

**DELEGATED POWERS FOR ENVIRONMENTAL ENFORCEMENT
(Report by the Head of Operations)**

1. PURPOSE

- 1.1 The purpose of this report is to update the scheme of delegated powers to cover the range of duties carried out by the Operations Division's Environmental Enforcement team.

2. BACKGROUND

- 2.1.1 Following the enactment of the Clean Neighbourhoods and Environment Act 2005 an Environmental Enforcement team was established within the council's Operations Division with two officers who are engaged in prevention, intervention, investigation and enforcement of environmental crime such as littering, fly tipping and abandoned vehicles.
- 2.1.2 Since the establishment of the team the workload has expanded and for completeness some further powers require formal delegation.


3. DELEGATED POWERS

- 3.1 The Environmental Enforcement team already operate as authorised officers for issuing Fixed Penalty Notices under the Clean Neighbourhood and Environment Act 2005 and section 88 of the Environmental Protection Act 1990. The Head of Operations already has powers for prosecuting for certain environmental offences and removal of abandoned vehicles.
- 3.2 The team deal with a wide variety of complaints about littering, bins, fly tipping, abandoned vehicles, nuisance cars for sale and waste carriers. Some of the investigations in to the cases can become quite protracted and due complexity of certain cases a wider range of powers sometimes need to be used to solve the problems. Some of the powers required are already delegated to the Head of Environmental and Community Health Services but require amendment to be also delegated to the Head of Operations.
- 3.3 The attached table sets out the required additions and amendments to the scheme of delegation.

5. RECOMMENDATION

- 5.1 It is recommended that Cabinet approve this update to the scheme of delegation.

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