

REPORT FROM: ENVIRONMENTAL SERVICES MANAGER
TO: BARROWFORD & WESTERN PARISHES COMMITTEE
DATE: 10TH AUGUST 2017

Report Author: David Walker
Tel. No: 01282 661746
E-mail: david.walker@pendle.gov.uk

ENVIRONMENTAL CRIME UPDATE

PURPOSE OF REPORT

To inform Members of the Environmental Crime action from the 1st April to the 30th June 2017 in the Barrowford area, (including spend on litter/ dog waste bins) along with annual totals for 2017/18, and to ask for feedback on any problems with substations in the committee area.

RECOMMENDATIONS

- (1) To note the report on environmental crime actions.
- (2) To provide feedback on any problems with substations in the committee area.

REASONS FOR RECOMMENDATIONS

- (1) Members are kept informed of any environmental crime action taken.
- (2) To bring problems to the attention of Environmental Services in order to help remedy any substation sites.

ISSUE

Section 215 notices

Section 215 of the Town and Country Planning Act 1990 allows a local authority to serve a notice on the owners and occupiers of land, requiring the site to be tidied up if the condition of any land is in such a state as to adversely affect the amenity of the neighbourhood.

Section 215s pending

There were 3 Section 215 processes opened during April to June 2017.

IDNO	ADDRESS	COMMITTEE	COMMENCED
17/0344/S215ES	16 Lower Clough Street	Barrowford	04-Apr-17

	Barrowford		
17/0527/S215ES	391 Wheatley Lane Road Fence	Barrowford	26-May-17
17/0620/S215ES	22 Carr Hall Road Barrowford	Barrowford	15-Jun-17
		Total	3

Section 215s completed

There were 2 properties dealt with under Section 215 that was cleared in the process and completed during April to June 2017.

IDNO	ADDRESS	COMMITTEE	COMMENCED	CLOSED
17/0262/S215ES	20 Lower Clough Street Barrowford	Barrowford	15-Mar-17	11-Apr-17
17/0344/S215ES	16 Lower Clough Street Barrowford	Barrowford	04-Apr-17	21-Apr-17
		Total	2	

Section 215 completed by Legal

There were no section 215 notices commenced by Legal during this period.

Section 46 Notices

Section 46 of the Environmental Protection Act (EPA) 1990 allows a waste collection authority to specify how waste is presented for collection, i.e. require an occupier to place waste for collection in receptacles of a kind and number specified. This is used to enforce separation of waste for recycling and also for the removal of containers from the public highway following the scheduled collection of waste.

There was 1 Section 46 Notices issued by Environmental Services between April and June 2017.

IDNO	ADDRESS	COMMITTEE	COMMENCED
17/031797/ES1BON	2 East Bank Barrowford	Barrowford	13-Jun-17
		Total	1

Section 79 Notices

Section 79 of the Public Health Act 1936 allows a Local Authority to serve notice where the owner of the land / property has accumulated noxious matter i.e. food waste and the notice gives the owner 24 hours to remove the waste. On failure to act upon the Notice the Local Authority can remove the waste and recover the expenses of any actions taken.

There were no Section 79's carried out by Environmental Services between April and June 2017.

Community Protection Notice

CPN's can be used by the Council to target those responsible for specific ongoing problems or nuisance which negatively affects the quality of life in a community. Examples of behaviour covered by CPN's include owners allowing dogs to persistently stray and or cause a nuisance, owners of dogs persistently allowing dogs to foul without then removing the waste and vehicle repair garages parking vehicles for repair on residential streets.

There were no actions undertaken via a Community Protection process by Neighbourhood Services between April and June 2017. However, there is one Community Protection Notice currently under investigation:

Description	Action
Feeding wildlife attracting vermin	Under Investigation

The table below identifies the total number of cases within the Borough, including active cases, received by Neighbourhood Services, since the CPN process began in February 2015:

Current	Barrowford & Western Parishes	Brierfield & Reedley	Colne & District	Nelson	West Craven	Total
Prosecution	0	0	1	0	0	1
In breach of Notice	0	0	1	1	0	2
Under Notice	0	0	1	0	0	1
Resolved after notice	2	2	2	4	0	10
Statutory Warning Letter	2	0	3	23	1	29
Resolved after warning	1	2	8	17	3	31
Under Investigation	3	12	15	29	2	61
Resolved before warning	3	14	23	43	3	86
Total Actions	11	30	54	117	9	221

Fixed Penalty Notices

The Council has various powers to issue Fixed Penalty Notices (FPN) for offences such as littering, failure to remove dog fouling, graffiti and fly tipping.

There were no Fixed Penalty Notices served in the period between April and June 2017 in the Barrowford area by both Environmental and Neighbourhood Services.

Annual Summary of Environmental Crime Actions for 2017/18

S215 (P)	S215 (C)	Sec 46	Sec 79	Fixed penalty notices					Total
				FPN Dog Fouling	FPN Litter from a vehicle	FPN Micro chipping of dogs	FPN Duty Of Care - Businesses	FPN Duty Of Care - Households	
3	2	1	0	0	0	0	0	0	0

The table above summarises the total number of actions taken by both Environmental and Neighbourhood Services in 2017/18.

Provision of litter / dog waste bins

Members approved a total allocation of £506.00 for 2017/18. Members are advised that there were no new litter or Dog waste bins erected during Quarter 1, leaving a remaining balance of £506.00.

Members are advised that due to wear or damage, 5 bins have been replaced by Environmental Services at no cost to the areas committee budget within the period April to June 2017.

AREA	DESCRIPTION	TYPE OF BIN	COST PER BIN
Sandy Lane, Barrowford	Replace the dog bin by path to allotments	DOG	106.52
Barrowford Rd, Fence	Reinstate the dog bin on pole at Pendle Forest Sports Club	DOG	20.00
Pasture Lane, Barrowford	Replace liner and drill holes in F/S litter bin opp entrance to Appleby Drive	LITTER	76.31
Wheatley Court, Fence	Remove dog bin and erect a new F/S litter bin in its place	LITTER	192.34
Carr Hall Rd, Barrowford	Replace dog bin post and reattach dog bin	DOG	20.00

Substation Sites

Following the scrutiny review of Litter and Detritus carried out in 2008, all area committees are encouraged to report if there are any substations within their area that may need tidying up. Members are asked to provide location details of any substations that are causing a problem with litter and/or fly tipping to Environmental Services.