

# additional papers 3



## Overview and Scrutiny Committee

Thu 2 Feb  
2023  
6.30 pm

Council Chamber  
Town Hall  
Redditch



[www.redditchbc.gov.uk](http://www.redditchbc.gov.uk)

**If you have any queries on this Agenda please contact  
Mat Sliwinski**

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# Overview and Scrutiny

Thursday, 2nd February, 2023

6.30 pm

Council Chamber Town Hall

## Agenda

### Membership:

|        |                          |                 |
|--------|--------------------------|-----------------|
| Cllrs: | Bill Hartnett (Chair)    | Michael Chalk   |
|        | Joanna Kane (Vice-Chair) | Brandon Clayton |
|        | Salman Akbar             | Sid Khan        |
|        | Imran Altaf              | Timothy Pearman |
|        | Tom Baker-Price          |                 |

## 5. Bulky Waste and Fly Tipping Task Group - Briefing and Presentation (Pages 5 - 22)

*The presentation for this item is contained in this Additional Papers pack.*

## 8. Executive Committee Minutes and Scrutiny of the Executive Committee's Work Programme - Selecting Items for Scrutiny (Pages 23 - 28)

*This Additional Papers pack contains the latest edition of the Executive Work Programme, published on 1<sup>st</sup> February 2023.*

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# Fly-tipping and Bulky Waste Collections - Redditch

Redditch Borough Council Overview and  
Scrutiny Committee 2nd February 2023

## **Legal Responsibilities**

The Council has a legal duty to manage fly-tipping under Section 33 of the Environmental Protection Act 1990.

The Council also has a duty to provide a Bulky Waste collection service under Section 45 of the Environmental Protection Act.

That in turn is supported by the Controlled Waste Regulations 1992 which gives us the ability to charge for that service. However, charges must be “reasonable”.

## Fly-tipping

- Fly-tipping describes the dumping of waste in the wrong place, and can be anything from a bin bag of household waste to large quantities of domestic, commercial or construction waste.
- Local Authorities and the Environment Agency are responsible for investigating and clearing up the smaller scale fly-tipping on public land.
- On private land the responsibility for clearance of fly-tipped waste rests with the landowner.
- Local Authorities may investigate incidents on private land and can serve notice requiring occupiers or landowners to remove fly-tipped waste but we have no obligation to remove it.
- Fly-tipping is a crime, which carries serious penalties. The legislation creating the offence is section 33 of the Environmental Protection Act 1990.
- Both Local Authorities and the Environment Agency have powers to tackle fly-tipping.
- In the magistrates' court, persons convicted of fly-tipping can be fined an unlimited amount, jailed for 12 months, or sent to The Crown Court for more severe penalties.

## **Bulky Waste**

- A bulky waste collection service is currently provided for all residents at a reasonable cost that is set annually as part of the Fees and Charges.
- This is currently provided operationally by the three Place Teams who generally use one vehicle and two operatives per team.
- The Environmental Services Business Support Team has responsibility for managing the bookings.
- There is an alternative free waste disposal option available which all residents can utilise at the County Council Household Waste disposal site at Park Farm.

## Total fly-tips and bulky collections 2020- 2022

|               | <b>Fly-tips</b> | <b>Bulky collections</b> | <b>Fly-tips</b> | <b>Bulky collections</b> | <b>Fly-tips</b> | <b>Bulky collections</b> |
|---------------|-----------------|--------------------------|-----------------|--------------------------|-----------------|--------------------------|
|               | <b>2020</b>     | <b>2020</b>              | <b>2021</b>     | <b>2021</b>              | <b>2022</b>     | <b>2022</b>              |
| <b>Totals</b> | <b>1109</b>     | <b>2684</b>              | <b>1342</b>     | <b>2092</b>              | <b>1405</b>     | <b>2198</b>              |

Over this three year period the number of bulky collections is almost twice the number of fly-tips

