

## Safer Cleaner Greener Strategy - Enforcement Activities

Table 1: Activity recorded by Environment & Neighbourhood Officers (ENO) - Summer 2012 (1<sup>st</sup> April 2012 to 30 September 2012) and previous 6 monthly data.

<b>Activity recorded by Environment &amp; Neighbourhood Officers (ENO)</b>	<b>Summer 2012</b> 01/04/12 to 30/9/12	<b>Winter 2011/12</b> 01/10/11 to 31/03/12	<b>Summer 2011</b> 01/04/11 to 30/9/11	<b>Winter 2010/11</b> 01/10/10 to 31/03/11
<b>Fly-tipping incidents – Reactive work in response to a fly-tip</b>				
All fly-tipping incidents reported to the Council (codes 01FP & 01SC)	858	498	630	729
Incidents investigated (01FP with code EF01)	483	349	382	375
Warning/Enforcement letter sent (01FP with code EF03)	108	73	62	35
Statutory notice (01FP with code EF02)	8	4	6	3
Prosecution (01FP with code EF05)	6	3	4	4
Formal Caution (01FP with code EF06)	2	0	0	0
<b>Pro-active waste enforcement work not related to a specific fly tip (code ENFO)</b>				
Investigation (EF01)	193	116	181	189
Warning/Enforcement letter (EF03)	85	94	77	65
Statutory notice (EF02)	11	53	6	15
Stop and Search (EF08) (see note 1)	0	31	6	31
Prosecution not related to a specific fly-tip (EF05)	0	0	1	0
<b>General enforcement work dealt with by ENO (not including fly-tipping detailed above)</b>				
Total enquiries/complaints dealt with by ENO team	1018	706	945	637
1. Noise (total)	741	555	794	476
1.1 Out of hours noise service complaints included in above total	344	215	320	230
2. Bonfires (domestic and commercial)	75	64	103	46
3. Street Trading	11	24	39	45
4. Licensing consultation (see note 2)	122	18	15	16
<b>Fixed Penalty Notices (FPN) (Dog Fouling, Litter, Waste receptacle offences)</b>				
FPN income (£)	250	360	1575	170

## **Notes on table 1.**

1. Stop/check work on suspect waste carriers relies on Essex police resources to stop vehicles. Due to the pressure on police resources due to the Olympics etc, stop/checks were cancelled in this period. It is hoped that these will re-commence in 2012/13.
2. Increase due to change in licensing law that means that Environment & Neighbourhoods are now consulted on all Temporary Event Notices. Most of these applications require no comment and can be reviewed quickly.

## **Commentary on Summer 2012**

### **Fly-tipping incidents**

All incidents of fly-tipping reported to the Council are recorded (858). Incidents that may have some evidence to trace the source of the waste or fly-tipper are passed to the Environment and Neighbourhoods Team (ENO) to investigate. The incidents passed to the ENO team are then prioritised and investigated if possible (483), prior to clearance.

Most incidents were on Council land (388), predominantly Housing land, often due to householders poor waste management rather than fly-tipping by somebody unrelated to the area. The second largest category was Highway land (338). These two land types accounted for 85% of the reported incidents. The Environment & Neighbourhood team intend to target fly-tipping/poor waste management by residents to ensure that they comply with the Council's collection procedures and avoid illegally depositing waste (i.e. fly-tipping).

### **Fixed penalty notices (FPN)**

Pre-arranged operations to target littering offenders were carried out in Valley Hill and The Broadway, Loughton, Limes Farm Chigwell, High Street Ongar and Sun Street Waltham Abbey. Only 1 incident of littering was witnessed from a vehicle, which is currently being followed up. Officers noted that members of the public now appear to be more aware of our uniformed presence and can be seen to be using the litter bins provided.

4 fixed penalty notice were offered and paid in this period for littering/fly-tipping, resulting in an income of £250.

### **Taxi Licensing Enforcement**

On Friday 21 September 2012 Environment & Neighbourhood Officers visited the High Rd, Loughton and Club 195, High St, Epping in the early hours of the morning from 10.30pm to 02.45am. 17 EFDC licensed taxis were inspected and a number of private hire vehicles from other authorities checked to ensure they were pre-booked and not operating illegally. Some minor issues were identified regarding stickers on licensed vehicles. Officers also gave advice to licensed premises in Loughton and Epping regarding noise coming from their premises and the requirement for a light night refreshment licence.

### **Prosecution/caution details**

1. May 2012 - a resident of Audley Gardens, Loughton found guilty of failing to ensure her household waste was passed to an authorised person (Household duty of care) that resulted in fly-tipping. Fined £165, victim surcharge £15 and £500 towards the Council's costs.
2. May 2012 – a resident of Clayside Chigwell was prosecuted for fly-tipping and fined £500, ordered to pay £769.59 prosecution costs and £50.93 clearance cost. Prosecution arose from viewing CCTV in Copperfield, Chigwell provided by colleagues in Safer Communities.
3. May 2012 – A resident of Limes Avenue, Chigwell was prosecuted for two incidents of fly-tipping and was sentenced to a 6 month community order, £509 costs and issued with a two month curfew between 8pm and 6am to be monitored by an electronic tag.
4. July 2012 - A fly-tipper who elected to go to Crown Court in Chelmsford decided to plead guilty on the day of the trial and was fined £1000, £15 victim surcharge and £1500 as a contribution to the Council's prosecution costs, for two fly-tipping offences in Coopersale, Epping.
5. July 2012 – A resident of Limes Avenue, Chigwell pleaded guilty to fly-tipping waste in an alleyway near his property and was fined £250 for two offences, £15 victim surcharge and £617.48 towards the Council's prosecution costs.
6. August 2012 – A resident of Englands Lane, Loughton was issued with a formal caution for depositing waste in communal bins serving residents in Oakley Court, Loughton.
7. September 2012 – The Luxe Bar in Loughton was issued with a formal caution for breaching a noise abatement notice. Officers took into account that this was the 1<sup>st</sup> breach of the notice, the Luxe Bar subsequently employed an acoustic consultant and has taken steps to comply with the notice in the future.
8. September 2012 – A resident of Hornbeam Road was issued with a conditional caution for fly-tipping waste in a bin store serving 13-24 Bourne House, Hornbeam Road. The condition on the caution is that the sum of £90.55 is paid as a contribution to the costs of clearance of the waste deposited and the Council's investigation costs.