

Agenda

1.0 Apologies

2.0 Declaration of Interests

- (i) conflict of interest on any matter before the meeting (Members to confirm the specific item)
- (ii) pecuniary or non-pecuniary interest (Member to complete disclosure of interest form)

3.0 Report by the Acting Director of Environmental Services

3.1 Environmental Services Performance Report

- ▢ *Item 3.1 ES Performance Report Q3 KPI's 2022 23.pdf* *Page 1*

- ▢ *Item 3.1 Appendix 1 - Q3-ESC Budget Summaries P7-9.pdf* *Page 4*

- ▢ *Item 3.1 Appendix 2a - Q3 Service KPIs.pdf* *Page 5*

- ▢ *Item 3.1 Appendix 2b - Q3 Performance KPIs.pdf* *Page 9*

4.0 Report by the Head of Service (Building Control)

4.1 Street Naming - Off Belfast Road, Lisburn

- ▢ *Item 4.1 Street Naming - Derryvolgie Lane.pdf* *Page 12*

- ▢ *Item 4.1 Appendix 1 BC - Derryvolgie Lane Location and Site Plans.pdf* *Page 15*

4.2 Street Naming - Off Millmount Road, Dundonald

- ▢ *Item 4.2 Street Naming - Millmount Quarry Road.pdf* *Page 17*

- ▢ *Item 4.2 Appendix 2 BC - Millmount Quarry Road Location and Site Plans.pdf* *Page 20*

4.3 Street Naming - Off Mealough Road, Carryduff

- ▢ *Item 4.3 -Mealough Place Gardens Lane Crescent (002).pdf* *Page 22*

- ▢ *Item 4.3 Appendix 3BC Mealough Road Development Site Layout.pdf* *Page 25*

- ▢ *Item 4.3 Appendix 4BC Mealough Road Site Location Plan.pdf* *Page 26*

4.4 Department for the Economy Consultation - Draft Circular Economy Strategy for Northern Ireland

- ▢ *Item 4.4 Circular Economy Consultation FINALdocx.pdf* *Page 27*

5.0 Report by the Head of Service (Environmental Health)

5.1 Commencement of Sections 1-12 of The Private Tenancies Act (Northern Ireland) 2022

Item 5.1 Commencement of Privacy Tenancy Act (NI) 2022 amended.pdf Page 42

Item 5.1 Appendix 1EH Private Tenancies Act (NI) 2022 Guidance.pdf Page 45

5.2 Environmental Crime Education and Enforcement Report

Item 5.2 Environmental Crime Education and Enforcement Report.pdf Page 48

Item 5.2 Appendix 2EH - Environmental Crime - Education and Enforcement Report.pdf Page 51

5.3 Changes to Fixed Penalties for illegal dumping, littering, dog fouling and other environmental crime as set out in The Environmental Offences (Fixed Penalties) (Miscellaneous Provisions) Regulations (Northern Ireland) 2022

Item 5.3 The Environmental Offences (Fixed Penalties) (Miscellaneous Provisions).pdf Page 56

Item 5.3 Appendix 3A EH - Considerations in relation to proposed Fixed Penalty increases updated.pdf Page 59

Item 5.3 Appendix 3B EH - Proposed penalty fees.pdf Page 60

6.0 Report by the Head of Service (Waste & Operational Services)

6.1 Scheduled Replacement of Four 26 Tonne Refuse Collection Vehicles

Item 6.1 Replacement of RCV's.pdf Page 61

7.0 Confidential Report from the Acting Director of Environmental Services

7.1 T22/23-004 Supply and Delivery of PPE for the Depot

Confidential due to containing information relating to the financial or business affairs of any particular person (including the Council holding that information).

Item 7.1 Confidential Noting Report - Personal Protective Equipment.pdf Page 65

7.2 F22/23-010 Supply and Delivery of Plastic Refuse Sacks (Black Bags)

Confidential due to containing information relating to the financial or business affairs of any particular person (including the Council holding that information).

7.3 Extension of contract for the provision of a dry material recovery facility – MRF lot 1

Confidential due to containing information relating to the financial or business affairs of any particular person (including the Council holding that information).

7.4 Landlord Registration Scheme

Confidential due to containing information relating to the financial or business affairs of any particular person (including the Council holding that information).

7.5 Review of Planning Enforcement, Sustainability and Corporate Energy Resources

Confidential due to:

1. Information relating to any individual.
2. Information which is likely to reveal the identity of an individual.

8.0 Any Other Business



Environmental Services Committee

1st March 2023

Report from:

Director of Environmental Services

Item for Decision

TITLE: Item 3.1 Environmental Services Performance Report

Background and Key Issues:

1. This paper deals with the following areas:
 - Budget Summary Reports covering the period 1st October 2022 to 31st December 2022
 - Q3 2022/23 Environmental Services – Operational metric/Services KPI's
 - Q3 2022/23 Environmental Services – Performance Improvement KPI's

2. Environmental Services Budget Summaries – Q3

Budget Summary reports for quarter 3 (October to December 2023) are attached. This reflects the Environmental Services Directorate's draft budget reports for the third quarter of the financial year and is subject to review.

Attached as Appendix 1 are the following year to date budget summaries:

- YTD Period 7 (1st October – 31st October 2022)
- YTD Period 8 (1st November – 30th November 2022)
- YTD Period 9 (1st December – 31st December 2022)

3. Q3 2022/23 Environmental Services KPI's

The Council operates a broad range of KPI's including statutory targets, for example, percentage of household waste collected that is sent for recycling (set externally and reported internally via Council Committees), performance improvement targets (set by

Council and reported through Governance & Audit Committee) and operational metrics/service KPIs (set by Council and reported internally via Council Committees).

The operational metrics/service KPIs are internal targets to track and monitor aspects of service performance across the Council.

4. Appendix 2a. provides an outline of performance for Q3 (October - December 22) for the operational metrics/service KPIs.
5. Also attached Appendix 2b. for Members Information is the Environmental Services Performance Improvement KPI Update for Q3 (October – December 22).

Recommendation:

It is recommended that Members note and scrutinise:

6. Q3 Environmental Services Budget Summary Reports covering the period 1st October 2022 to 31st December 2022 – Appendix 1.
7. The outturn of operational metrics/service KPIs for Q3 (1st October 2022 to 31st December 2022) – Appendix 2a.
8. The outturn of Performance Improvement KPIs for Q3 (1st October 2022 to 31st December 2022) – Appendix 2b.

Finance and Resource Implications

None

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy?

No

If no, please provide explanation/rationale

N/A

If yes, what was the outcome?:

Option 1

Screen out
without mitigation

Yes/No

Option 2

Screen out with
mitigation

Yes/No

Option 3

Screen in for
a full EQIA

Yes/No

Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

Insert link to completed Equality and Good Relations report:

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?

No

Has a Rural Needs Impact Assessment (RNIA) template been completed?

No

If no, please give explanation/rationale for why it was not considered necessary:

N/A

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

No

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

Appendix 1 Environmental Services Budget Summaries for Q3 (1st October 2022 to 31st December 2022)

Appendix 2a Environmental Services Operational metrics/Service KPIs for Q3 (1st October 2022 to 31st December 2022)

Appendix 2b Environmental Services Performance Improvement KPI for Q3 (1st October 2022 to 31st December 2022)

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

No

If Yes, please insert date:

Environmental Services - April 2022 to March 2023

Month:-

Dec-22

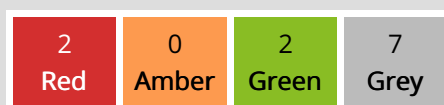
Department	Annual Budget	Budget to date	Total Actual & Committed	Total Variance
Expenditure:				
Payroll				
Director's Office	250,280	187,709	197,958	10,249
Environmental Health	2,681,990	2,011,562	1,970,104	(41,458)
Operational Services	6,896,980	5,279,734	5,326,228	46,494
Building Control	1,326,650	979,782	1,010,528	30,746
Total Payroll Expenditure:	11,155,900	8,458,787	8,504,818	46,031
Non-Payroll				
Director's Office	372,920	311,380	334,651	23,271
Environmental Health	852,570	716,122	734,706	18,584
Operational Services	11,162,230	8,439,165	7,894,258	(544,907)
Building Control	92,290	63,166	44,101	(19,065)
Total Non-Payroll Expenditure:	12,480,010	9,529,833	9,007,716	(522,117)
Total Expenditure	23,635,910	17,988,620	17,512,534	(476,086)
Income:				
Environmental Health	(1,772,540)	(1,201,528)	(1,291,686)	(90,158)
Operational Services	(617,470)	(528,534)	(730,481)	(201,947)
Building Control	(1,094,780)	(869,052)	(734,618)	134,434
Total Income:	(3,484,790)	(2,599,114)	(2,756,785)	(157,671)
Overall Net Position:				
Director's Office	623,200	499,089	532,609	33,520
Environmental Health	1,762,020	1,526,156	1,413,124	(113,032)
Operational Services	17,441,740	13,190,365	12,490,005	(700,360)
Building Control	324,160	173,896	320,011	146,115
Net Overall Position	20,151,120	15,389,506	14,755,749	(633,757)
Total Net Overall Position	20,151,120	15,389,506	14,755,749	(633,757)

Performance Summary

Environmental Services

(Type = 'Service')

Thursday 23rd of February 2023



Red = Target missed or measure overdue
 Amber = Measure due but not complete
 Green = Target met or exceeded
 Grey = Measure not yet due

Planning Enforcement	1 Green
Environmental Health	2 Red 1 (G) 2 Grey
Operational Services	5 Grey

PLANNING ENFORCEMENT DUE 1ST JAN 23

29 : Enforcement Cases Enforcement cases processed to a target conclusion within 39 weeks of receipt of complaint. Enforcement cases processed within 39 weeks	TARGET 70	ACTUAL 75 (estimated)	STATUS Green
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TARGET	70	70	70
ACTUAL	78	85	75 (estimated)

Notes: At this time, the new Planning Portal is unable to produce the necessary reports to produce the statistics therefore the figures are unavailable. Officers estimate it to be around 75-80%

ENVIRONMENTAL HEALTH DUE 1ST JAN 23

101 : Planning Consultation % of general planning consultations responded to as a statutory consultee . % responded to within 15 working days of receipt by Environmental Health	TARGET 100%	ACTUAL 85.9%	STATUS Red
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TARGET	100%	100%	100%
ACTUAL	100%	100%	85.9%

Notes: Total number of Planning Consultations received by EHSU = 135. Total responded to within 15 working days = 116 = 85.9%. During Q3 the Planning Portal closed temporarily to allow the migration to a new portal. In the 2 days prior to this closure 42 new consultations were sent to EHSU for consideration and response. Responses could not be provided to all consultations within the required timescales with the current resource available.

ENVIRONMENTAL HEALTH DUE 1ST JAN 23

102 : Health & Safety Health & Safety . Response times to Corporate Health & Safety requests within 3 working days	TARGET 100%	ACTUAL 100%	STATUS Green
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TARGET	100%	100%	100%
ACTUAL	99.3%	100%	100%

Notes: In Q3 there were 118 individual work requests, all of which were responded to within 3 working days.

ENVIRONMENTAL HEALTH DUE 1ST JAN 23

102 : Health & Safety Health & Safety . Has each facility had a H&S inspection?	TARGET Yes	ACTUAL No	STATUS Red
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TARGET	Yes	Yes	Yes
ACTUAL	Yes	Yes	No

Notes: There is a programme in place for the inspection of facilities; however, due to shortage in resource, only one full Health and Safety inspection was carried out during Q3. Vacant H&S Advisor post has been recruited and successful application due to commence employment on 9th January 2023.

