

# **Report to Overview & Scrutiny Committee**

**Date of meeting: 9<sup>th</sup> July 2009**

**Portfolio: Environment**

**Subject: Environment and Street Scene Directorate  
Enforcement Policy**

**Officer contact for further information: Jim Nolan**

**Committee Secretary: Adrian Hendry**



---

## **Recommendations/Decisions Required:**

**That members endorse the updated version of the Environment and Street Scene Directorate Enforcement Policy (attached).**

## **Report:**

1. As part of the Council's commitment to providing a fair and equitable enforcement foundation, an enforcement policy for environmental health was developed.
2. The policy was written in accordance with the Government's Enforcement Concordat, published by the Cabinet Office in 1998 and adopted by this Council.
3. The policy is based on the principles that those in receipt of Council services should:
  - receive clear explanations from enforcers of what they need to do and by when;
  - have opportunities to resolve differences before enforcement action is taken - unless immediate action is needed; and
  - receive an explanation of their rights of appeal in the event of enforcement action being taken.
4. Since the publication of our enforcement policy the Government have published the Hampton Review - Reducing Administrative Burdens: Effective Inspection and Enforcement in March 2005 and the Rogers Review of national enforcement priorities for local authority regulatory services – March 2007.
5. As a consequence we have taken the opportunity of updating our policy to reflect those reviews, minor legislative amendments and the Council's restructure.
6. This policy (with minor amendments) has been endorsed by the Safer, Cleaner, Greener Scrutiny Standing Panel on 23<sup>rd</sup> June 2009.

## **Reason for decision:**

In order to keep the Directorate's policy up to date.

**Options considered and rejected:** None.

**Consultation undertaken:** Safer, Cleaner, Greener Scrutiny Standing Panel, officers of the Directorate.

**Resource implications:**

Budget provision: Existing

Personnel: No change

Land: None

Community Plan/BVPP reference:

Relevant statutory powers:

Background papers: None

Environmental/Human Rights Act/Crime and Disorder Act Implications: Enforcement of legislation in accordance with the Enforcement Concordat.

Key Decision reference: (if required)