

Item 7 - New proposed waste collection, transportation & disposal regulations model to reduce incidents of fly tipping

The attached report will be considered by the Cleaner & Greener Advisory Committee on 9 December 2020. The relevant Minute extract is below.

Cleaner & Greener Advisory Committee (9 December 2020, Minute 42)

The Chairman introduced and the Head of Direct Services presented the report on a proposed new regulatory model, the 'Sevenoaks Model', which was a new innovative concept which required lobbying for new legislative changes to reduce incidents of fly-tipping, make it easier for residents to see who was licensed to carry waste and for law enforcement to detect unlicensed carriers. The householder duty of care was provided by Section 34(2A) of the Environmental Protection Act 1990 (inserted by the Household Waste Duty of Care Regulations 2005), and since December 2018 local authorities had been able to issue fixed penalty notices for breaches. As was clear many residents did not understand their duty of care responsibilities and it was hoped this idea may help residents.

The report sought support for the idea and working model to be promoted to central Government via officers engaging with the Department for Environment, Food & Rural Affairs (DEFRA) and the district's Members of Parliament.

Members took the opportunity to ask questions of clarification. There was comment on using more CCTV and Kent County Council being asked to lower waste disposal charges.

Public Sector Equality Duty

Members noted that consideration had been given to impacts under the Public Sector Equality Duty.

Resolved: That it be recommended to Cabinet that

- a) the principles set out as the 'Sevenoaks Model' in paragraphs 12 to 21 of the report be supported;
- b) the Head of Direct Services be authorised to lobby Government for legislative changes in line with the principles proposed in the 'Sevenoaks Model'.