ENVIRONMENTAL HEALTH		DUE 1ST APR 23		
205 : Cemeteries Implementation of the Cemetery Strategy. Tender and award works contract for Blaris Phase 1 cemetery extension (approximately 140 burial plots)		TARGET Yes	ACTUAL No	STATUS Grey
TARGET	Yes			
ACTUAL	No			
<p>Notes: Planning permission for area A, B & C has been granted. Procurement is ongoing. It is anticipated a contractor will be onsite in the new year.</p>				

ENVIRONMENTAL HEALTH		DUE 1ST APR 23		
205 : Cemeteries Implementation of the Cemetery Strategy. Planning application for Phase 2 cemetery extension to be submitted (approximately 480 burial plots)		TARGET No	ACTUAL No	STATUS Grey
TARGET	No			
ACTUAL	No			
<p>Notes: OBC (Outline Business Case) to be refreshed to inform options for area E within phase 2.</p>				

OPERATIONAL SERVICES		DUE 1ST APR 23		
165 : Recycling % of household waste collected by District Councils that is sent for recycling . % of household waste collected by District Councils that is sent for recycling		TARGET 50%	ACTUAL	STATUS Grey
TARGET	50%			
ACTUAL				
<p>Notes: In 2021/22 LCCCs actual recycling % was validated at 49.7%</p>				

OPERATIONAL SERVICES		DUE 1ST APR 23		
214 : Waste Collection Local Authority Collected municipal waste preparing for reuse, dry recycling and composting rate. 55% recycling by 2025		TARGET 55%	ACTUAL	STATUS Grey
TARGET	55%			
ACTUAL				
<p>Notes: In 2021/22 LCCCs actual was validated at 52%, a harmonised kerbside collection model if agreed by Members will help work towards achieving this target.</p>				

OPERATIONAL SERVICES		DUE 1ST APR 23		
215 : Waste Landfill Rate Local Authority Collected municipal waste landfill rate. Reduced to 10% or less of the total amount of municipal waste generated by 2035		TARGET 10%	ACTUAL	STATUS Grey
TARGET	10%			
ACTUAL				
<p>Notes: 38.2% is the validated figure for 2021/22.</p>				

OPERATIONAL SERVICES		DUE 1ST APR 2023		
204 : Waste Kerbside model for collection, treatment, and disposal of household waste. Finalise the Outline Business Case for the kerbside model and progress Full Business Case for final approval		TARGET Yes	ACTUAL No	STATUS Grey
TARGET	Yes			
ACTUAL	No			
<p>Notes: Outline Business Case has been completed and was approved by ESC in June 2022. The Full Business Case was presented to Council in January 2023.</p>				

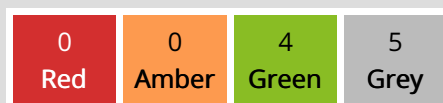
OPERATIONAL SERVICES		DUE 1ST APR 23		
58 : Landfill The amount (Tonnage) of biodegradable Local Authority Collected Municipal Waste that is landfilled. Tonnage of biodegradable waste landfilled.		TARGET 16,444	ACTUAL	STATUS Grey
TARGET	16,444			
ACTUAL				
<p>Notes: 2021/22 validated tonnages of 14,737T represent a reduction when compared to 2020/21 actual tonnage figure of 15,967T</p>				

Performance Summary

Environmental Services

(Type = 'Performance Improvement')

Tuesday 7th of February 2023



Red = Target missed or measure overdue
 Amber = Measure due but not complete
 Green = Target met or exceeded
 Grey = Measure not yet due

Environmental Services	3 Green	1 (Gy)
Environmental Health	1 (G)	4 Grey

ENVIRONMENTAL HEALTH			DUE 30TH JUN 22
216 : Entertainment Licensing & Events Guidance Availability of guidance online. Entertainment Licensing guidance available online	TARGET Yes	ACTUAL Yes	STATUS Green
TARGET ACTUAL	Yes Yes		
Notes:			

ENVIRONMENTAL HEALTH			DUE 1ST APR 23
216 : Entertainment Licensing & Events Guidance Availability of guidance online. Online Entertainment Licensing guidance reviewed annually	TARGET Yes	ACTUAL No	STATUS Grey
TARGET ACTUAL	Yes No		
Notes:			

ENVIRONMENTAL HEALTH			DUE 1ST APR 23
216 : Entertainment Licensing & Events Guidance Availability of guidance online. Customer engagement to assess accessibility to online Entertainment Licensing guidance	TARGET Yes	ACTUAL No	STATUS Grey
TARGET ACTUAL	Yes No		
Notes: Environmental Health are investigating methods of customer engagement to be used during Q4 to ascertain feedback in relation to the access of Entertainment Licensing Guidance online.			

ENVIRONMENTAL HEALTH			DUE 1ST APR 23
216 : Entertainment Licensing & Events Guidance Availability of guidance online. Events guidance available online	TARGET Yes	ACTUAL No	STATUS Grey
TARGET ACTUAL	Yes No		
Notes:			

ENVIRONMENTAL HEALTH			DUE 1ST APR 23
216 : Entertainment Licensing & Events Guidance Availability of guidance online. Online events guidance reviewed annually	TARGET Yes	ACTUAL No	STATUS Grey
TARGET ACTUAL	Yes No		
Notes:			

ENVIRONMENTAL SERVICES			DUE 30TH JUN 22						
191 : Online services Impact of the services available online within the Environmental Services Directorate. Usage of the 8 services available online within the Environmental Services Directorate			<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>Yes</td> </tr> </table>	TARGET	Yes	ACTUAL	Yes		
TARGET	Yes								
ACTUAL	Yes								
<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>Yes</td> </tr> </table>			TARGET	Yes	ACTUAL	Yes	<table border="1"> <tr> <td>STATUS</td> <td>Green</td> </tr> </table>	STATUS	Green
TARGET	Yes								
ACTUAL	Yes								
STATUS	Green								
Notes:									

ENVIRONMENTAL SERVICES			DUE 30TH JUN 22						
191 : Online services Impact of the services available online within the Environmental Services Directorate. Development of the customer engagement methods			<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>Yes</td> </tr> </table>	TARGET	Yes	ACTUAL	Yes		
TARGET	Yes								
ACTUAL	Yes								
<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>Yes</td> </tr> </table>			TARGET	Yes	ACTUAL	Yes	<table border="1"> <tr> <td>STATUS</td> <td>Green</td> </tr> </table>	STATUS	Green
TARGET	Yes								
ACTUAL	Yes								
STATUS	Green								
Notes:									

ENVIRONMENTAL SERVICES			DUE 30TH SEP 22						
191 : Online services Impact of the services available online within the Environmental Services Directorate. Customer engagement carried out			<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>Yes</td> </tr> </table>	TARGET	Yes	ACTUAL	Yes		
TARGET	Yes								
ACTUAL	Yes								
<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>Yes</td> </tr> </table>			TARGET	Yes	ACTUAL	Yes	<table border="1"> <tr> <td>STATUS</td> <td>Green</td> </tr> </table>	STATUS	Green
TARGET	Yes								
ACTUAL	Yes								
STATUS	Green								
Notes:									

ENVIRONMENTAL SERVICES			DUE 1ST APR 23						
191 : Online services Impact of the services available online within the Environmental Services Directorate. Report on outcomes of customer engagement and detail any improvements made or recommended			<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>No</td> </tr> </table>	TARGET	Yes	ACTUAL	No		
TARGET	Yes								
ACTUAL	No								
<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>No</td> </tr> </table>			TARGET	Yes	ACTUAL	No	<table border="1"> <tr> <td>STATUS</td> <td>Grey</td> </tr> </table>	STATUS	Grey
TARGET	Yes								
ACTUAL	No								
STATUS	Grey								
Notes:									



Environmental Services Committee

1st March 2023

Report from:

Head of Service - Building Control

Item for Decision

TITLE: Item 4.1 Street Naming – Off Belfast Road, Lisburn

Background and Key Issues:

1. Doherty Architectural Services has proposed the street name for a development of 18 dwellings off the Belfast Road, Lisburn
2. The proposal for the street name is:
 - **DERRYVOLGIE LANE** (1st preference)
 - **DERRYVOLGIE HALL** (2nd preference)
3. The development and site layouts are attached in **Appendix 1 BC** for Members information. This request meets with the requirements of the Council's Street Naming Policy and is in keeping with an existing approved name in the locality.
4. The Building Control Service had received one objection from an Elected Member of the DEA for the original street name proposals of Derryvolgie Park Lane and Derryvolgie Park Hall due to the proximity of the existing street name Derryvolgie Park. The proposals were reviewed with the developer and revised accordingly. No objections to the revised first preference name was received from the Royal Mail Address Management Team.

Recommendation:

It is recommended that Members approve that the street name Derryvolgie Lane be allocated to this proposed development of 18 dwellings off the Belfast Road, Lisburn.

Finance and Resource Implications:

Revenue budget has been provided within the 2022-23 estimates for Street Nameplates

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy? Yes

If no, please provide explanation/rationale

If yes, what was the outcome? :

Option 1 Screen out without mitigation	<input type="checkbox"/> Yes	Option 2 Screen out with mitigation	<input type="checkbox"/> No	Option 3 Screen in for a full EQIA	<input type="checkbox"/> No
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Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

With regard to the Section 75 statutory duties (of the 1998 NI Act) this item has been subject to screening and 'screened out' by way of application of the (previously screened) Councils Street Naming & Numbering Policy, in order to follow due process.

Insert link to completed Equality and Good Relations report:

Equality Screening has been completed and is available on request from the Head of Service – Building Control

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?	<input type="checkbox"/> Yes	Has a Rural Needs Impact Assessment (RNIA) template been completed?	<input type="checkbox"/> No
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If no, please given explanation/rationale for why it was not considered necessary:

The Council Street Naming and Numbering Policy is universally applicable to both the creation of both urban and rural street names throughout the Council area. There is no differentiation between rural and urbanised considerations for this process and decision impact.

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

No

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

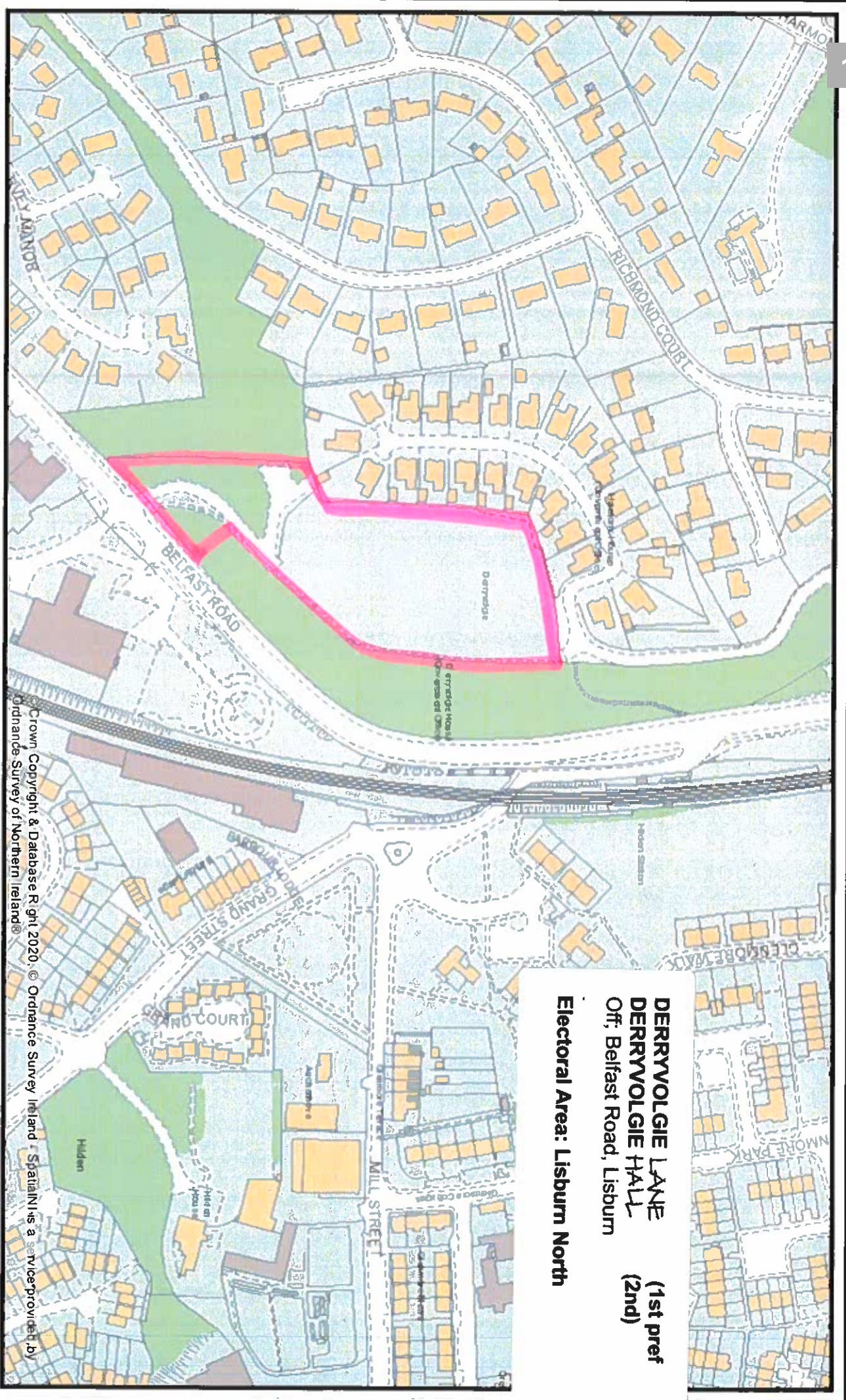
APPENDICES:

Appendix 1 BC – Development and Site Layout

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

No

If Yes, please insert date:



DERRYVOLGIE LANE
DERRYVOLGIE HALL
 Off, Belfast Road, Lisburn
Electoral Area: Lisburn North
(1st pref
(2nd)

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Site Location Plan, Belfast Road

