

# ISSUES ARISING FROM OVERVIEW AND SCRUTINY OR OTHER COMMITTEES

## INTRODUCTION OF FIXED PENALTY NOTICES FOR FLY-TIPPING

Responsibility: Portfolio Holder for Property Management and Public Protection

Report of: Director of Governance

### Decision Route

Cabinet	7 November 2016	CAB 76
Scrutiny (Policy and Performance) Committee	15 November 2016	Minute No 90
Cabinet	5 December 2016	

### Scrutiny (Policy and Performance) Committee Recommendations

The Scrutiny (Policy and Performance) Committee, at its meeting held on 15 November 2016, endorsed Cabinet decision CAB 76 as follows:

- (a) That the issue of Fixed Penalty Notices (FPNs) for small scale fly-tipping offences, contrary to Section 33(1)(a) of the Environmental Protection Act 1990, be approved.
- (b) That the level of the FPNs be set at £400.
- (c) That powers be delegated to the Head of Regulatory Services to authorise persons to act as 'authorised officers' under Section 33ZA (12) of the Environmental Protection Act 1990 for the purposes of issuing FPNs.