



Legal Services

**The Business Centre, Futures Park, Bacup,
OL13 0BB**

This matter is being dealt with by:

Name: Abigail Wrench

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Email: foi@rossendalebc.gov.uk

Our reference: JW/FOI/REF/8208

Date: 28.02.2020

Dear Mr Lightfoot

FREEDOM OF INFORMATION ACT REQUEST

Thank you for your Freedom of Information request which I have considered under the Freedom of Information Act 2000. Rossendale Borough Council's response is as follows:-

Your Request

Could you provide me with the below information on Waste Enforcement from 1st January 2019 to 31st December 2019.

Fly Tipping

1. What is the full and discounted price for a fly-tipping (S33 EPA 1990) FPN?

Answer: £400/£120

2. How many FPNs issued under s33 EPA 1990 for fly-tipping?

Answer: Two

3. How many FPN paid for fly-tipping? (Could you break the figure down into full payment and discounted payment? (I do not want the revenue, just figures)

Answer: Two – One payment in full and one payment discounted.

4. How many prosecutions undertaken for fly-tipping?

Answer: Zero

Business Duty of Care

1. What is the full and discounted price for a failure to provide transfer notes (S34 EPA 1990) FPN?

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Answer: £300/£180

2. How many business duty of care inspections did you complete?

Answer: Four

3. How many notices issued under s34 EPA 1990 to businesses asking them to produce waste transfer notes?

Answer: Four

4. How many FPNs issued under s34 EPA 1990 for failing to provide waste transfer notes?

Answer: Zero

5. How many FPN paid for failing to provide waste transfer notes? (Could you break the figure down into full payment and discounted payment? (I do not want the revenue, just figures)

Answer: Zero

6. How many prosecutions undertaken for failing to provide waste transfer notes?

Answer: Zero

Commercial Waste

1. What is the full and discounted price for a failure to comply with s47 EPA 1990 notice FPN?

Answer: £100/£60

2. How many notices issued to businesses under s47 EPA 1990 - Commercial Waste Receptacles?

Answer: One

3. How many FPNs issued to businesses for failing to comply with a s47 EPA 1990 notice?

Answer: One

4. How many FPN paid for failing to comply with a s47 notice? (Could you break the figure down into full payment and discounted payment? (I do not want the revenue, just figures)

Answer: One

5. How many prosecutions undertaken for failing to comply with a section 47 EPA 1990 notice.

Answer: Zero

Household Duty of Care

1. What is the full and discounted price for a household duty of care (s34 2A EPA 1990) FPN?

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Answer: Rossendale Borough Council are unable to answer this as one has never been issued.

2. How many FPNs issued under s34 2A for householder duty of care?

Answer: Zero

3. How many FPN paid for s34 2A household duty of care? (Could you break the figure down into full payment and discounted payment? (I do not want the revenue, just figures)

Answer: Zero

4. How many prosecutions undertaken for householder duty of care?

Answer: Zero

Waste Carrier

1. What is the full and discounted price for a failure to produce a waste carrier licence (s.5C (3) Control of Pollution (Amendment) Act 1989) FPN?

Answer: £300/£180

2. How many FPNs issued under for failing to produce a Waste Carrier Licence?

Answer: Zero

3. How many FPN paid for failing to produce a waste carrier licence? (Could you break the figure down into full payment and discounted payment? (I do not want the revenue, just figures)

Answer: Zero

4. How many prosecutions undertaken for failing to produce a waste carrier licence?

Answer: Zero

5. What is the full and discounted price for a failure to produce waste transfer notes as a waste carrier (s.73A EPA 1990) FPN?

Answer: £300/£180

6. How many FPNs issued under for failing to produce Waste Transfer Notes as a Waste Carrier?

Answer: Zero

7. How many FPN paid for failing to produce waste transfer notes as a waste carrier? (Could you break the figure down into full payment and discounted payment? (I do not want the revenue, just figures)

Answer: Zero

8. How many prosecutions undertaken for failing to produce Waste Transfer Notes as a Waste Carrier?

Answer: Zero

PACE Interview

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1. How many doorstep interviews did the authority complete?

Answer: Zero

2. How many recorded interviews did the authority complete?

Answer: Eight

3. How many section 108 notices did the authority issue?

Answer: An email dated the 19th February was sent direct to you for clarification on whether this question was in relation to s.108 of the Environment Act 1995.

Rossendale Borough Council did not receive a response and therefore are unable to answer this question.

4. How many of the issued section 108 notices were breached?

Answer: Please see the answer to the Question above.

Right to Review

If you wish to request a review of your response, please contact Freedom of Information, Committee and Member Services Team, Rossendale Borough Council, The Business Centre, Futures Park, Bacup, OL13 0BB or email foi@rossendalebc.gov.uk

If you remain dissatisfied you have a right to appeal to the Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF. Telephone 0303 123 1113 or 01625 54 57 45 or visit their website at <https://ico.org.uk/>

There is no charge for making an appeal.

Yours sincerely



Abigail Wrench
Legal Officer

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