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Coordinate System: TM65 Irish Grid

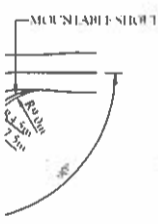
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DERRYVOLGIE LANE (1st pref)
DERRYVOLGIE HALL (2nd)
 Off, Belfast Road, Lisburn
Electoral Area: Lisburn North

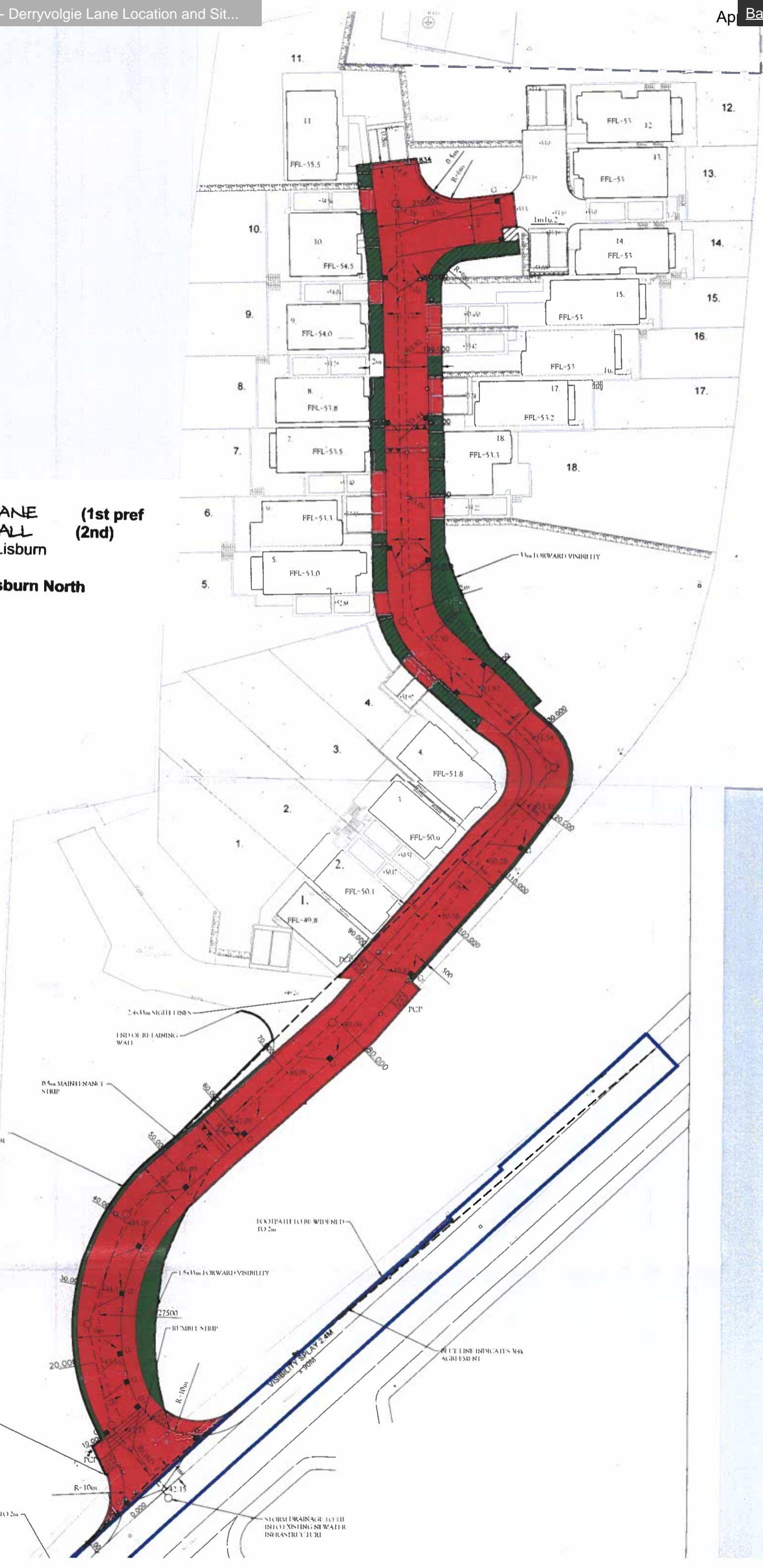
- PLANNING
- TRAFFIC
- ENVIRONMENTAL
- ROADS
- UTILITIES
- LANDSCAPE
- ARCHITECTURE
- CONSTRUCTION
- STRUCTURE
- MECHANICAL
- ELECTRICAL
- PLUMBING
- HEATING
- Cooling
- Lighting
- Security
- Fire
- Acoustic
- Other



ROAD CONTROL BEND
 SCALE 1:500

40M BUREAU WAY & SHOULDER THE PROVIDED FORWARD VISIBILITY AREA TO BE KEPT CLEAR OF ALL

DRIVEWAY GRADIENTS & DULE SEE DRAWING 1 ROAD LAYOUT SHEET 2



RETAINING WALL STRUCTURE NOT TO BE HIGHER THAN 900mm

START OF RETAINING WALL STRUCTURE NOT TO BE HIGHER THAN 900mm

FOOTPATH TO BE WIDENED TO 2m

STORM DRAINAGE TO BE INSTALLED INTO EXISTING WATER INFRASTRUCTURE

BLUE LINE INDICATES 30% AGREEMENT

FOOTPATH TO BE WIDENED TO 2m

1.5m FORWARD VISIBILITY

RUMBLE STRIP

VISIBILITY SPREAD 2.5M

R-10m

R-10m

PCP

2.4m SIGHT LINES

END OF RETAINING WALL

0.5m MAINTENANCE STRIP

2.4m SIGHT LINES

2.4m SIGHT LINES

2.4m SIGHT LINES

2.4m SIGHT LINES

2.4m SIGHT LINES

2.4m SIGHT LINES

2.4m SIGHT LINES

2.4m SIGHT LINES

2.4m SIGHT LINES

2.4m SIGHT LINES

2.4m SIGHT LINES



Environmental Services Committee

1st March 2023

Report from:

Head of Service - Building Control

Item for Decision

TITLE: Item 4.2 Street Naming – Off Millmount Road, Dundonald

Background and Key Issues:

1. Lagan Homes (NI) Ltd. has proposed the street name for a stretch of infrastructure road linking the Millmount and Greengraves Roads, Dundonald as part of a phased development of 350 dwellings
2. The proposal for the street name is:
 - **MILLMOUNT QUARRY ROAD** (1st preference)
 - **MILLMOUNT QUARRY DRIVE** (2nd preference)
3. The development and site layouts are attached in **Appendix 2 BC** for Members information. This request meets with the requirements of the Council's Street Naming Policy and is in keeping with an existing approved name in the locality.
4. The Building Control Service received no objection to the proposed names from the Elected Members of the relevant DEA and no objection to the first preference name from The Royal Mail Address Management Team.

Recommendation:

It is recommended that Members approve that the street name Millmount Quarry Road to be allocated to this proposed stretch of infrastructure road linking the Millmount and Greengraves Roads, Dundonald.

Finance and Resource Implications:

Revenue budget has been provided within the 2022-23 estimates for Street Nameplates

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy? Yes

If no, please provide explanation/rationale

If yes, what was the outcome? :

Option 1 Screen out without mitigation	<input type="checkbox"/> Yes	Option 2 Screen out with mitigation	<input type="checkbox"/> No	Option 3 Screen in for a full EQIA	<input type="checkbox"/> No
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Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

With regard to the Section 75 statutory duties (of the 1998 NI Act) this item has been subject to screening and 'screened out' by way of application of the (previously screened) Councils Street Naming & Numbering Policy, in order to follow due process.

Insert link to completed Equality and Good Relations report:

Equality Screening has been completed and is available on request from the Head of Service – Building Control

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?	<input type="checkbox"/> Yes	Has a Rural Needs Impact Assessment (RNIA) template been completed?	<input type="checkbox"/> No	
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If no, please given explanation/rationale for why it was not considered necessary:

The Council Street Naming and Numbering Policy is universally applicable to both the creation of both urban and rural street names throughout the Council area. There is no differentiation between rural and urbanised considerations for this process and decision impact.

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

No

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

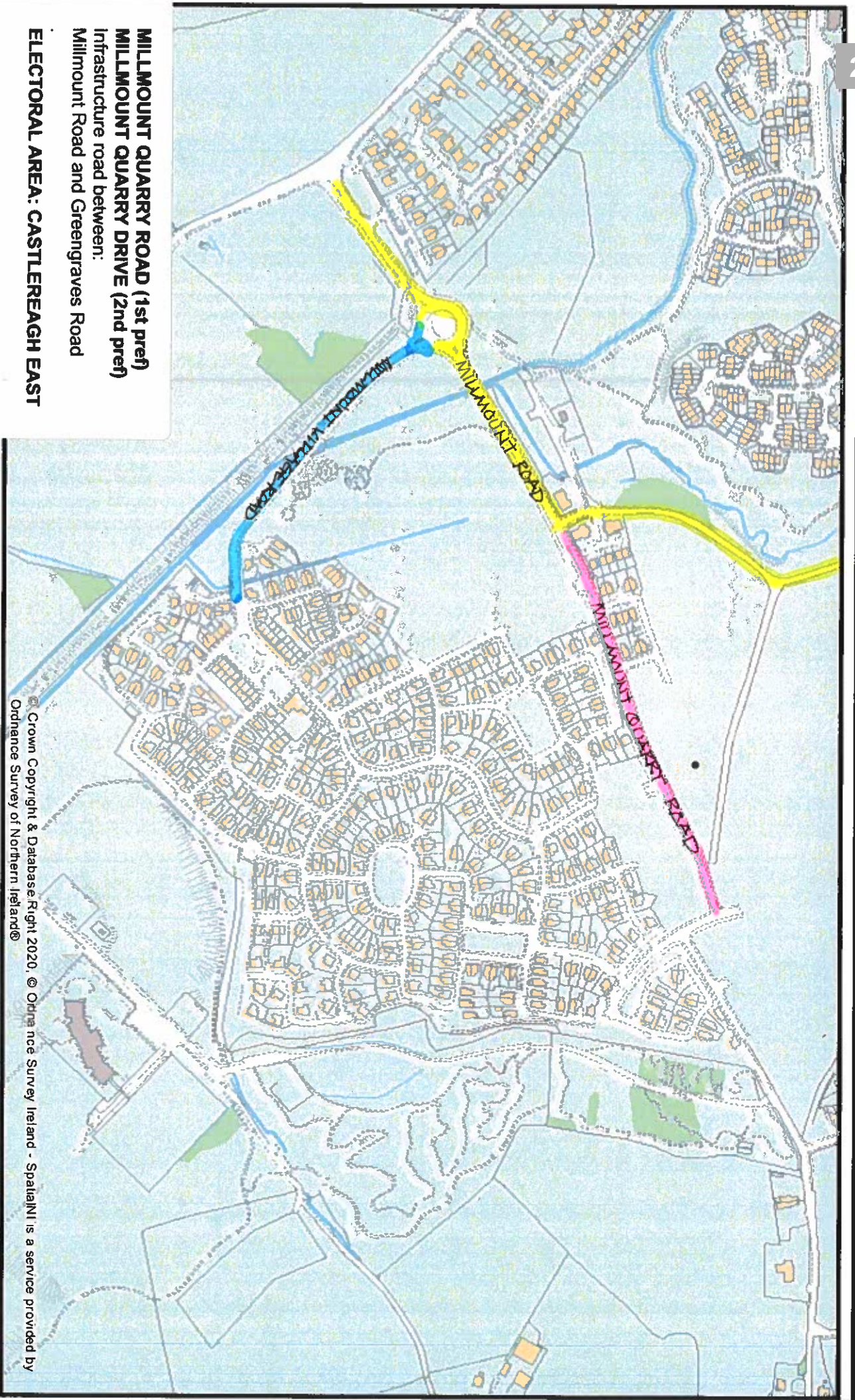
APPENDICES:

Appendix 2 BC – Development and Site Layouts

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

No

If Yes, please insert date:



MILLMOUNT QUARRY ROAD (1st pref)
MILLMOUNT QUARRY DRIVE (2nd pref)
 Infrastructure road between:
 Millmount Road and Greengraves Road

