TEMPLATE FOR CHIEF OFFICERS TO PREPARE DRAFT MAYORAL RESPONSE

Crime and Disorder Crime and Disorder Scrutiny Commission's Review into the Enforcement of Fly tipping and Rubbish in Front Gardens.

For decision by the Mayor in consultation with the Cabinet on (TBC)

Response from the Executive Director – Operations

Originating Scrutiny Commission: Crime and Disorder Scrutiny Commission
Chair of Scrutiny Commission: Councillor Jo Corbett

No.	Recommendation (Scrutiny Officer to list all individually and in full)	Recommended for adoption (Yes/ No)	If 'Yes', please set out any additional information such as who will be responsible for implementing the recommendation, timescale for implementation, etc.	If 'No', reason and what action, if any, is proposed instead
R1.	The Executive Director of Operations to investigate, and if possible implement, a system that ensues persistent culprits of fly tipping and rubbish in front gardens are given both a Fixed Penalty Notice and are charged for the costs of clearing the waste.	No	Different legislative powers cover the issuing of a fixed penalty ticket for waste in front gardens, (Environmental Protection Act 1990 92A 1) costs are not recoverable unless the matter goes to court, a separate power to issue a notice under the Prevention of Damage by Pests Act 1949), costs are recoverable by service of an invoice. Community Safety will ensure that whenever possible a charge will be made and costs recovered when using powers under the Prevention of Damage by Pests Act 1949	
R2.	The Executive Director of Operations to implement a system where the Council can put	Yes	As above Community Safety will ensure that whenever possible a charge is made and costs	

	a charge for clearing rubbish in front gardens onto the property.		recovered when using powers under the Prevention of Damage by Pests Act 1949	
R3.	The Executive Director of Operations to investigate the possibility of implementing a process where those who identify fly tippers are rewarded by some means.	Yes	Residents can now report fly tipping anonymously through “Crimestoppers” The Environment Agency officers are running a pilot scheme within Newham asking residents to report the illegal dumping of waste anonymously through “Crimestoppers”, a cash reward may be paid. (11’1’12)	
R4.	The Executive Director of Operations to update the Crime and Disorder Scrutiny Commission in six months time on the following topics: • How many Litter Clearing Notices have been issued, how much has been recovered in costs and how many culprits have been charged for clearing of front gardens • What impact the implementation of timed collections has had on fly tipping • What impact Councillor Walkabouts has had on fly tipping and rubbish in front gardens • How successful have projects to keep front gardens cleared, such as the enforcement campaign in the Neighbourhood Improvement Zone and the proposed Manor Park pilot.	Yes Yes Yes Yes		
R5.	The Executive Director of Operations to report to			

	the Crime and Disorder Scrutiny Commission, on a quarterly basis, the Directorate's progress against indicators that relate to crime and anti social behaviour in the Council's set of performance indicators.			
R6.	The Executive Director of Operations to work with Communications to develop a communication campaign which tells the Residents how some of the prominent fly tips or rubbish in front gardens have been dealt with, showing how the Council has handled the culprits.	Yes		
R7.	The Executive Director of Operations to report to the Crime and Disorder Scrutiny Commission how the recent, 'Government Review of Waste Policy in England 2011,' affects the measures the Council are taking to address both fly tipping and rubbish in front gardens.	Yes		