

# WELSH GOVERNMENT

## CONSULTATION – FLY-TIPPING

### Consultation Response Form

**Your name:**

Robert A Robinson FRICS FILCM Secretary

**Organisation (if applicable):**

North & Mid Wales Association of Local Councils

**email / telephone number:**

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**Your address:**

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**Question 1: Do you think introducing Fixed Penalty Notices for small scale fly-tipping will be a useful tool for Local Authorities to tackle small scale fly-tipping?**

Yes. The notices should be available for both Principal and Local Councils.

**Question 2: Do you believe the proposed amount for the fixed penalty (between £150 and £400) will act as a sufficient deterrent for small scale fly-tipping?**

No. The penalties should be greater than proposed. (ie £1,000)

**Question 3: Do you agree with inclusion of an option for early payment of the fixed penalty and with the lowest amount suggested?**

Yes.

**Question 4: Should the power to issue FPNs for small scale fly-tipping be extended to other authorised officers besides those designated by Local Authorities, for example officers in Natural Resources Wales (NRW)?**

Yes.

All Councils should have the same powers for staff who have been on a fixed penalty course.

**Question 5: What training and guidance support, if any, do you believe enforcing authorities require when implementing FPNs for small scale fly-tipping?  
Please provide details.**

Clear guidance is necessary setting out clearly what evidence is needed. (ie identification in a rubbish sack should be enough for that person to be fined).

There are courses for FPN's but expensive. Help on funding such courses would be welcomed.

**Question 6: Are the figures used in the impact assessment an accurate reflection of the costs incurred by Local Authorities when investigating/ prosecuting/ clearing small scale fly-tipping incidents? If not, please provide further details.**

Yes from the little knowledge we have of that aspect.

**Question 7: We have asked a number of specific questions. If you have any related issues which we have not been specifically addressed, please use this space to raise them:**

- i) There needs to be a duty on issuing authorities. For example many issue letters and further letters before taking forward fines. That does not help.
- ii) These proposals are fine for today, however the Government should look at packaging at source to reduce the effects of fly tipping and aid re-cycling.
- iii) The Association is willing to give oral evidence for the relevant committee if that were felt to be helpful.

### **Responses**

**to consultations are likely to be made public, on the internet or in a report. If you would prefer your response to remain anonymous, please tick here.**

**R A Robinson**

**April 2017**