ELECTORAL AREA: CASTLEREAGH EAST

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Millmount Street Naming

MILLMOUNT QUARRY ROAD

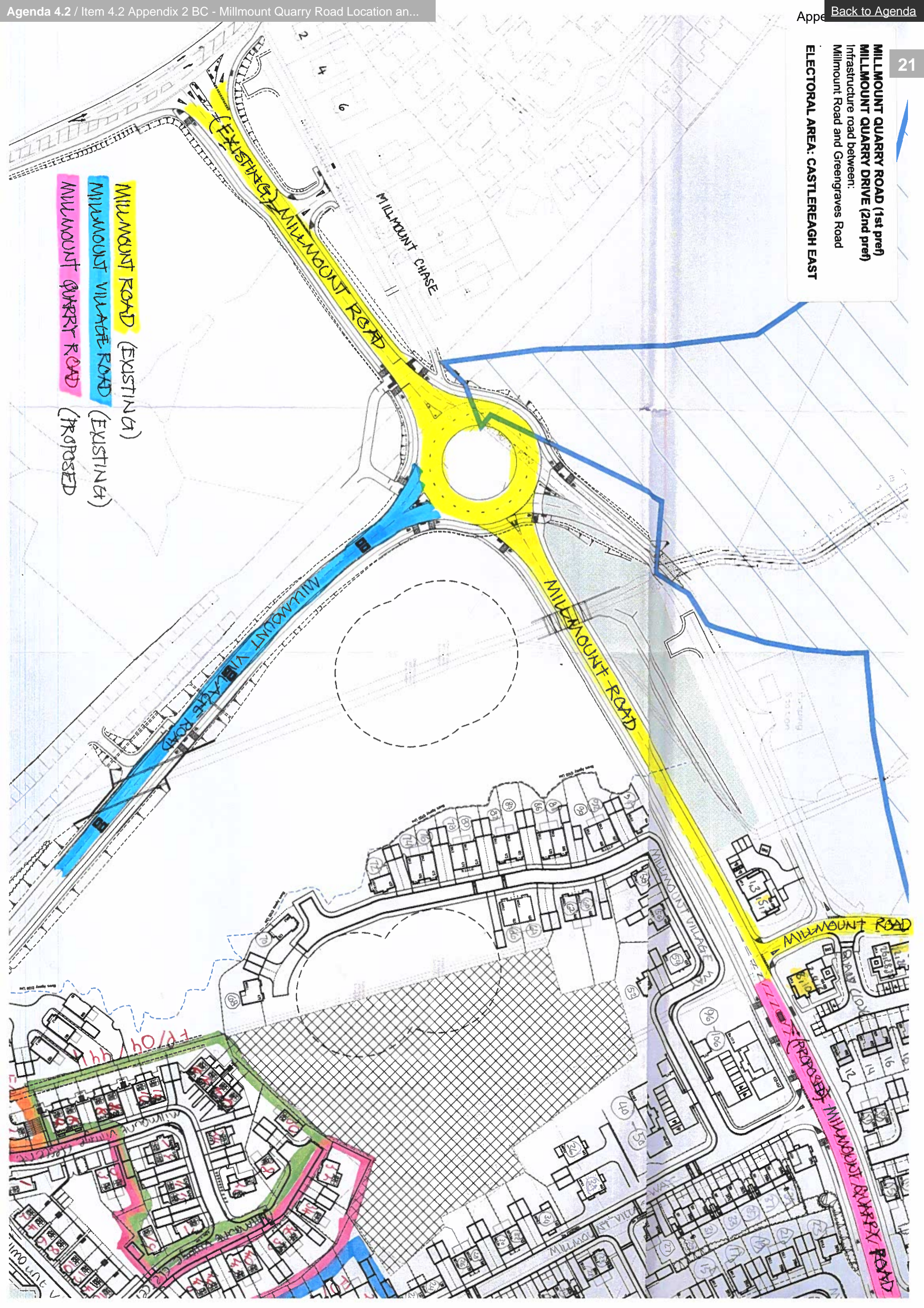
MILLMOUNT QUARRY DRIVE

MILLMOUNT ROAD

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MILLMOUNT QUARRY ROAD (1st pref)
MILLMOUNT QUARRY DRIVE (2nd pref)
 Infrastructure road between:
 Millmount Road and Greengraves Road
ELECTORAL AREA: CASTLEREAGH EAST



MILLMOUNT ROAD (EXISTING)
MILLMOUNT VILLAGE ROAD (EXISTING)
MILLMOUNT QUARRY ROAD (PROPOSED)

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Environmental Services Committee

1st March 2023

Report from:

Head of Service - Building Control

Item for Decision

TITLE: Item 4.3 Street Naming – Off Mealough Road, Carryduff

Background and Key Issues:

1. Lagan Homes NI has proposed the following street names for the current development of 75 dwellings as part of a phased development off the Mealough Road, Carryduff
2. The proposal for the street names are:
 - **MEALOUGH PLACE, MEALOUGH GARDENS, MEALOUGH LANE and MEALOUGH CRESCENT** (1st preferences)
3. The development layout is attached in **Appendix 3 and 4 BC** for Members information. This request meets with the requirements of the Council's Street Naming Policy in that the name proposals are in keeping with other official street names in the vicinity.
4. The Building Control Service received no objections to the proposed names from the Elected Members of the relevant District Electoral Area and no objection to the preference names from Royal Mail Address Management Team.

Recommendation:

It is recommended that Members approve that the street names Mealough Place, Gardens, Lane and Crescent be allocated for this proposed development phase of 75 dwellings off the Mealough Road, Carryduff.

Finance and Resource Implications:

Revenue budget has been provided within the 2022-23 estimates for Street Nameplates

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy? Yes

If no, please provide explanation/rationale

If yes, what was the outcome? :

Option 1 Screen out without mitigation	Yes	Option 2 Screen out with mitigation	No	Option 3 Screen in for a full EQIA	No
--	-----	---	----	--	----

Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

With regard to the Section 75 statutory duties (of the 1998 NI Act) this item has been subject to screening and ‘screened out’ by way of application of the (previously screened) Councils Street Naming & Numbering Policy, in order to follow due process.

Insert link to completed Equality and Good Relations report:

Equality Screening has been completed and is available on request from the Head of Service – Building Control

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?	Yes	Has a Rural Needs Impact Assessment (RNIA) template been completed?	No
--	-----	---	----

If no, please given explanation/rationale for why it was not considered necessary:

The Council Street Naming and Numbering Policy is universally applicable to both the creation of both urban and rural street names throughout the Council area. There is no differentiation between rural and urbanised considerations for this process and decision impact.

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES: Appendix 3 BC – Development Layout
Appendix 4 BC – Site Location Plan

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

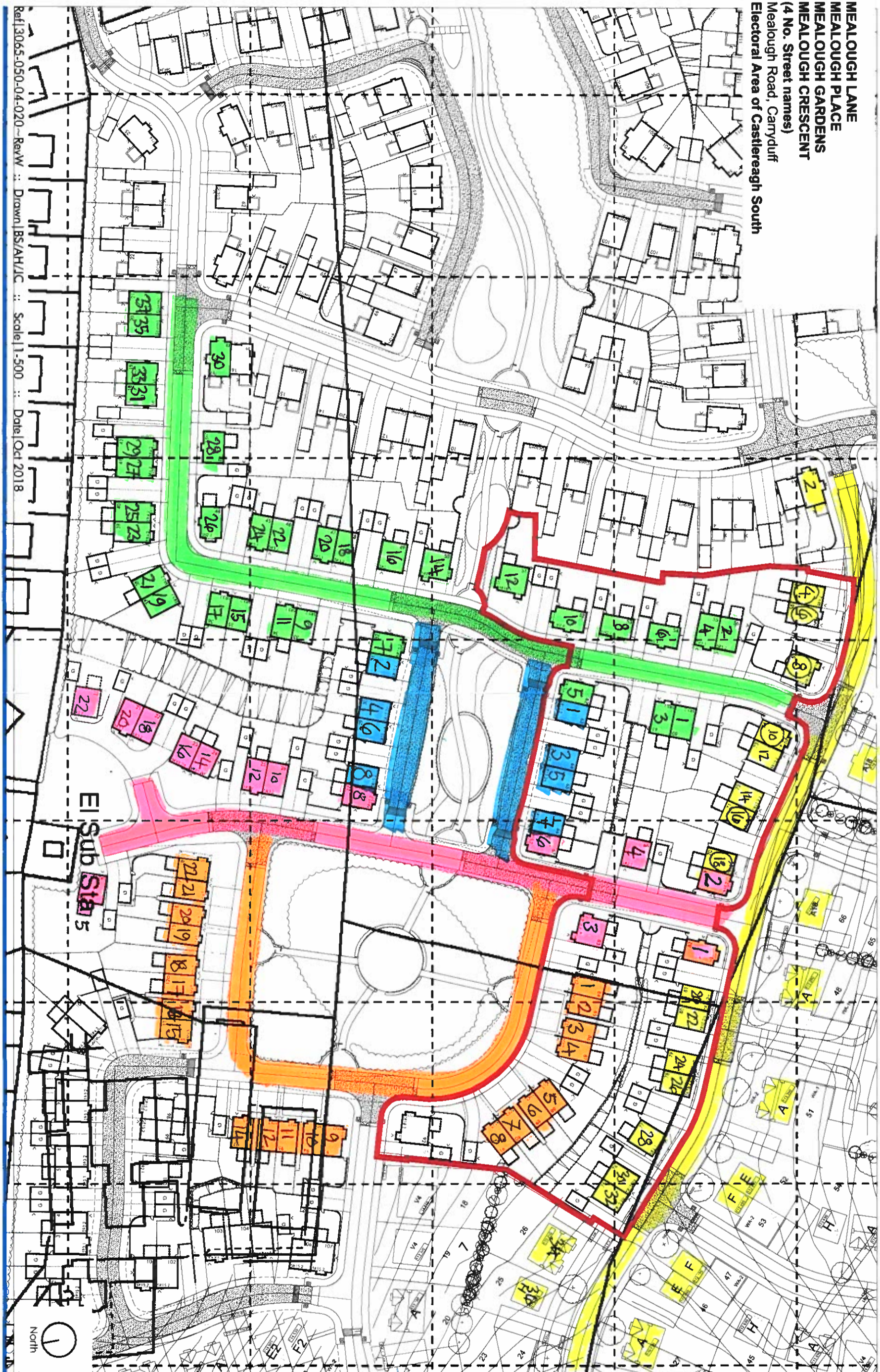
If Yes, please insert date:

Proposed Residential Development of
Mealough Road Carryduff

PROPOSED POSTAL NUMBERS

Site Layout Phase 1 (Scale 1:500)

MEALOUGH LANE
MEALOUGH PLACE
MEALOUGH GARDENS
MEALOUGH CRESCENT
(4 No. Street names)
Mealough Road, Carryduff
Electoral Area of Castlereagh South



Ref: 3065-050-04-020 - Rev W :: Drawn: BS/AH/IC :: Scale: 1:500 :: Date: Oct 2018

Mealough Developments LLP



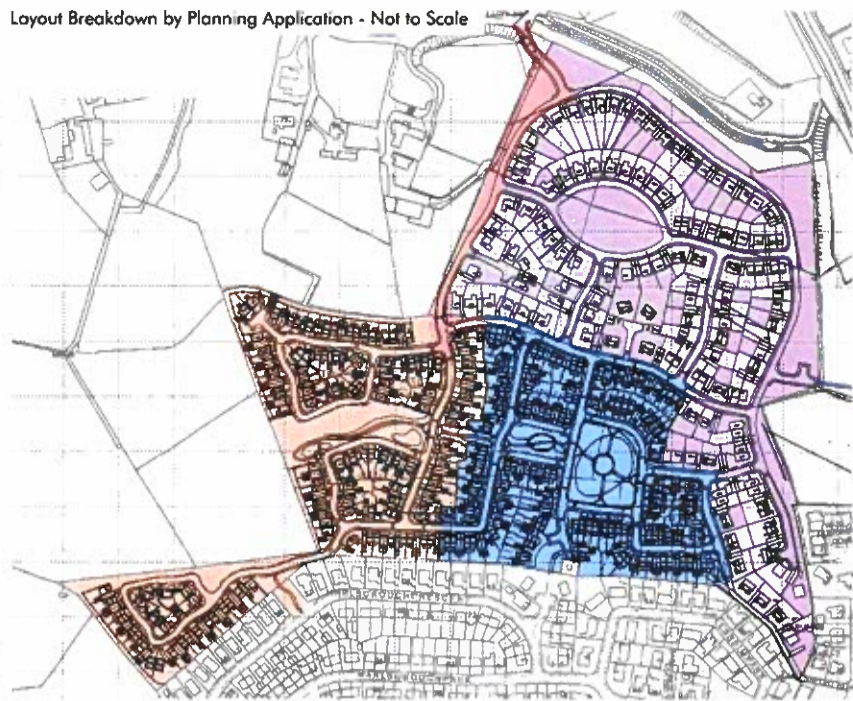
MEALOUGH DRIVE
MEALOUGH LANE
MEALOUGH CRESCENT
MEALOUGH PLACE
MEALOUGH GARDENS

Alan Patterson Design LLP



- PLANNING
- BUILDING CONTROL
- RECORD
- FOR APPROVAL

Layout Breakdown by Planning Application - Not to Scale



FOR ILLUSTRATIVE PURPOSES ONLY

**MEALOUGH LANE
MEALOUGH PLACE
MEALOUGH GARDENS
MEALOUGH CRESCENT
(4 No. Street names)
Mealough Road, Carryduff
Electoral Area of Castlereagh South**