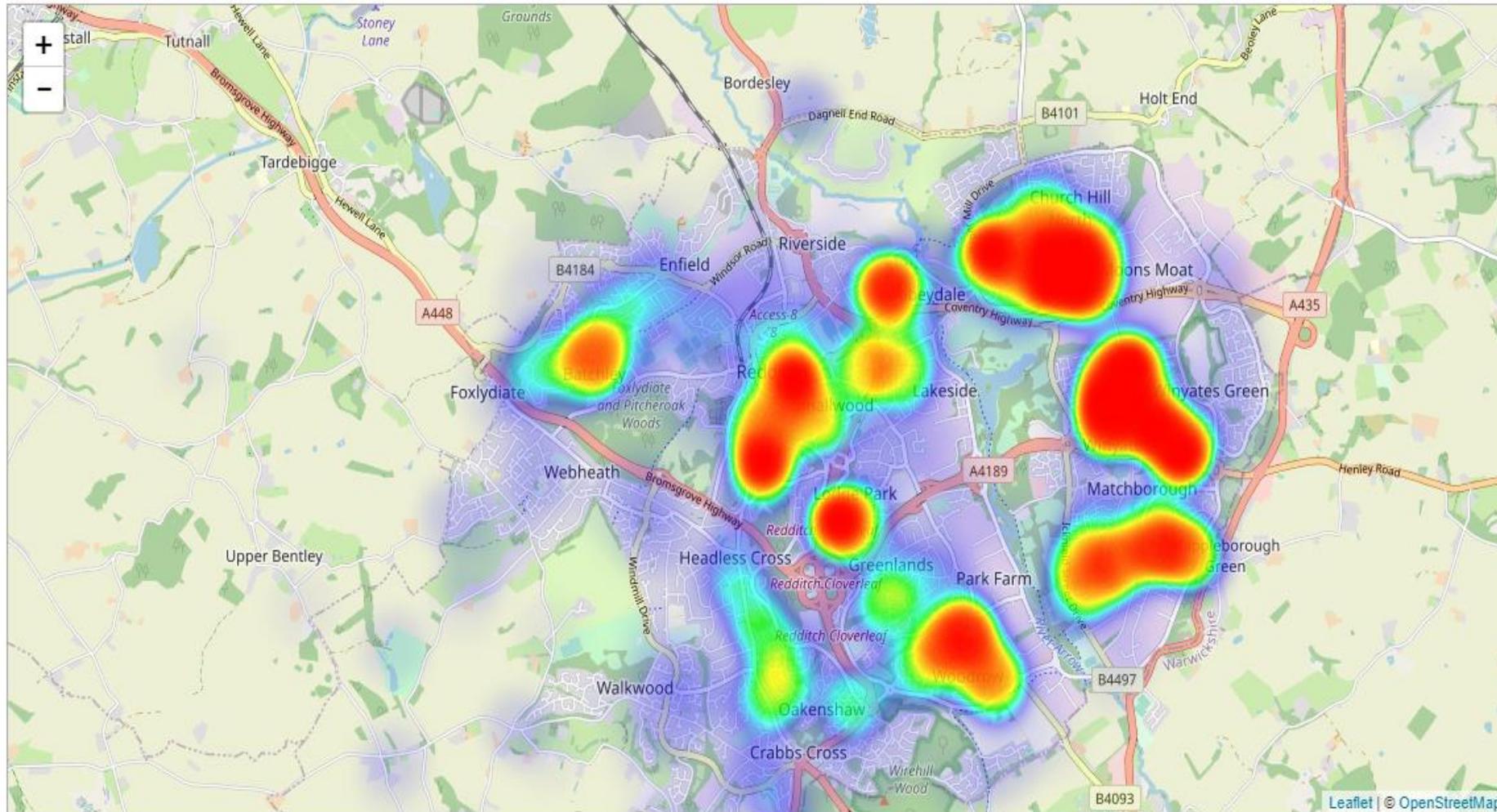
## Total fly-tips 2020 – 2022 – Top 15 areas

The majority consist of household waste items that range in size from a single black bag to a van/tipped load

| Area                 | Fly tips Jan 20 – Dec 2022 |
|----------------------|----------------------------|
| Church Hill South    | 627                        |
| Winyates East        | 430                        |
| Winyates West        | 402                        |
| Batchley             | 322                        |
| Southcrest           | 210                        |
| Matchborough East    | 206                        |
| Matchborough West    | 200                        |
| Lodge Park           | 171                        |
| Woodrow South        | 165                        |
| Greenlands           | 132                        |
| Abbeydale            | 128                        |
| Smallwood            | 124                        |
| Woodrow North        | 124                        |
| Lakeside             | 122                        |
| Redditch Town Centre | 105                        |

# Fly-tips 2020 – 2022 heat map

Map



## Reporting of Fly-Tipping

The Council has to report fly-tipping indicators to Government via the fly capture website on a monthly basis.

