

# NEIGHBOURHOOD FORUM

Enforcement Activity Update

Sharon Smith, Head of Public Protection

# Public Protection

Functions undertaken by the Public Protection team include:

- Food Safety and Food Standards
- Trading Standards
- Animal Health and Welfare
- Housing Enforcement
- Environmental/Waste Enforcement
- Health and Safety
- Public Health
- Environmental Protection
- Licensing
- Parking Services

# Corporate Enforcement Policy

- The Council has a requirement to have a Corporate Enforcement Policy.
- A draft of the Policy is currently being updated.
- The Policy outlines how TMBC enforces a range of legislation in a fair, equitable, and consistent manner.
- The policy is intended to protect the public, the environment, consumers, and workers within the borough to meet their legal obligations, and taking firm action against those who flout the law or act irresponsibly.
- The policy applies to all services with enforcement duties, although some services have specific legislative guidance and regulations that set out the enforcement requirements in these services and therefore will have specific service area policies in addition to the corporate one.

# Enforcement Panel

- The Panel meets quarterly
- The purpose of the Panel is to:
  - Provide overview, assurance and scrutiny of the wide range of enforcement activity undertaken across the Council by receiving reports from service areas in scope.
  - Promote the enforcement activities of the Council enforcement services throughout the Borough.
  - Provide cohesion of the Council's enforcement bodies.
  - Promote integrated provision and joined up planning across a range of enforcement activities with wider service providers, such as Greater Manchester Police.
  - Deliver on the strategic priorities, including increasing enforcement across the Borough.

# Enforcement Activity March – Sept 2023

## Food Safety / Standards

- Inspections 528
- Hygiene Improvement Notices 5
- Voluntary Closures 3

## Trading Standards

- Prosecutions 7 ongoing
- Seizures 9,820 illicit cigarettes  
1.15kg of hand rolling tobacco  
487 non-compliant vapes

## Waste Enforcement

- Fly Tipping Prosecutions 2
- Fixed Penalty Notices 79
- Service Requests 1,747

## Parking

- On Street & Off Street PCN's 9,376
- Bus Lane PCN's 1,371

## Environmental Protection

- Air/Dust/Smoke/Noise/Odour Service Requests 722
- Abatement Notices Served for Statutory Nuisance 18

## Housing Standards

- Housing Standards Service Requests 152
- Homes for Ukraine Inspections 11
- HMO Inspections 67

## Licensing – Taxi

- Driver, Vehicle, Operator Licences 906

## Licensing – Licensing Act 2003

- Premises, Club, Personal Licences 394

## Licensing – Gambling Act 2005

- Betting Shops, Gaming and Lottery Permits 31

# Enforcement Highlights

## Environmental Health Prosecution – Bake n Butty Café

- Business owner illegally installed a petrol generator in the basement
- Sentence: 18 weeks custodial sentence, 100 hours of unpaid work, 20 rehabilitation days, £130 victim surcharge and £5,000 costs

## Trading Standards Operation Wagtail, 26 April 2023

- Seized: 472 packs of cigarettes, 19 packets of Hand Rolling Tobacco and 64 Vapes



## Underage Sales Test Purchase Operation

- Targeting sales of e-cigarettes to minors
  - 25 businesses visited, 3 business sold to underage test purchasers
  - 157 e-cigarettes seized
  - Enforcement action against these businesses is underway

# Enforcement Highlights

## Waste Enforcement Days of Action

- Hyde Werneth, 15 March – 7 FPN's
- St Peter's, 28 June – 11 FPN's
- St Michael's, 12 July – 7 FPN's,
- Waterloo 27 Sept – 7 FPN's



## Waste Prosecutions

- Mr Davenport dumped waste outside Ash Road Household Waste Recycling Centre Magistrates imposed: fine of £500, victim surcharge of £50 and costs of £1,269.
- Ms Chadwick dumped household waste on Bentinck Street, Ashton-under-Lyne Magistrates imposed: fine of £112 and costs of £200.

## Licensing Panel Hearings

- 2 applications were refused by Speaker's Panel (Licensing) as drivers did not meet the standards of our fit and proper test

# Anti-Social Behaviour Team: Jan – Aug 23

## Reports

- Total number of reports 178

## Enforcement

- Public Space Protection Order tickets issued 21
- Community Protection Warnings 4
- Community Protection Notices 3





# Contact Details

**Environmental Health and Trading Standards**

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