CLIENT
Mealough Devs. LLP, Dermont No.1 LLP
and Fraser Homes

PROJECT
Proposed Development of Lands
Mealough Road, Carryduff

DRAWING TITLE
PRELIMINARY Overall Site Plan
for Service Providers with
Mealough Devs. LLP Phasing

SCALE
1:1250

SITE AREA
-

DATE
Sept 2018/Oct 2022

DRAWN BY
JC/AH

DRAWING NUMBER
3065-050-04-026-RevAG

Alan Patterson Design LLP



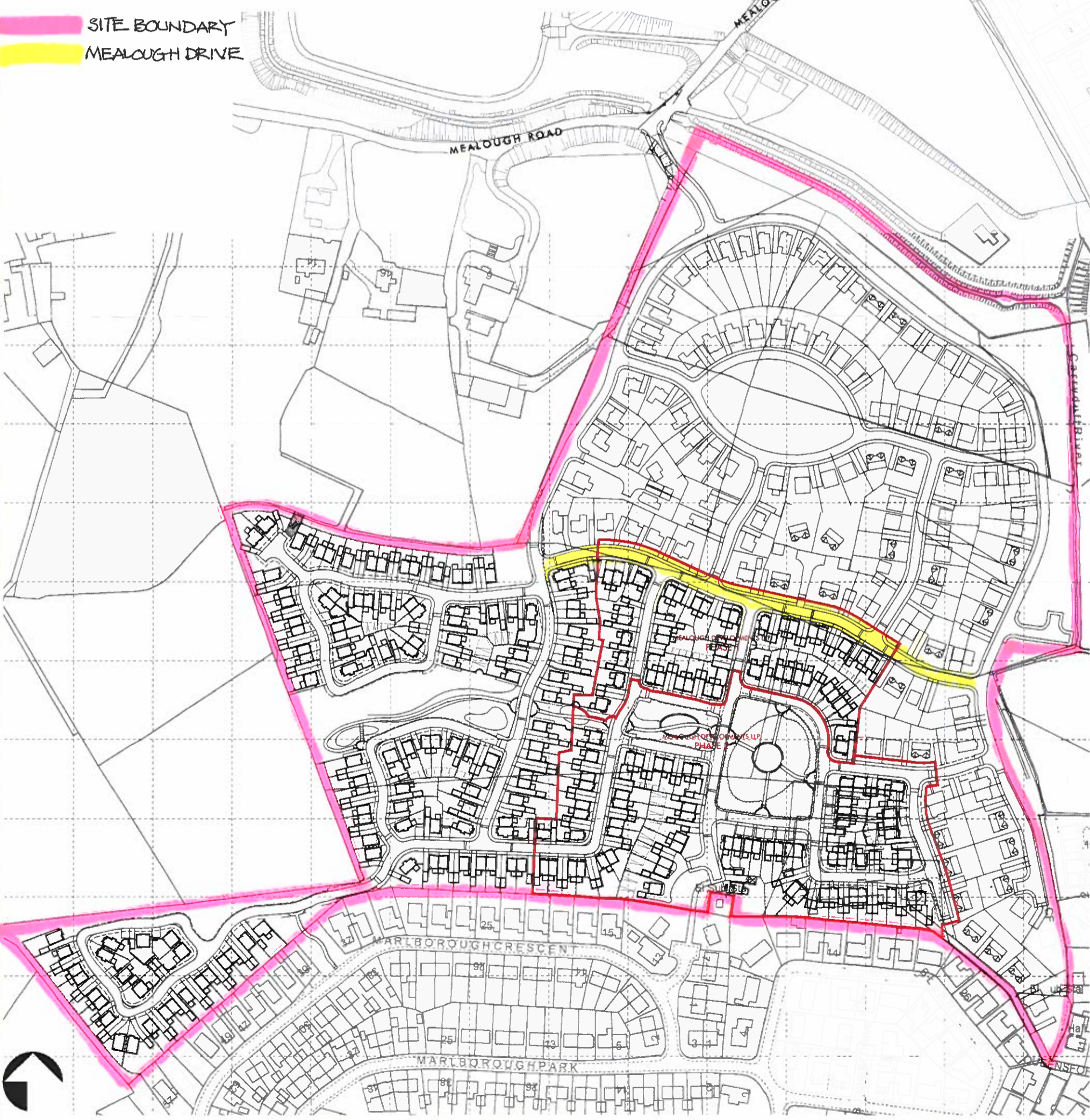
Design House
112 Castlereagh Road
Hazel's Bin
County Down BT19 5AE

Tel: 028 9185 2362
Fax: 028 9185 2946
Email: info@alanpattersondesign.com
Website: www.alanpattersondesign.com

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- Mealough Developments LLP
Planning Application Y/2007/0455/F - 107 dwellings
- Dermont No.1 LLP
Planning Application Y/2008/0224/F - 117 dwellings
- Fraser Homes Ltd & Fraser Houses (NI)Ltd
Planning Application Y/2009/0114/F - 126 dwellings
- Access from Mealough Road
Common to all three planning applications

- SITE BOUNDARY
- MEALOUGH DRIVE





Environmental Services Committee

1st March 2023

Report from:

Head of Service - Building Control

Item for Decision

TITLE: Item 4.4 Department for the Economy Consultation – Draft Circular Economy Strategy for Northern Ireland

Background and Key Issues:

1. The purpose of this report is to bring to Members attention the Department for the Economy Consultation on 'Draft Circular Economy Strategy for Northern Ireland' and to seek Members comments and approval for the attached submission to be made on behalf of Council.
2. The closing date for the consultation is 20th March 2023 which Members will note is before ratification at full Council on 25th March 2023. Council Officers have written to the Department seeking an extension to the closing date and/or the Department to accept any late amendments to the Councils submission. The Department has confirmed that they will accept a late amendment (up to 31st March) as long as an original submission has been made by the closing date of 20th March 2023.
3. Please find attached link which directs Members to the Departments website, the discussion documents and response template:

<https://www.economy-ni.gov.uk/news/public-consultation-launched-draft-circular-economy-strategy-northern-ireland>

4. Members will find a draft response on behalf of Council in **Appendix 5 BC**. Should Members wish to make any comments for inclusion, could these please be forwarded to the Head of Service by 15th March to allow final submission to be compiled.

5. Should the submission be subsequently amended from that attached in the appendix, the final version will be brought back to next available Committee for retrospective approval.
6. The draft response was compiled after consultation with Council Officers across Departments, in conjunction with our partner Sustainable NI.
7. In addition to this collective Council response, Members were made aware by email on 3rd February 2023 of the consultation and that our waste management group Arc21 would be producing a response for member councils that would focus on the waste element. This will be brought to Committee as a separate report when available.

Note: Section 75 statutory duties (of the 1998 NI Act), Environmental Impact and other regulatory screening; the Department for The Economy as policy owners will be responsible.

Recommendation:

It is recommended that Members provide any comment to the Head of Service by 15th March 2023 and agree to the attached submission on behalf of the Council in relation to the Draft Circular Economy Strategy for Northern Ireland

Finance and Resource Implications:

None at this stage.

Screening:

Equality and
Good Relations

N/A

Environmental
Impact
Assessment

N/A

Rural
Impact
Assessment

N/A

SUBJECT TO PLANNING APPROVAL:

No

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

Appendix 5 BC – LCCC Draft Consultation Response for Submission.

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

No

If Yes, please insert date:



Department for the
Economy
www.economy-ni.gov.uk

Draft

Circular Economy

Strategy for Northern Ireland

Response Template

Draft Circular Economy Strategy for Northern Ireland

Response Template

Overview

We are consulting on the draft Circular Economy Strategy for Northern Ireland which aims to transition our Linear Economy to a Circular Economy, where business, people and planet flourish. Adopting a circular mindset throughout society and business will be essential to a successful transition. This draft Circular Economy Strategy is a key enabler of the Department for the Economy's 10X economic vision for a decade of innovation, facilitating a sustainable, innovative and inclusive approach to economic growth, making the most of new opportunities and possibilities presented by the 4th Industrial Revolution.

We especially want to hear from those across industry, education and the public sector who will be vital in making the change happen, as well as private individuals who we want to embrace this change.

Why your views matter

We want you to tell us if we have accurately assessed the situation and if our proposals are right to kick start the transition to a truly Circular Economy, using a whole system approach. Feedback from this consultation will inform the final Circular Economy Strategy for Northern Ireland and help to shape the design, remit and function of future delivery.

Responding to our Consultation

We would ask that you respond to the consultation using the online survey which can be accessed at the [Circular Economy Consultation page on the nidirect website consultations.nidirect.gov.uk](https://consultations.nidirect.gov.uk/circular-economy-consultation)

If you are unable to respond using the online consultation survey, please complete this response template and send it to: ces@economy-ni.gov.uk

Before you submit your response, please read the **Privacy Notice** published along with the Consultation Documents, which explains how we will use personal information as part of the processing of responses.

Draft Circular Economy Strategy Consultation Questions

Personal Details

1. **Name**

2. **I am responding as**

An individual

On behalf of an organisation

3. **Name of your organisation**

4. **What sector are you from?**

Agriculture

Bioeconomy

Central Government

Construction and Built Environment

Education

Local Government

Manufacturing

Representative Body

Research & Development

Services

Social Enterprise / Third & Voluntary Sector

Other

Vision

By 2050 Northern Ireland will have an innovative, inclusive and competitive economy where business, people and planet flourish, with responsible production and consumption at its core.

5. Is this vision the right vision?

Yes

No

Any other comments?

Target

According to the Circularity Gap Report, each person in Northern Ireland is consuming c.16.6 tonnes of resources per year. This is our individual material footprint. With the earth's finite supply of resources and our current production and consumption patterns, we must start to rethink our relationship with resources and reduce our demand for them. To live sustainably, the United Nations (UN) recommends that we should only be using an average of 6-8 tonnes of resources per year.

Within this strategy we have included a target to reduce our annual material footprint to 8 tonnes per person by 2050.

6. Do you agree with this target to halve our material footprint by 2050?

Yes

No

Any other comments?

Proposals for Change

Develop and implement a programme to support and promote behaviour change

Our behaviours and individual choices about what, where and how we purchase stuff, how long we use it for, whether we can reuse or repair it, and when and how we dispose of it, will ultimately determine if Northern Ireland can successfully transform to a Circular Economy.

A recent report issued by the House of Lords 'In our Hands' urged Ministers to lead a public campaign using all government levers to guide public behaviour change in order to stop biodiversity loss and achieve net zero.

Changing mindsets, business models and developing new products and services is going to be a complicated task, especially for Northern Ireland, which has many SMEs with limited time and resource.

This level of intervention is required to transform our relationship with resources.

7. What efforts do you think government should make to promote behavioural change?

Please put the following in order of priority.

(Ranking scale 1 = most preferred / 4 = least preferred)

Provide greater transparency and clarity on what government is doing to show commitment and create momentum.

Provide information and tools to increase awareness and help change attitudes.

Use regulatory and financial incentives to increase affordability and availability of sustainable options.

Provide or adapt physical infrastructure to help make it easier for people to change behaviours e.g. recycling centres, refill stations in supermarkets and bottle banks.

Create clusters and networks to raise awareness and facilitate collaboration

Many of the barriers to circularity will not be addressed without the utilisation of existing and new clusters and networks which will support industry to research, design, test and deliver transformative solutions.

Clusters are a geographic collection of interconnected companies producing similar or related goods/services that are innovation-orientated, seeking to benefit from integration across businesses.

Networks are an alliance of organisations (public/private or other) seeking to work together to achieve an economic goal, this could be within or outside a cluster. Networks may involve organisations within the same sector or across sectors which belong to the same value chain.

8. What existing clusters and networks could be utilised to deliver transformative solutions for increased circularity?

9. What clusters and networks do you think will need to be established to maximise resource use?

Embed Circular Economy principles in public procurement

In Northern Ireland, public sector procurement has buying power in excess of £3 billion per annum. This provides strong potential to shape markets and behaviours through the development of specifications and contract management clauses to retain the value of materials for example purchasing refurbished computers or supporting leasing business models. This creates opportunity to influence the maintenance of the public estate, supply contracts including food and waste as well as delivery of infrastructure and capital projects.

10. How do you think public sector procurement can best influence the behaviours of industry to increase circularity of resources?

Create and support platforms and hubs to share goods and materials

To improve the use of resources and retain their value, people and businesses need to know what is available, where it is and what condition it is in. Information is required for people and business to make choices about what they want to access. This can be provided through online platforms for typical fast moving consumer products e.g. the Olio platform which is dedicated to helping stop food waste within the UK. It can also be provided for industrial materials through established platforms such as International Synergies. We want to create more platforms and hubs to share products and materials.

