

QUESTION BY COUNCILLOR



Question submitted by: Councillor Mark Coker

To Cabinet Member: Councillor Bill Wakeham, Cabinet Member for Environment and Street Scene

Question:

How many prosecutions for fly tipping have been made against individuals in 2020, 2021 and 2022?

Response:

Fly tipping is enforced in a number of different ways, ranging from issuing a legal caution, a fixed penalty notice (FPN) for the unauthorised deposit of waste or prosecution. Prosecution is more appropriate where there are serious offences, or when a person has chosen not to pay an FPN.

Fly tipping can be anything from a single black bag to a large deposit of waste. In Plymouth, most of the issues observed are from 'rear lane' type incidents rather than large-scale commercial fly tipping.

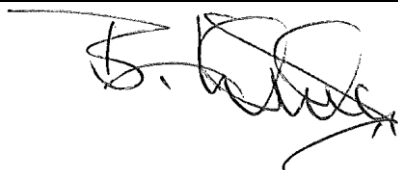
Legislation enables several different types of FPN to be used to tackle waste, and the two most closely associated with rear lane type incidents are for littering and the unauthorised deposit of waste (often referred to as fly tipping). A third type is also used for duty of care offences, either where a householder or a business does not look after their waste appropriately.

Numbers of FPN's issued by Plymouth City Council are published on the webpages, [Number of Fixed Penalty Notices \(FPN\) issued | PLYMOUTH.GOV.UK](#)

The recipient of an FPN can choose to pay an FPN, in lieu of prosecution, and FPN's are intended to deal with low-level environmental offences.

In relation to prosecutions, the data below includes rear lane incidents for littering and the unauthorised deposit of waste but both types are linked to what we typically call fly tipping. These figures do not include cigarette butt incidents.

Prosecutions for type of offence	2020	2021	2022 to 31/10/22
Littering of waste	3	13	12
Fly tipping	5	9	8
Totals	8	22	20 to 31/10/22

Signed:

Dated: 8th November 2022