Fly capture – incident types that are recorded

| <b>Where</b>          | <b>What</b>                |
|-----------------------|----------------------------|
| Highway               | Animal carcass             |
| Footpath/bridleway    | Green                      |
| Alleyway              | Vehicle parts              |
| Council land          | White goods                |
| Agricultural          | Electrical                 |
| Private/residential   | Tyres                      |
| Commercial/industrial | Asbestos                   |
| Watercourse/banks     | Clinical                   |
| Other/unidentified    | Black bags – commercial    |
|                       | Black bags – household     |
|                       | Chemical – oil/fuel        |
|                       | Other commercial/household |

## Costs of Fly-tipping

- Collection and disposal costs are automatically calculated by Waste Data Flow based on national averages.
- This is based on the full cost of clearance, collection and disposal which is then apportioned to our data according to the size, type and location of waste

| <b>Quarter</b>  | <b>Cost for removal</b> |
|-----------------|-------------------------|
| Apr 20 - Jun 20 | £36,735                 |
| Jul 20 - Sep 20 | £35,780                 |
| Oct 20 - Dec 20 | £27,814                 |
| Jan 21 - Mar 21 | £21,918                 |
| Apr 21 - Jun 21 | £41,635                 |
| Jul 21 - Sep 21 | £20,954                 |
| Oct 21 - Dec 21 | £15,952                 |

## Fly-tip example photos



## Fly-tipping enforcement actions taken Jan 20 – Dec 22

Enforcement Policy states that enforcement should be proportionate and follows the following:

Stage 1: Advice given

Stage 2: Verbal caution

Stage 3: Written caution

Stage 4: Fixed Penalty Notice

Stage 5: Court proceedings

| <b>Task Type</b>                          | <b>Total</b> |
|---|--------------|
| Community Protection Warning Issued (CPW) | 2            |
| Fixed Penalty Notice Issued (FPN)         | 1            |
| Investigation sticker attached            | 42           |
| Monitoring                                | 120          |
| Patrolled                                 | 3            |
| Sign Put Up                               | 21           |
| Spoke to offender                         | 61           |
| Verbal Caution                            | 1            |
| Warning Letter                            | 23           |
| Written Warning                           | 11           |

## Bulky collection income

| <b>2020</b> | <b>£</b>  | <b>2021</b> | <b>£</b>  | <b>2022</b> | <b>£</b>  |
|-------------|-----------|-------------|-----------|-------------|-----------|
| Totals      | 69,431.90 | Totals      | 29,884.10 | Totals      | 81,615.62 |

- Income total 2020, 2021, 2022 – more detail is provided in the paper sent to Councillors
- Costs of bulky collections for 22/23 are £9.50 per unit and for 23/24 they will increase to £10.45 per unit.

**Below are examples of items that we will collect and the cost**

| £9.50/item                          | £19/item                        | £28.50/item                   | £38/item                               |
|-------------------------------------|---------------------------------|-------------------------------|--|
| Bed Base - Single                   | Mattress - Double/King          | Mattress - Larger than King   | Bed Base - Recliner/Medical Bed Base   |
| Table - Coffee                      | Settee - 2 or 3 seater          | Bed Base - Larger than King   | Settee - Corner/4 seater               |
| Microwave                           | Table - Dining                  | Wardrobe - Triple             | Settee Recliner (up to 3 seater)       |
| Small electrical item (ie. toaster) | Cooker - Double                 | Exercise Equipment (home use) | Freezer - Large chest (1.5m in length) |
| Stereo System                       | Fridge Freezer                  | Cabinet/Cupboard - Double     | Trampoline (7 - 10 foot)               |
| TV/Computer Monitor                 | Garden Heater (excl gas bottle) | Garden Chairs - 6             | Wardrobe - Triple                      |
| Carpet (1 piece of 6ft x 6ft)       | Swing - Double                  |                               | Fridge Freezer - American Style        |
| Armchair                            | Wardrobe - Double               |                               |  |
| Bookcase - Small                    | Bookcase - Double               |                               |  |
| Tumble Dryer                        | Washing Machine                 |                               |  |

## Bulky Collections example photos



**Bulky Collection – examples of items we are unable to collect as they are not classed as domestic waste by WCC**

|   |
|---|
| Aga/Rayburn/Range Cooker                            |
| Kitchen Units/Work tops                             |
| Bathroom Suites                                     |
| Boilers, House Clearances/Radiators/Storage Heaters |
| Bricks/Rubble/Concrete/Window and Window Glass      |
| Car Parts/Batteries/ Car Tyres                      |
| Ceiling/Plasterboard/Skirting/Laminate Flooring     |
| Chemicals/Clinical Waste                            |
| Roofing Materials/Tiles/Slabs                       |
| Decking/Wood/Timber/Fence Panels/Pallets            |
| Doors internal and external                         |
| Patio/French Doors                                  |
| Guttering/Downpipes/Facias                          |