11. What sorts of platforms do you think would be most useful in the future to enable people and business to share and reuse products and materials?

Maximise the value of materials locally

When products and materials are kept in use, it retains the maximum value of those materials and components, reducing the overall demand for material extraction to make new products. We can do this by increasing the repair and reuse sector, doing more with natural bio-based materials locally available as well as growing our reprocessing sector.

The European Commission established the 'right to repair' for consumers and similar regulations have been introduced for GB.

The 'right to repair' regulation requires manufacturers of household appliances such as dishwashers, washing and drying machines, refrigerators and televisions to ensure their products are repairable for at least ten years through providing repair manuals and making parts available.

12. What are the most effective tools that government could use to encourage and facilitate business and society to extend the life of products and services to keep materials and resources in use for longer?

Establish a Circular Economy funding programme

To unlock benefits at scale, we need to create economic incentives that enable Circular Economy solutions to succeed.

13. Which of the following interventions should be a priority focus for government funding?

Please put the following in order of priority.

(1= highest priority and 9 = lowest priority)

Research and development

Secondary material markets

Circular supply chains

Digitisation and technology

Job creation

Waste reduction

Carbon emissions reduction

Reuse and repair

Environmentally focused solutions

Further comments? Please enter response in box below

14. What funding instruments do you consider would be most appropriate in years 1-3?

Please put the following in order of priority.

(Ranking scale 1 = most preferred / 3 = least preferred)

Loans

Grants and subsidies

Blended finance (i.e. a mix of repayable and non-repayable finance)

15. Do you have any further comments to make on funding instruments that could be used to enable Circular Economy solutions to succeed?**Create a regulatory framework that enables circular solutions to become the norm**

Regulations, taxation and enforcement can further reduce waste and improve resource efficiency.

For example, the European Commission rules to establish the 'right to repair' for consumers. These regulations will affect the design, manufacturing and distribution of all applicable goods in Northern Ireland and will facilitate greater reuse and repair of such products.

16. Considering the EU right to repair regulation, what other regulatory tools do you consider government can use to stimulate greater circulation of materials?

Deliver a Skills programme to support a Just Transition

Unless we plan, anticipate and resource for the transition to a Circular Economy, skills shortages could derail long-term goals for circularity and jobs growth.

As we progress into the 4th Industrial Revolution, some jobs will be lost in traditional sectors and the demand for new skills will increase, for example the demand for diesel engineers will decrease while the demand for those skilled in electric vehicles will increase.

17. What three skills do you consider will be most critical to supporting the Circular Economy?

Skill 1

Skill 2

Skill 3

Future delivery

Delivery of Circular Economy Strategy

18. Do you consider that government should play a role in assisting the transition to greater circularity through a dedicated Circular Economy delivery body?

Yes

No

Don't Know

19. What do you think a Circular Economy delivery body should look like? e.g. government led or a public-private partnership.

Please provide a rationale for your answer.



Environmental Services Committee

1st March 2023

Report from:

Head of Service - Environmental Health

Item for Decision

TITLE: Item 5.1 - Commencement of Sections 1-12 of The Private Tenancies Act (Northern Ireland) 2022

Background and Key Issues:

1. At the February 2023 Environmental Services Committee meeting Members were notified of the commencement of Sections 1-12 of The Private Tenancies Act (Northern Ireland) 2022, and in advance of the commencement date of 1 April 2023, Lisburn and Castlereagh City Council will have to set the level for the 3 new Fixed Penalty Notices relating to offences within Sections 1 to 6.
2. Officers from all 11 Councils have discussed this matter and all are proposing to recommend the maximum fixed penalty for all 3 offences as detailed in February. This will hopefully ensure consistency and uniformity of approach across the sector so that a landlord with properties in any Council area will face the same penalties.
3. The recommended fixed penalty charge for each of the offences is listed below:
 - A. Offence under Article 4 of Private Tenancies Order (NI) 2006 - Not providing tenant with Tenancy Information Notice - £500.
 - B. Offence under Article 5 of Private Tenancies Order (NI) 2006 - Not providing tenant with written receipt for any payment made in cash - £500.
 - C. Offence under Article 5ZC of Private Tenancies Order (NI) 2006 - Requiring a tenancy deposit that is more than one month's rent - £500.

- 4. These new functions are being discharged to Councils with no budgetary provision, however, it is hoped that any additional income generated will offset enforcement work carried out by the Environmental Health Service Unit.

Recommendation:

It is recommended that Members approve the recommended fixed penalty charges for the offences as listed above relating to the commencement of Sections 1-12 of The Private Tenancies Act (Northern Ireland) 2022.

Finance and Resource Implications:

By imposing fixed penalty fines under The Private Tenancies Act (Northern Ireland) 2022 additional income may be generated going forward depending on the number of offences detected.

The new enforcement responsibility is to be implemented by Council with no budgetary provision or resource from the Department of Communities. This may have an impact on Environmental Health Service Unit resources.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy? N/A

If no, please provide explanation/rationale

If yes, what was the outcome?:

Option 1 Screen out without mitigation	N/A	Option 2 Screen out with mitigation	N/A	Option 3 Screen in for a full EQIA	N/A
--	-----	---	-----	--	-----

Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

Insert link to completed Equality and Good Relations report:

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?

N/A

Has a Rural Needs Impact Assessment (RNIA) template been completed?

N/A

If no, please give explanation/rationale for why it was not considered necessary:

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

N/A

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

**Appendix 1 EH - Private Tenancies Act (Northern Ireland) 2022
Guidance Sections 1-6**

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

N/A

If Yes, please insert date:

Private Tenancies Act (NI) 2022

1. Tenancy Information Notice

A Tenancy Information Notice is an important document which provides the landlord and tenant with information on their respective rights and responsibilities. The Notice provides tenants with the landlord's (and, if appropriate, agent's) contact information.

The landlord must provide this information to the tenant within 28 days of granting the tenancy and it must be free of charge.

The Tenancy Information Regulations require landlords to provide the tenant with a Notice of Variation if there is any change to the information contained in the original Tenancy Information Notice.

The landlord must provide this within 28 days of any changes made and the Notice must be free of charge.

Any landlord who fails to give the required Tenancy Information Notice or Notice of Variation within the required 28-day period is guilty of an offence. If a landlord continues to fail to provide either of these notices for more than 14 days after conviction, then they are deemed to have committed a further offence.

If the landlord is convicted of an offence, the council will issue a fixed penalty notice, not exceeding £500. If the landlord is convicted by a court the penalty will be a fine not exceeding level 4 on the standard scale (currently £2,500).

2. Receipts

It is now a requirement for a landlord to provide a written receipt for any payment made in cash in relation to a tenancy detailing:

- the payment date;
- what the payment was for; and
- the amount paid, including:
 - if any amounts remain outstanding, and
 - if the payment was made in full.

The receipt must be provided free of charge and be in a written form, so that both the landlord and tenant are able to keep a copy.

A landlord must provide the receipt at the time the payment is made and, where possible, a tenant should only make a cash payment when a written receipt is available.

It is an offence if a landlord or his representative fails to provide a receipt, if the receipt provided does not contain the correct information or if the receipt is not provided as soon as reasonably possible.

If the landlord or his/her representative is convicted of an offence the council will issue a fixed penalty notice, not exceeding £500. If the landlord is convicted by a court the penalty will be a fine not exceeding level 4 on the standard scale (currently £2,500).

Fixed Penalty Notices can be given for both offences:

- failure to provide a receipt containing the correct information, and
- not providing a receipt in a reasonable time.

If after the conviction the landlord's failure to provide a receipt continues for a further 14 days, the landlord is deemed to have committed a further offence.

3. Changes to Tenancy Deposits

Deposit limited to 1 month's rent

A landlord cannot ask for or retain a tenancy deposit that is more than one month's rent.

A tenancy deposit is a payment that a landlord or agent can ask a tenant, or a relevant person (i.e., someone acting on a tenant's behalf) to make. This provides a landlord with security if the tenant causes damage to a property, does not return it in its original condition, does not pay the rent or breaks the terms of a tenancy agreement.

Any landlord or other person who requires a tenancy deposit in excess of 1 month's rent to be paid or retained in connection with a private tenancy (after the commencement date) is guilty of an offence under this Order.

A council can issue a fixed penalty notice or fine for this offence. The amount of the fixed penalty notice will be determined by councils and cannot exceed £500. The fine will not exceed £2500.

If a landlord is convicted of requiring or retaining a deposit in excess of one month's rent, the court may order the excess to be repaid to the person who paid it.

4. Increase in time for requirements relating to tenancy deposits

The time limit for a deposit to be protected in an approved scheme has changed from 14 days to 28 days and landlords have additional time to provide the prescribed information to the tenant as this has changed from 28 days to 35 days.

The landlord must also provide the tenant with the required written information within 35 days of the deposit being paid.

It must include:

- a. details of the amount of the deposit protected in an approved scheme and the full tenancy address;
- b. the landlord or agents' name, address and contact details;
- c. the name and contact details of the scheme protecting the deposit including how the tenant can let the scheme know about a disagreement over the return of the deposit;
- d. the reasons why part of, or all of, the deposit might be withheld at the end of the tenancy; and
- e. what happens when the tenant cannot be contacted at the end of the tenancy.

Landlords living outside Northern Ireland who receive a deposit for a private tenancy in Northern Ireland must still follow the law. They must supply the scheme administrator protecting the deposit with a Northern Ireland contact address.

If the landlord does not protect the deposit within 28 days or if the tenant does not receive the written information within the 35 day time limit they may contact the Environmental Health Officer at their local council then they will be guilty of an offence liable to an existing fixed penalty of three times the actual tenancy deposit. If convicted of this offence, they may be liable for a fine. This fine may not exceed £20,000.

5. Removal of the 6-month time barrier to prosecution of tenancy deposit offence

An offence is committed where a landlord fails to protect a tenancy deposit or give the prescribed information within the required time.

This Private Tenancies Act (Northern Ireland) 2022 makes the failure to protect a tenancy deposit a continuing offence and removes the 6-month time limit on prosecutions. This legislation provides that those offences continue to be committed throughout any period during which the failure to protect a deposit, or supply the required information to the tenant, continues. The result of this is that there will be no time barrier on prosecuting a person who fails to comply with the requirements.



Environmental Services Committee

1st March 2023

Report from:

Head of Service - Environmental Health

Item for Noting

TITLE: **Item 5.2 – Environmental Crime Education and Enforcement Report**

Background and Key Issues:

1. At the February 2023 Environmental Services Committee meeting Members were informed changes to the fixed penalty regime for a number of environmental offences such as illegal dumping, littering, dog fouling, dog control orders, audible intruder alarms and graffiti/ flyposting through the Environmental Offences (Fixed Penalties) (Miscellaneous Provisions) Regulations (Northern Ireland) 2022. The commencement date for these changes was 30 December 2022 with councils only receiving notification on 22 December 2022.
2. In addition, the Council has been informed that they have been given authority under the Waste and Contaminated Land (Amendment) (2011 Act) (Commencement No.3) Order (Northern Ireland) 2022 to enforce Articles 4 and 5 of the Waste and Contaminated Land (Northern Ireland) Order 1997. The commencement date was 2 January 2023 with councils only receiving notification at the end of December 2022.
3. Members requested an update report in relation to the activities of the Enforcement Section within Environmental Health. The purpose of this report is to advise Members of those activities.
4. A detailed report is included in attached document **Appendix 2 EH**.

Recommendation:

It is recommended that Members note the above report.

Finance and Resource Implications:

None.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy? N/A

If no, please provide explanation/rationale

If yes, what was the outcome?:

Option 1 Screen out without mitigation	N/A	Option 2 Screen out with mitigation	N/A	Option 3 Screen in for a full EQIA	N/A
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Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

Insert link to completed Equality and Good Relations report:

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?	N/A	Has a Rural Needs Impact Assessment (RNIA) template been completed?	N/A
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If no, please given explanation/rationale for why it was not considered necessary:

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

N/A

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:**Appendix 2 EH – Environmental Crime Education and Enforcement Report****HAS IT BEEN SUBJECT TO CALL IN TO DATE?**

N/A

If Yes, please insert date:

Environmental Crime - Education and Enforcement Report

Dog Control

Introduction

Currently, 1 Senior Enforcement Officer and 3 Enforcement Officers deliver this service. The service is presently under review. Despite 2 long term absences in 2022-2023, the Officers have undertaken a range of duties detailed below for member's information.

Dog Licensing

Between 1 April 2022 and 31 December 2022, a total of 9776 dog licences were processed by the Environmental Health Service Unit Administration Team. A total of 67 Block Licences were also issued, to owners of more than 3 dogs meeting certain criteria, and all premises seeking a block licence received an inspection by the Enforcement Officers prior to the licence being issued.

