

Chichester District Council

THE COUNCIL

21 November 2017

Discharge of Litter Enforcement Function

1. Contacts

Report Author

Alison Stevens - Environment Manager

Telephone: 01243 534550 E-Mail: astevens@chichester.gov.uk

Cabinet Member

Roger Barrow - Cabinet Member for Contract Services

Telephone: 01243 601100 E-mail: rbarrow@chichester.gov.uk

2. Recommendation

- 2.1. **The Council is asked to note the intention of the Chief Executive to use the power conferred by Article 10.2 (a) in Part 2 of the Constitution of Chichester District Council to discharge certain litter enforcement functions to East Hampshire District Council under powers granted to local authorities under section 101 of the Local Government Act 1972.**

3. Background

- 3.1. Littering and fly tipping consumes considerable Chichester District Council (CDC) resources both in terms of officers and budget. A member/officer group set up to explore this problem and discuss opportunities from the National Litter Strategy, produced a Litter and Fly Tip Action Plan for Chichester District (Appendix 1) which was approved by the Cabinet on 5 September 2017. Improving enforcement is one theme of the action plan, alongside reviewing the infrastructure for litter and publicity and campaigns to make littering and dog fouling socially unacceptable.
- 3.2. Participating in a Litter and Dog Fouling Enforcement Trial with East Hampshire District Council (EHDC) is a key action in the enforcement theme. Details of the trial are attached as Appendix 2. The trial will run from 1 November 2017 to 31 October 2018.
- 3.3. The powers to discharge certain litter enforcement functions from CDC to EHDC, rest with the Chief Executive under Article 10.2 (a) in Part 2 of CDC's *Constitution*.
- 3.4. During the enforcement trial, two to four EHDC officers will patrol areas of the district, two to three days a week, where there are known littering and dog fouling problems issuing fixed penalty notices for £80 and £100 respectively.

3.5. Prior to the campaign commencing and during the trial, CDC will be undertaking publicity and education campaigns to ensure the public has the opportunity to dispose of its litter and dog waste correctly.

4. Outcomes to be Achieved

4.1. Article 10.2 (a) in Part 2 of CDC's *Constitution* requires the Council to note the decision of the Chief Executive to discharge certain litter enforcement functions to EHDC under an agency agreement under powers granted to local authorities under section 101 of the *Local Government Act 1972*.

5. Appendix

5.1. Appendix 1 - Litter and Fly Tip Action Plan.

5.2. Appendix 2 – East Hampshire District Council Litter Enforcement Trial.

6. Background Papers

6.1. None.