Full lists of the items that we can and cannot collect are available on the RBC website

# Conclusions

- The data that we hold shows that the majority of fly-tips are small, consisting of mainly domestic waste/materials/items.
- The areas where most fly-tips are concentrated do not generally change.
- Enforcement action through the courts is difficult as it is reliant on either finding the evidence to definitively identify who the waste belongs to or, that the fly-tip was witnessed and the witness is willing to become involved in the legal/court proceedings.
- Clear that we do not carry out enough formal enforcement actions.
- There is no distinct evidence to show that the cost of a bulky collection has directly resulted in increased fly-tips.

# Conclusions (continued)

- The majority of people, including those who are low paid, elderly, disabled or in receipt of benefits will dispose of waste responsibly.
- There was an increase in bulky collections during the early part of pandemic but as restrictions on travel have now been removed and other service providers within the Borough who are registered waste carriers who will dispose of waste responsibly become available again.
- An article published by the BBC in 2019 determined that the BBC's data analysis found no connection between the areas with the highest charges for waste collection and the highest rates of fly-tipping.
- Analysis by the BBC also stated it may be assumed that the raising of the disposal fees may tempt people to fly-tip but the research shows no clear link between the fee and the amount of waste that actually gets tipped.

# Questions?

# EXECUTIVE COMMITTEE LEADER'S WORK PROGRAMME

**1 March 2023 to 30 June 2023**

(Published as at 1<sup>st</sup> February 2023)



This Work Programme gives details of items on which key decisions are likely to be taken by the Borough Council's Executive Committee, or full Council, in the coming four months. "Key Decisions" are ones which are likely to:

- (i) result in the Council incurring expenditure, foregoing income or the making of savings in excess of £50,000 or which are otherwise significant having regard to the Council's budget for the service or function to which the decision relates; or
- (ii) be significant in terms of its effect on communities living or working in the area comprising two or more wards in the Borough;
- (iii) involve any proposal to cease to provide a Council service (other than a temporary cessation of service of not more than 6 months).

If you wish to make representations on the proposed decision you are encouraged to get in touch with the relevant report author as soon as possible before the proposed date of the decision. Contact details are provided. Alternatively, you may write to the Head of Legal, Democratic Services and Property Services, The Town Hall, Walter Stranz Square, Redditch, B98 8AH or e-mail: [democratic@bromsgroveandredditch.gov.uk](mailto:democratic@bromsgroveandredditch.gov.uk)

The Executive Committee's meetings are normally held at 6.30pm on Tuesday evenings at the Town Hall. They are open to the public, except when confidential information is being discussed. If you wish to attend for a particular matter, it is advisable to check with the Democratic Services Team on (01527) 64252, ext: 3072 to make sure it is going ahead as planned. If you have any other queries, Democratic Services Officers will be happy to advise you. The full Council meets in accordance the Council's Calendar of Meetings. Meetings commence at 6.30pm.

## **EXECUTIVE COMMITTEE MEMBERSHIP**

Councillor Matthew Dormer, Leader and Portfolio Holder for Planning, Economic Development, Commercialism and Partnerships  
Councillor Nyear Nazir, Deputy Leader  
Councillor Joanne Beecham, Portfolio Holder for Leisure  
Councillor Peter Fleming, Portfolio Holder for Environmental Services  
Councillor Anthony Lovell, Portfolio Holder for Climate Change  
Councillor Nyear Nazir, Community Services and Regulatory Services  
Councillor Karen Ashley, Portfolio Holder for Finance and Enabling  
Councillor Craig Warhurst, Portfolio Holder for Housing and Procurement  
Councillor Lucy Harrison  
Councillor Emma Marshall