SERVICE REQUESTS

Between 1 April 2022 and 31 December 2022 the Enforcement Officers received a total of 779 dog control service requests. Further details are provided below. Service requests were responded to in a timely manner and in compliance with Council Policies and Procedures.

Stray Dogs

Between 1 April 2022 and 31 December 2022, 202 service requests involving stray dogs were responded to by the Enforcement Officers, which included collecting strays from secured locations or by carrying out patrols of areas where reports were received from. Once a stray has been detected, the Enforcement Officer will scan the dog for a microchip to determine ownership and the dog may be returned to its owner in the first instance. If no chip is detected, the dog is transported to kennels where it remains for 5 days pending reclaim.

Dog Attacks

Between 1 April 2022 and 31 December 2022, 87 dog attack incidents were reported to Enforcement Officers. These included attack on another dog, dog attack on livestock, dog attack on person and dog attack on another animal.

All of the attacks were investigated by the Enforcement Officers and informal or formal action taken in line with the Council's Enforcement Policy.

Dog Noise

Between 1 April 2022 and 31 December 2022 Enforcement Officers responded to 222 service requests in relation to alleged dog barking nuisance. All requests have been investigated and 199 are now resolved without formal action. 23 investigations are continuing.

Dog Fouling

Between 1 April 2022 and 31 December 2022 the Dog Control Service received 173 service requests from the public regarding dog fouling. These complaints were addressed by carrying out extra patrols to detect offenders, requesting additional bins and reporting to our Cleansing operatives, erecting temporary twelve week signage and placing stickers on the Council bins alerting the Public that they can bag it and place in any bin.

The Enforcement Officers carried out 397 patrols of hotspot areas, during these daily visits Officers gave out poo bags and offered advice to dog owners.

Enforcement

Between 1 April 2022 and 31 December 2022, 12 Fixed Penalty Notices were issued by Enforcement Officers for dog related offences including failure to have a valid dog licence, dog straying, breach of Control Condition Notices and dog fouling.

Issue of Dog Control Orders

Between 1 April 2022 and 31 December 2022, 15 Dog Control Condition Notices were issued to owners requiring them to keep their dogs on leads, confined or muzzled due to offences under the Dogs (NI) Order 1983.

Prosecutions

Between 1 April 2023 and 31st December 2022 4 prosecutions have been taken for Dog related offences including 1 dog attack on a person, 1 dog attack on another dog and breach of control conditions, 1 dog fouling and 1 no dog licences.

Education initiatives and Community Engagement

The Enforcement Officers continue to engage in education initiatives to tackle sources of complaint and educate the public in responsible dog ownership.

The Dog Control Schools' Education Programme continued during April, May and June 2022. In total, Enforcement Officers attended 9 schools within the Council area to encourage children to practice responsible dog ownership and provided advice on how to stay safe around dogs.

A competition was offered to all children who had attended the programme. They were asked to design a stencil suitable for use at dog fouling hotspots to deter offenders. The winning design was reproduced into a stencil to be used by the Dog Control Service. Photographs were taken at this event by the LCCC and posted on the Council's Social Media platforms. The winner's school also had photographs taken and these were posted on their own Social Media sites.

The stencils have been reproduced and are being used at hotspots to deter dog fouling.

On 7 May 2022 the Dog Control Service attended the Mayor's Fun Day which was held in Wallace Park, Lisburn. Enforcement Officers offered advice to dog owners and members of the Public throughout the day. Officers took this opportunity to promote and offer other services such as Dog Licensing and Microchipping.

In November 2022 the Environmental Health Service Unit launched a new awareness campaign to help tackle the ongoing issue of dog fouling throughout the City. The "Pick It Up" message was distributed across social media platforms and by the use of advertising on local radio, local buses

and bus shelters, billboards and digital boards at Chapel Hill. The Campaign, "Pick It Up" is a DEA project which will continue until the end of March 2023.

Our Enforcement Officers have taken part in the recent Beesafe initiative educating Primary 7 children in responsible dog ownership and the importance of safety around dogs. They spoke to over 1140 children from 24 schools in the Lisburn & Castlereagh Council area.

Our 'Paint means Poo' initiative run in association with local community groups is being held again in the spring of 2023. We are currently liaising with community groups in hot spot areas for their support.

The Senior Enforcement Officer continues to attend community group meetings and provides advice and relevant information, particularly in relation to dog fouling, for the communities' social media pages and magazines.

Dog Attacks

Type	Number	Outcomes	Notes
Dog Attack on another Dog	51	6 Control Condition Notices 1 prosecution 45 warning letters	CCN's include To be kept on lead To be kept muzzled To be kept securely confined
Dog attack on livestock	2	1 Control Condition Notices 1 Warning letter	
Dog attack on a person	34	6 control condition notices 1 prosecution 27 warning letters	

Litter & Illegal Dumping

Introduction

Currently, 1 Senior Enforcement Officer and 2 Enforcement Officers deliver this service. The service is presently under review. As above there have been reallocation of officers due to long term absences in 2022-2023.

Service Requests

Between 1 April 2022 and 31 December 2022 the Enforcement Officers dealt with 704 Environmental Crime service requests which included 106 littering requests, 479 dumping requests, 84 abandoned vehicles requests and 35 graffiti/flyposting requests.

Response/Patrols

As part of an ongoing patrolling regime, in order to identify littering offences and discourage fly-tipping, Enforcement Officers carry out patrols to identify patterns of littering and littering/dumping

hotspots. When a littering/dumping hotspot has been identified officers erected “No Dumping” signage to deter offenders.

Littering

Between 1 April 2022 and 31 December 2022 Enforcement Officers received 106 service requests relating to littering incidents. In order to address these requests Officers carried out patrols at different times and different days in order to detect offenders. Litter surveys were also carried out by Officers and were needed requests sent to the councils cleaning section asking for the area to be cleansed or additional resources such as bins etc. to be put in situ.

Dumping

Between 1 April 2022 and 31 December 2022 Enforcement Officers received a total of 479 service requests relating to dumping incidents. In order to address these requests Officers carried out site visits in order to recover evidence from the dumping to help identify the offender. When an offender was identified a Fixed Penalty Notice was issued or Legal Proceedings were instigated. Patrols at different times and different days in order to detect offenders. Officers then contacted the Councils cleansing section in order to have the dumping removed. Where dumping continues to be an issue CCTV cameras are erected in affected areas to detect offenders. This initiative has helped to reduce fly-tipping in hotspot areas and been a very productive tool in the fight to stamp out fly-tipping.

Enforcement

Between 1 April 2022 and 31 December 2022, 11 Fixed penalties were issued for littering and a further 42 Fixed penalties were issued for dumping offences.

Prosecutions

Between 1 April 2023 and 31st December 2022 1 prosecution was taken to court for a littering offence and 3 prosecutions were taken for dumping.

Education Initiatives and Community Engagement

In partnership with Keep Northern Ireland Beautiful we encourage communities and individuals to take a pride in their area by signing up to the “Adopt A Spot” campaign and project. Adopt A Spot is a project that enables individuals and community groups to adopt an area and look after it. By signing up to the project Clean-Up Kits are made available to help groups keep their local area clean and tidy. Community groups can receive a maximum of 5 litter pickers, 5 hi visibility vests, 5 pairs of gloves, bin bags, and a First Aid Kit. These clean-ups are then recorded and groups pledge to carry out 4 clean-ups a year for a minimum of 2 years. In addition groups can also apply for funding for up to £3000, through the “Small Grants Scheme”, which can provide financial support to the group who want to improve the quality of their local area by reducing littering through community action.

Education through Media Campaign

In partnership with Keep Northern Ireland Beautiful we engage annually in a public awareness campaigns to tackle the issue of littering in the City area. In order to reach the entire demographic of residents who live in the Lisburn Castlereagh City area, anti-littering media campaigns went live at the end of August 2022. These anti-littering education drives were in the form of TV, radio, social media and outdoor billboard campaigns helping to raise the awareness and drive the

behaviour change in the communities. The campaigns were live for about 3 weeks from 22 August 2022 to 11 September 2022 and run annually.

The Senior Enforcement Officer continues to attend community group meetings to provide advice, support and relevant funding information to groups who want to improve the quality of their local area by reducing littering and dumping through community action. A community engagement is currently ongoing to assist a local group who are wanting to create a "Mens Shed".



**Lisburn &
Castlereagh
City Council**

Environmental Services Committee

1st March 2023

Report from:

Head of Service - Environmental Health

Item for Decision

TITLE:

Item 5.3 – Changes to Fixed Penalties for illegal dumping, littering, dog fouling and other environmental crime as set out in The Environmental Offences (Fixed Penalties) (Miscellaneous Provisions) Regulations (Northern Ireland) 2022

Background and Key Issues:

1. At the February 2023 Environmental Services Committee meeting Members were informed of changes to the fixed penalty regime for a number of environmental offences such as illegal dumping, littering, dog fouling, dog control orders, audible intruder alarms and graffiti/ flyposting through the Environmental Offences (Fixed Penalties) (Miscellaneous Provisions) Regulations (Northern Ireland) 2022. The commencement date for these changes was 30 December 2022 with Councils only receiving notification on 22 December 2022.
2. In addition the Council has been informed that they have been given authority under the Waste and Contaminated Land (Amendment) (2011 Act) (Commencement No.3) Order (Northern Ireland) 2022 to enforce Articles 4 and 5 of the Waste and Contaminated Land (Northern Ireland) Order 1997 The commencement date was 2 January 2023 with councils only receiving notification at the end of December 2022.
3. Members requested that a report would be tabled to the March 2023 Environmental Services Committee on proposed tariffs associated with fixed penalty notices.

- 4. In coming to a conclusion in relation to the recommended cost of fixed penalty fees, Officers have considered a number of factors as detailed in **Appendix 3A EH**.
- 5. The proposed charges are detailed in attached document **Appendix 3B EH**.
- 6. In order to assist Members and enforcement officers in their interpretation of all litter and illegal dumping enforcement, we will bring a draft policy/procedure to this Committee along with Waste & Contaminated Land 2022 Fixed Penalty recommendation at a later date

Recommendation:

It is recommended that Members approve the Fixed Penalty fees to be adopted as detailed in **Appendix 3B EH**.

Finance and Resource Implications:

New enforcement responsibility with no financial resource from DAERA.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy? N/A

If no, please provide explanation/rationale

If yes, what was the outcome?:

Option 1 Screen out without mitigation	N/A	Option 2 Screen out with mitigation	N/A	Option 3 Screen in for a full EQIA	N/A
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Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

Insert link to completed Equality and Good Relations report:

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?

N/A

Has a Rural Needs Impact Assessment (RNIA) template been completed?

N/A

If no, please give explanation/rationale for why it was not considered necessary:

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

N/A

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

Appendix 3A EH – Considerations in relation to proposed Fixed Penalty increases
Appendix 3B EH – Comparison table – proposed Fixed Penalty Fees

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

N/A

If Yes, please insert date:

Appendix 3A EH

Considerations in relation to proposed Fixed Penalty increases

In relation to fixed penalty (FP) fines for this environmental crime, Environmental Health would recommend that Members approve a fixed penalty at the lower end of the range set down in legislation resulting in a slight uplift from previous level of £80 up to £100. In coming to this conclusion, we have considered the following points:

- The offender's ability to pay the fixed penalty amount. The fixed penalty is already a substantial amount for members of the public and most dog owners to find particularly in the current economic climate.
- The fixed penalty should be set at a level where payment to the Council would be highly likely. A higher FP would in all likelihood encourage offenders to "take their chance in Court" and this would ultimately result in higher Court costs incurred by Council.
- Levels of fines in Court are generally slightly more than the fixed penalty level and costs are partially recovered. Fixed Penalty payments come to Council and court fines go to the court service.
- At the current level of fine within the last 3 years 98% of the 56 dog fouling fixed penalties have been paid.
- The Waste and Contaminated Land (Amendment) (2011 Act) (Commencement No.3) Order (Northern Ireland) 2022 (W&CL 2022) permits a fixed penalty of up to £400 for illegal dumping. Following regional consultation, it is intended to bring a further report to members recommending a considerably higher fixed penalty amount for these offences up to the maximum of £400.
- Within the last 3 years there have been 219 fixed penalties were issued for Litter and Illegal dumping and all were at £80. Under the W&CL 2022 80% of these would now be classified as an illegal dumping offence rather than litter and will therefore incur the higher fixed penalty.
- In order to assist Enforcement Officers and Members in their interpretation of all litter and illegal dumping enforcement, we will bring a draft policy/procedure to this Committee along with W&CL 2022 FP recommendation at a later date.

