



RHONDDA CYNON TAF COUNCIL

RECORD OF DECISIONS OF THE EXECUTIVE

DECISION MADE BY: Cabinet DATE DECISION MADE: 24 January, 2019

Cabinet Members Present:

Councillor A Morgan (Chair), Councillor M Webber (Vice-Chair),
Councillor A Crimmings, Councillor G Hopkins, Councillor M Norris,
Councillor J Rosser and Councillor R Lewis.

Apologies for Absence:

Councillor R Bevan and Councillor C Leyshon

Other Councillor(s) in Attendance:-

Councillor G Caple
Councillor S Bradwick
Councillor J Bonetto

Agenda Item : 8

**SUBJECT: THE INTRODUCTION OF FIXED PENALTY NOTICES TO DEAL WITH
SMALL SCALE FLY-TIPPING**

1. DECISION MADE:

Agreed –

1. To set the amount of the small-scale fly-tipping Fixed Penalty Notice at £400 with no early payment scheme. This ability to issue a fixed penalty notice is an amendment under Section 33z(b) of the Environmental Protection Act 1990.

N.B With the agreement of the Chair, County Borough Councillor S Bradwick spoke on this item.

2. REASON FOR THE DECISION BEING MADE:

The need to advise Cabinet of the amendments to the Environmental Protection Act 1990 to include a fixed penalty notice as a means of disposal of a fly tipping offence instead of taking the matter to court.

3. LINKS TO CORPORATE PRIORITIES/FUTURE GENERATIONS - SUSTAINABLE DEVELOPMENT:

The delivery of this strategy will contribute to the Council's corporate priorities: Economy –building a strong economy; People – promoting independence and Place – creating neighbourhoods where people are proud to live and work
The proposal is made in full consideration of the sustainable development principles. The proposal also will support the Council to contribute to four of the seven well being goals namely: A globally responsible Wales; A Wales of Cohesive communities; A more equal Wales and A healthier Wales.

4. CONSULTATION UNDERTAKEN PRIOR TO DECISION BEING MADE:

None

5. PREVIOUS CONSIDERATION BY A COMMITTEE OF THE COUNCIL:

None

6. PERSONAL INTERESTS DECLARED:

None

7. DISPENSATION TO SPEAK (AS GRANTED BY STANDARDS COMMITTEE):

N/A

8. (a) IS THE DECISION SUBJECT TO CALL-IN BY THE OVERVIEW AND SCRUTINY COMMITTEE:

Yes

Note: This decision will not come into force and may not be implemented until the expiry of

3 clear working days after its publication i.e. **30 January 2019** to enable it to be the subject to the Call-In Procedure in Rule 17.1 of the Overview and Scrutiny Procedure Rules.

8.(b) IF NO, REASONS WHY IN THE OPINION OF THE DECISION-MAKER THE DECISION IS EXEMPT OR NON APPLICABLE:

- I. **COUNCIL / SCRUTINY FUNCTION (CALL IN IS THEREFORE NON APPLICABLE):-**
Reason: N/A

- II. **URGENT DECISION:-**
Reason N/A

8.(c) IF DEEMED URGENT - SIGNATURE OF MAYOR OR DEPUTY MAYOR OR HEAD OF PAID SERVICE CONFIRMING AGREEMENT THAT THE PROPOSED DECISION IS REASONABLE IN ALL THE CIRCUMSTANCES FOR IT BEING TREATED AS A MATTER OF URGENCY, IN ACCORDANCE WITH THE OVERVIEW AND SCRUTINY PROCEDURE RULE 17.2:

.....
(Mayor)

.....
(Dated)

FOR OFFICE USE ONLY

PUBLICATION

Publication on the Councils Website:- **Thursday, 24 January 2019**

APPROVED FOR PUBLICATION: ✓