| Decision including Whether it is a key Decision   | Decision Taker<br>Date of Decision                                       | Details of Exempt information (if any) and any additional information for noting                 | Documents submitted to Decision Maker / Background Papers List    | Contact for Comments   |
|---|--|--|---|--|
| Financial Monitoring Report<br><b>Key:</b> No   | Executive 21 Mar 2023  |  | Report of the Executive Director Finance & Resources              | Peter Carpenter, Interim Section 151 Officer<br>Tel: 01527 64252                   |
| Quarterly Risk Update<br><b>Key:</b> No   | Executive 21 Mar 2023  |  | Report of the Executive Director of Resources                     | Peter Carpenter, Interim Section 151 Officer<br>Tel: 01527 64252                   |
| Compulsory purchase of a long term empty property<br><b>Key:</b> No   | Executive Not before 1st Jun 2023<br><br>Council Not before 1st Jun 2023 | This report will contain exempt information which will need to be considered in private session. | Report of the Head of Community and Housing Services              | Matthew Bough, Housing Policy and Performance Manager<br>Tel: 01527 64252 ext 3120 |
| Council response to Local Plan Consultations; Birmingham Development Plan, South Staffordshire Local Plan and South Worcestershire Development Plan<br><b>Key:</b> No | Executive Not before 1st Jun 2023<br><br>Council Not before 1st Jun 2023 |  | Report of the Head of Planning, Regeneration and Leisure Services | Mike Dunphy, Strategic Planning and Conservation Manager<br>Tel: (01527) 881325    |

| Decision including Whether it is a key Decision                              | Decision Taker<br>Date of Decision                                       | Details of Exempt information (if any) and any additional information for noting   | Documents submitted to Decision Maker / Background Papers List    | Contact for Comments   |
|--|--|--|---|--|
| Environment Act - Changes to Waste Services - Implications<br><b>Key:</b> No | Executive Not before 1st Jun 2023<br><br>Council Not before 1st Jun 2023 |  | Report of the Head of Environmental and Housing Property Services | Guy Revans, Head of Environmental and Housing Property Services<br>Tel: 01527 64252 ext 3292 |
| Future Plans for Auxerre House<br><b>Key:</b> No                             | Executive Not before 1st Jun 2023<br><br>Council Not before 1st Jun 2023 | This report may contain exempt information which would need to be discussed by the Executive Committee in private session. | Report of the Head of Environmental and Housing Property Services | Simon Parry, Housing Property Services Manager<br>Tel: 01527 64252                           |
| Playing Pitch and Built Facilities Strategies<br><b>Key:</b> No              | Executive Not before 1st Jun 2023  |  | Report of the Head of Planning, Regeneration and Leisure Services | Jonathan Cochrane, Development Services Manager<br>Tel: 01527 63051                          |

| Decision including Whether it is a key Decision                                 | Decision Taker<br>Date of Decision                                       | Details of Exempt information (if any) and any additional information for noting | Documents submitted to Decision Maker / Background Papers List    | Contact for Comments  |
|---|--|--|---|---|
| Review of Governance Arrangements for Rubicon Leisure Limited<br><b>Key:</b> No | Executive Not before 1st Jun 2023<br><br>Council Not before 1st Jun 2023 |  |   | Claire Felton, Head of Legal, Democratic and Property Services<br>Tel: 01527 881429                     |
| Worcestershire Housing Strategy 2040<br><b>Key:</b> No                          | Executive Not before 1st Jun 2023  |  | Report of the Chief Executive                                     | Judith Willis, Head of Community and Housing Services<br>Tel: 01527 64252 ext 3284                      |
| Decarbonisation of the Council Fleet<br><b>Key:</b> No                          | Executive Not before 1st Jul 2023<br><br>Council Not before 1st Jul 2023 |  | Report of the Head of Environmental and Housing Property Services | Kevin Hirons, Environmental Services Manager<br>Tel: 01527 881705                                       |
| Matchborough and Winyates Regeneration Proposals<br><b>Key:</b> Yes             | Executive Not before 1st Jul 2023  |  | Report of the Head of Planning, Regeneration and Leisure Services | Ostap Paparega, Head of North Worcestershire Economic Development and Regeneration<br>Tel: 01562 732192 |

| Decision including Whether it is a key Decision                | Decision Taker<br>Date of Decision                                       | Details of Exempt information (if any) and any additional information for noting                | Documents submitted to Decision Maker / Background Papers List    | Contact for Comments   |
|--|--|---|---|--|
| Parking Enforcement Service Level Agreement<br><b>Key:</b> Yes | Executive Not before 1st Jul 2023  | This report may contain exempt information which would need to be discussed in private session. | Report of the Head of Environmental and Housing Property Services | Kevin Hirons, Environmental Services Manager<br>Tel: 01527 881705                  |
| Carbon Reduction Strategy - annual review'<br><b>Key:</b> No   | Executive Not before 1st Sep 2023<br><br>Council Not before 1st Sep 2023 |   | Report of the Head of Community and Housing Services              | Judith Willis, Head of Community and Housing Services<br>Tel: 01527 64252 ext 3284 |

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