

ABANDONED VEHICLES, CLEAN NEIGHBOURHOODS & THE ENVIRONMENT ACT AND ENVIRONMENTAL ENFORCEMENT-2022-23 FEES AND CHARGES

1. ITEM FOR DECISION

- 1.1 As part of the annual review of budgets, decisions are required to agree any non-statutory fees and charges for the forthcoming financial year.

2. POLICY FRAMEWORK

- 2.1 The decisions over fees and charges have to be within the constraints of the overall financial framework and the medium-term financial plan. At the same time, decision making regarding the fees and charges must reflect a 'commercial' environment where there is a need to react swiftly and proactively to changing conditions. As a result, power to agree fees and charges, or to make formal arrangements for the setting of fees and charges within a Portfolio, is delegated to the Portfolio Holder.

3. PROPOSED CHANGES

3.1 Abandoned vehicles

There are no proposed changes to the fees for abandoned vehicles in this decision.

3.2 Clean Neighbourhoods and the Environment

Repealed legislation relating to the Dogs (Fouling of Land) Act 1996 and Dog Control Orders has been removed from this year's decision. Charges relating to stray dogs have been increased to cover increased collection, administration and kennelling costs.

3.3 Environmental Enforcement

A new fixed penalty fine relating to household waste – duty of care, has been added to the table to bring our fixed penalty notices relating to Environmental enforcement in line with government legislation and other authorities.

4. OPERATIONAL IMPLICATIONS

- 4.1 The charges detailed at Appendix 1 are important to ensure we comply with our legal responsibilities.

5. FINANCIAL IMPLICATIONS

- 5.1 Any financial implications will have been or will be reported as part of the ongoing Portfolio Plan and budgetary control.

6. ENVIRONMENTAL, CRIME & DISORDER AND EQUALITY & DIVERSITY IMPLICATIONS

- 6.1 There are no specific implications arising directly as a result of this decision. Any impacts as a result of altered service delivery outcomes would have been reflected as part of the Portfolio Plan and budget setting processes.

6.2 The amount of the fine payable for Fixed Penalty Notice offences is set in law with a minimum to a maximum amount for each offence. To act as a deterrent these FPN's are set at the top of the amount allowed in law for each offence.

7. RECOMMENDATION

7.1 That the fees and charges attached as Appendix 1 be agreed and implemented from 9th May 2022.

8. PORTFOLIO HOLDER ENDORSEMENT

I agree to the recommendation in this report.



Sign: Cllr David Russell

Date: 28 April 2022

For Further Information Please Contact:

David Hurd
Environmental Enforcement and Amenities Manager
023 8028 5322
David.hurd@nfdc.gov.uk

Claire Upton-Brown
Executive Head Planning, Regeneration and Economy
023 8028 5409
Claire.upton-brown@nfdc.gov.uk

Date on which notice given of this Decision – 28 April 2022
Last date for call in – 6 May 2022

List of charges

APPENDIX 1

			Current Charge £ 2021/22	Proposed Charge £ 2022/23	Increase £	Increase %
ABANDONED VEHICLES*						
Removal						
Less than 3.5 tonnes		On-road	150.00	150.00	-	-
		On-road, damaged	250.00	250.00	-	-
		Off-road	200.00	200.00	-	-
		Off-road, damaged	300.00	300.00	-	-
3.5 to 7.5 tonnes		On-road	200.00	200.00	-	-
		On-road, damaged	650.00	650.00	-	-
		Off-road	400.00	400.00	-	-
7.5 to 18 tonnes		Off-road, damaged	850.00	850.00	-	-
		On-road	350.00	350.00	-	-
	Unladen	On-road, damaged	2,000.00	2,000.00	-	-
		"	3,000.00	3,000.00	-	-
	Laden	Off-road	1,000.00	1,000.00	-	-
		"	1,500.00	1,500.00	-	-
More than 18 tonnes	Unladen	Off-road, damaged	3,000.00	3,000.00	-	-
		"	4,500.00	4,500.00	-	-
	Laden	On-road	350.00	350.00	-	-
		On-road, damaged	3,000.00	3,000.00	-	-
	Unladen	"	4,500.00	4,500.00	-	-
		Off-road	1,500.00	1,500.00	-	-
Laden	"	2,000.00	2,000.00	-	-	
	Off-road, damaged	4,500.00	4,500.00	-	-	
	"	6,000.00	6,000.00	-	-	
Storage - per day						
Two wheeled			10.00	10.00	-	-
Less than 3.5 tonnes			20.00	20.00	-	-
3.5 to 7.5 tonnes			25.00	25.00	-	-
7.5 to 18 tonnes			30.00	30.00	-	-
More than 18 tonnes			35.00	35.00	-	-
Disposal						
Two wheeled			50.00	50.00	-	-
Less than 3.5 tonnes			75.00	75.00	-	-
3.5 to 7.5 tonnes			100.00	100.00	-	-
7.5 to 18 tonnes			125.00	125.00	-	-
More than 18 tonnes			150.00	150.00	-	-

Fixed penalty Notice (FPN) Full charge:

Abandoning a vehicle	200.00	200.00	-	-
Leaving litter	100.00	100.00	-	-
Throwing litter from a vehicle	100.00	100.00	-	-
Graffiti and fly posting	80.00	80.00	-	-

FPN Discounted charge if paid within 10 days of issue:

Abandoning a vehicle	150.00	150.00	-	-
Leaving litter	60.00	60.00	-	-
Throwing litter from a vehicle	60.00	60.00	-	-
Graffiti and fly posting	60.00	60.00	-	-

	Current Charge £ 2021/22	Proposed Charge £ 2022/23	Increase £	Increase %
ENVIRONMENTAL ENFORCEMENT - FIXED PENALTY CHARGES*				
Full charge:				
Environmental Protection Act 1990;				
Unauthorised deposit of waste (S.33ZA)	400.00	400.00	-	-
Failure to produce waste documentation (S.34A)	300.00	300.00	-	-
Household duty of care (S.34ZA) (New category)	N/A	200.00	N/A	N/A
Control of Pollution (Amendment) Act 1989				
Failure to produce authority to carry waste (waste carriers licence) (S5B)	300.00	300.00	-	-
Anti-Social Behaviour, Crime and Policing Act 2014				
Failure to comply with a Community Protection Notice (S.52)	100.00	100.00	-	-
Failure to comply with a Public Space Protection Order (S.68)	100.00	100.00	-	-
Discounted charge if paid early:				
Environmental Protection Act 1990;				
Unauthorised deposit of waste (S.33ZA)	300.00	300.00	-	-
Failure to produce waste documentation (S.34A)	225.00	225.00	-	-
Household duty of care (S.34ZA) (New category)	N/A	120.00	N/A	N/A
Control of Pollution (Amendment) Act 1989				
Failure to produce authority to carry waste (waste carriers licence) (S5B)	225.00	225.00	-	-
Anti-Social Behaviour, Crime and Policing Act 2014				
Failure to comply with a Community Protection Notice (S.52)	75.00	75.00	-	-
Failure to comply with a Public Space Protection Order (S.68)	75.00	75.00	-	-

	Current Charge 2021/22 £	Proposed Charge 2022/23 £	Increase £	Increase %
Dogs				
Stray dogs – statutory fee including admin charge	£41.00	£50.00	£9.00	22
Stray dogs – daily kennelling fee	£17.00	£22.00	£5.00	29.4
Dog fouling – fixed penalty fee	£50.00	£50.00	-	-