our local places on behalf of our local communities. It is recognised that the policy will support the reduction of crime and disorder.

19. EQUALITY AND DIVERSITY/ HUMAN RIGHTS/ SAFEGUARDING

19.1 None

20. HEALTH AND WELL BEING

20.1 None.

21. CLIMATE CHANGE AND ENVIRONMENTAL IMPLICATIONS

21.1 None.

22. ACRONYMS

22.1 None

APPENDICES

Appendices are listed below and attached to the back of the report: -

APPENDIX A	Graffiti and Street Art Management Policy 2022
APPENDIX B	Street Art – Castle Sports Complex Photographs

BACKGROUND PAPERS

Background papers used in the production of this report are listed below: -

Document title	Where the document can be viewed
Council 24 November 2021 Minutes	https://democracy.sholland.gov.uk/ieListDocuments.aspx?Cid=119&Mid=2902&Ver=4

REPORT APPROVAL

Report author:	Phil Perry, AD – Leisure & Communities
Signed off by:	John Leach, DCEX – Communities
Approved for publication:	YES