Appendix 3B EH

Proposed Fixed Penalty Fees

Enactment	Previous Legislative 2012 FPN	Present LCCC FPN	New enactment FPN limits	Proposed Fixed Penalty amount
Litter & Illegal Dumping				
paragraph 7(4)(a) of Schedule 1A to, the Litter Order; Free Distribution of Printed Matter On Designated Land No land has been designated in LCCC	not less than £50 and not more than £80.	Presently £75	not less than £50 and not more than £80	£80
sections 27(1) and 53(2) of the 2011 Clean Neighbourhoods & Environment Act (CNEA), Penalty notices for graffiti and fly-posting	not less than £50 and not more than £80.	Presently £75	not less than £50 and not more than £80	£80
Article 6(6A)(a) of the Litter Order; Offence of leaving litter	not less than £50 and not more than £80.	£80 (£50 if paid within 14 days)	not less than £50 and not more than £200*	£100 (£70 if paid within 10 days)
Article 14A(4)(a) of the Litter Order; Failure to comply with litter clearing notice (12C) & Street Litter (14)	not less than £75 and not more than £110.	Presently £100	not less than £75 and not more than £110	£110
Dog Control				
section 44(1)(a) of the CNEA 2011 insofar as it relates to an offence under a Dog Control Order set out in Schedule 1 to the 2012 Regulations, Dog Fouling	not less than £50 and not more than £80.	£80 (£50 if paid within 10 days)	not less than £50 and not more than £200*	£100 (£70 if paid within 10 days)

*This fixed penalty must be same for both offences.



Environmental Services Committee

1st March 2023

Report from:

Head of Waste & Operational Services

Item for Decision

TITLE: Item 6.1 Scheduled replacement of four 26 tonne Refuse Collection Vehicles

Background and Key Issues:

This item relates to the scheduled replacement of four 26 tonne Refuse Collection Vehicles (RCV), which are now 15 years old and have each covered over 144,000 kilometres, in order to maintain the Council's refuse collection fleet to a standard capable of ensuring efficient and effective service delivery to the ratepayers and businesses of the Council. These are not additional vehicles to the fleet as the old RCV's will be disposed of immediately the replacement vehicles are operational.

The identified optimum replacement interval for this type of vehicle and industry recommendation is seven years as referenced in the Fleet Management Policy and Procedure. The current vehicles suffer from many age related reliability issues with severe deterioration of major components limiting their effectiveness in terms of delivering a critical service.

The Council is responsible under the Waste and Contaminated Land (Northern Ireland) Order 1997 for the delivery of a Waste Collection Service throughout the Lisburn and Castlereagh City Council area. The Refuse Collection Service is one of the primary statutory services provided by the Council, and as such is delivered to every household within the Lisburn and Castlereagh City Council area on a weekly basis. These are vital assets of the Council and provide an essential service that every ratepayer in the area can avail of. It is essential to provide and maintain a Refuse Collection Vehicle fleet in order to ensure the service continues to operate efficiently and effectively on a daily basis, meeting its statutory requirements, and delivered a value for money service.

The demands on the kerbside waste collection service has increased due to many new properties in the Council area, this is the fastest growing Council in Northern Ireland. Therefore, through the ongoing optimisation of collection services, the RCV fleet will have increased numbers of properties to service and any downtime due to breakdowns or equipment failure will impact efficiency and potentially result in service failure. The specification for the four replacement vehicles will include the fitment of on board weighing equipment which will allow for the maximum collected payload to be achieved whilst avoiding overloading which is an absolute offence under the O Licencing legislation.

Under the O Licensing legislation, all vehicles over twelve years old are required to receive mandatory safety inspections every six weeks. This creates additional pressure on the garage services section and due to the increased level of wear and tear on major parts, this impacts the annual maintenance budget as it is a legal requirement to ensure all vehicles are in a roadworthy condition.

The replacement RCV's will provide cost savings against both the repair/maintenance and tyre elements, they will also have an alternative axle configuration resulting in two less wheels per vehicle. The RCV's will carry a two year warranty so there should be minimal repair costs in the first two years of life. They will also be more fuel efficient and produce less emissions, estimated at up to 20% less than the fifteen year old vehicles.

Note: Due to the impact of Covid over the past three years, it is four years since the last replacement RCV's were procured, therefore, there is an urgent need to catch up the planned replacement schedule as 29 of the 39 RCV's in the fleet are beyond the recommended lifespan.

Recommendation:

It is recommended that Members approve the procurement of four replacement RCV's and the disposal of four existing RCV's once the replacements are operational.

Finance and Resource Implications:

Financial provision has been made for the replacement of these RCV's within the rolling fleet capital replacement programme for the year 2022/23. The procurement value of these RCV's is approximately 4nr at £220,000 each = £880,000.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy?

No

If no, please provide explanation/rationale

However, the procurement of all fleet is covered in the Fleet Management Policy and Procedure document for which a section 75 Equality Impact Assessment and a Rural needs Impact Assessment has been completed. This has been reviewed and signed off by both the Equality Officer and the Head of Service for WMO.

If yes, what was the outcome?:

Option 1 Screen out without mitigation	<input type="checkbox"/> Yes	Option 2 Screen out with mitigation	<input type="checkbox"/> N/A	Option 3 Screen in for a full EQIA	<input type="checkbox"/> N/A
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Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

N/A

Insert link to completed Equality and Good Relations report:

N/A

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?	<input type="checkbox"/> Yes	Has a Rural Needs Impact Assessment (RNIA) template been completed?	<input type="checkbox"/> Yes
--	------------------------------	---	------------------------------

If no, please given explanation/rationale for why it was not considered necessary:

Not relevant as this is the scheduled replacement of existing refuse collection vehicles only.

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

Assessed within the Fleet Strategy RNIA

SUBJECT TO PLANNING APPROVAL: No

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

HAS IT BEEN SUBJECT TO CALL IN TO DATE? No

If Yes, please insert date:



Environmental Services Committee

Confidential

1st March 2023

Confidential Report from:

Director of Environmental Services

Local Government Act (Northern Ireland) 2014

Schedule 6 - Access to Information: Exemption Information

(select from the list below reason why report is confidential and delete as appropriate)

- Information relating to the financial or business affairs of any particular person (including the Council holding that information).

When will the report become unrestricted:

Specify when
report will
become available

Post Contract
Award

Redacted
report
available

Never

Item for Noting

TITLE: Item 7.1 T22/23-004 Supply and Delivery of PPE for the Depot

Background and Key Issues:

- This report for Members noting, is the outcome of the Personal Protective Equipment Tender. T22/23-004 Supply and Delivery of PPE for the Depot. The contract is for the Supply and Delivery of Personal Protective Equipment to LCCC, Central Services Depot, Altona Road, Lisburn, through Tenders NI Open Competition.

Members are asked to note the award of the Tender to Safety Solutions (NI) Limited on the 08/08/2022. The Tender is awarded for 1 year with the option to extend for a further two years. It was an oversight that the noting of the award was not presented earlier to Members.

2. Council/Departmental objectives/need being addressed:
 Legal obligation to provide PPE to employees;
 Corporate image;
 Hi-visibility when working on roads. Comply with roadworks legislation.

Objectives of the project:
 To comply with Health and Safety at Work Legislation;
 To comply with relevant road legislation.

Extract from LCCC Personal Protective Equipment ChaSP N0 10.

2.0 LEGISLATION

The primary legislation applicable to the use of Personal Protective Equipment (PPE)
 Includes:

- The Health and Safety at Work Order (NI) 1978.
- The Management of Health and Safety at Work Regulations (NI) 2000.
- The Personal Protective Equipment at Work Regulations (NI) 1993.
- The Personal Protective Equipment at Work Regulations (NI) 1993 is the primary piece of legislation.

4.0 DUTIES OF EMPLOYERS:

Employer's (line managers) duties concerning PPE are quite comprehensive. In summary they must:

- Provide any personal protective equipment needed for the job, free of charge, to any Employees who may be exposed to significant risks to their safety, where such risks have Not been adequately controlled by other equally or more effective means.

3. Seven submissions were received, Tenders were evaluated at and the successful tender was found to be the Most Economically Advantageous Tenders (MEAT). Submissions were received from:

Total Value of Tender per year

Safety Solutions (NI) Ltd Unit 4 Lissue Industrial Estate East, 9 Lissue Walk, Lisburn	£152,700.05
AMP Procurement Ltd 291 Springhill Parkway, Glasgow G69 6GA	£163,402.25

PJD Safety Supplies Ltd, 6 Goland Road, Ballygawley BT70 2NQ	£183,793.95
Healthy Bean Ltd, 501 Cochrane Lodge, 5 West Parkside, London SE10 0ZD	£196,629.30
Carnroe Supplies Ltd 110 Agivey Road, Kilrea, Coleraine BT51 5UZ	£228,272.10
Pro-Tec Workwear Ltd, Unit 6, 25 Ballymena Road, Balymoney Co. Antrim BT53 7EX	£195,114.10
Arco Ltd 7 Trench Rd, Mallusk, Newtownabbey BT36 4TY	Failed

Recommendation:

It is recommended that Members note the award of the tender for the Supply and Delivery of Personal Protective Equipment to Safety Solutions Limited.

Finance and Resource Implications:

The cost of this contract is provided within the 2023 to 2024 revenue estimates. Annual Cleansing and garage PPE budget £80,000. The actual PPE use per annum in Operational Services is estimated at £80,000 per year.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy?

Yes

If no, please provide explanation/rationale

If yes, what was the outcome?

Option 1
Screen out
without mitigation

Yes

Option 2
Screen out with
mitigation

No

Option 3
Screen in for
a full EQIA

No

Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

We have concluded that the proposed purchase of this technical equipment will have no direct impacts on equality or good relations so a more detailed assessment is not necessary. All steps are already in place to ensure equality of opportunity in the procurement process.

Insert link to completed Equality and Good Relations report:

N/A

2. Rural Needs Impact Assessment:

Has consideration been
given to Rural Needs?

No

Has a Rural Needs Impact
Assessment (RNIA) template been
completed?

No

If no, please given explanation/rationale for why it was not considered necessary:

N/A

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

N/A

SUBJECT TO PLANNING APPROVAL:

No

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

If Yes, please insert date:



Environmental Services Committee

Confidential

1st March 2023

Confidential Report from:

Director of Environmental Services

Local Government Act (Northern Ireland) 2014

Schedule 6 - Access to Information: Exemption Information

(select from the list below reason why report is confidential and delete as appropriate)

- Information relating to the financial or business affairs of any particular person (including the Council holding that information).

When will the report become unrestricted:

Specify when
report will
become available

Post contract
award

Redacted
report
available

Never

Item for Noting

TITLE: Item 7.2 F22/23-010 Supply and Delivery of Plastic Refuse Sacks (Black Bags)

Background and Key Issues:

- This report for Members' noting, is the outcome of the Plastic Refuse Sacks (Black Bags) Tender, F22/23-010 Supply and Delivery of Plastic Refuse Sacks (Black Bags). The contract is for the Supply and Delivery of Plastic Refuse Sacks (Black Bags) to LCCC, Central Services Depot, Altona Road, Lisburn, through an ESPO Framework.

Members are asked to note the award of the Tender to Paramount Packaging (UK) Limited from January 2023 to December 2023 with the option to extend for a further two years.

- Council/Departmental objectives/need being addressed:
To comply with the Litter (Northern Ireland) Order 1994.

Objectives of the project:

To provide plastic sacks to the required standard of size, thickness and recyclable material for use in the Council's post mounted and ground mounted litter bins and for use in Street Cleansing litter picking operations.

3. Two submissions were received. Tenders were evaluated and the successful tender was awarded on a Value For Money basis (VFM). Submissions were received from:

Paramount Packaging (UK) Limited
3 Dorchester Drive
Birmingham
B17 0SW
Total Value of Tender per Year - £11,238

The Compost Bag Company
Comet road, Moss Side Industrial Est
Leyland
PR26 7PF
Total Value of Tender per Year - £14,330

4. Total value of the tender for one year will therefore be £11, 238.

Recommendation:

It is recommended that Members note the award of the tender for the Supply and Delivery of Plastic Refuse Sacks (Black Bags) to Paramount Packaging (UK) Limited.

Finance and Resource Implications:

The cost of this contract is provided within the 2023 – 2024 revenue estimates.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy?

Yes

If no, please provide explanation/rationale

We have concluded that the proposed purchase of these supplies will have no direct impact on equality or good relations so a more detailed assessment is not necessary. All steps are already in place to ensure equality of opportunity in the procurement process.

If yes, what was the outcome?

Option 1
Screen out
without mitigation

Yes

Option 2
Screen out with
mitigation

No

Option 3
Screen in for
a full EQIA

No

Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

Insert link to completed Equality and Good Relations report:

2. Rural Needs Impact Assessment:

Has consideration been
given to Rural Needs?

No

Has a Rural Needs Impact
Assessment (RNIA) template been
completed?

No

If no, please give explanation/rationale for why it was not considered necessary:

N/A

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

No

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

None.

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

No

If Yes, please insert date: