

OVERVIEW AND SCRUTINY COMMITTEE

23 JANUARY 2024

Environmental and Waste Crime Enforcement Review Covering Report

Timetable	
<i>Meeting</i>	<i>Date</i>
Overview and Scrutiny Committee	23 January 2024
Cabinet	7 February 2024

Will this be a Key Decision?	No
Urgency	Not Applicable
Final Decision-Maker	Overview and Scrutiny Committee. Any agreed actions arising from the review will be presented to the relevant Decision Maker in March 2024
Lead Director	Angela Woodhouse, Director of Strategy, Insight & Governance
Lead Officer and Report Author	Oliviya Parfitt, Principal Democratic Services Officer
Classification	Public
Wards affected	All

Executive Summary

A report supplemented by the draft Committee report to conclude the 'Environmental and Waste Crime Enforcement' review. Once agreed, the report will be presented to the relevant decision makers from March 2024.

Purpose of Report

Decision

This report makes the following recommendation to the Committee

1. That the Committee consider the report attached at Appendix 1, make amendments as required and agree the report for submission to the relevant decision maker.

Environmental and Waste Crime Enforcement Review Covering Report

1. CROSS-CUTTING ISSUES AND IMPLICATIONS

Issue	Implications	Sign-off
<p>Impact on Corporate Priorities</p>	<p>The four Strategic Plan objectives are:</p> <ul style="list-style-type: none"> • Embracing Growth and Enabling Infrastructure • Safe, Clean and Green • Homes and Communities • A Thriving Place <p>We do not expect the recommendations will by themselves materially affect achievement of corporate priorities at this stage.</p> <p>Any actions agreed by the Committee as part of their review will be considered by the relevant Officers and Decision makers. This will take place via the presentation of the Committee’s formal report and Overview and Scrutiny Recommendation Action and Implementation Plan (SCRAIP).</p>	<p>Director of Strategy, Insight & Governance</p>
<p>Cross Cutting Objectives</p>	<p>The four cross-cutting objectives are:</p> <ul style="list-style-type: none"> • Heritage is Respected • Health Inequalities are Addressed and Reduced • Deprivation and Social Mobility is Improved • Biodiversity and Environmental Sustainability is respected <p>Any actions agreed by the Committee as part of their review will be considered by the relevant Officers and Decision makers. This will take place via the presentation of the Committee’s formal report and Overview and Scrutiny Recommendation Action and Implementation Plan (SCRAIP).</p>	<p>Director of Strategy, Insight & Governance</p>

Risk Management	See Section 5 of the report.	Director of Strategy, Insight & Governance
Financial	Any recommendations agreed by the Committee as part of their review will be considered by the relevant Officers and Decision makers. This will include a consideration of the budgetary implications and will take place via the presentation of the Committee's formal report and Overview and Scrutiny Recommendation Action and Implementation Plan (SCRAIP).	Head of Finance
Staffing	We will deliver the recommendations with our current staffing.	Director of Strategy, Insight & Governance
Legal	In accordance with Part 1A of the Local Government Act 2000 (as amended by the Localism Act 2011) the Council is operating under Executive Arrangements. These arrangements must include provision for the appointment of one or more Overview and Scrutiny Committee to review and scrutinise the Executive Decisions made, or other actions taken relating to the exercise of Executive functions. – LGA 2000, Section 9F. Any actions agreed by the Committee as part of their review will be considered by the relevant Officers and Decision makers. This will take place via the presentation of the Committee's formal report and Overview and Scrutiny Recommendation Action and Implementation Plan (SCRAIP).	Principal Democratic Services Officer
Information Governance	The recommendations of this report do not impact personal information (as defined in UK GDPR and Data Protection Act 2018) the Council processes.	Senior Information Governance Officer
Equalities	The recommendations do not propose a change in service therefore will not require an equalities impact assessment.	Equalities & Communities Officer
Public Health	Any actions agreed by the Committee as part of their review will be considered by the relevant Officers and Decision makers. This will take place via the presentation of the	Principal Democratic Services Officer

	Committee’s formal report and Overview and Scrutiny Recommendation Action and Implementation Plan (SCRAIP).	
Crime and Disorder	<p>The report’s recommendations will not impact Crime & Disorder.</p> <p>Any actions agreed by the Committee as part of their review will be considered by the relevant Officers and Decision makers. This will take place via the presentation of the Committee’s formal report and Overview and Scrutiny Recommendation Action and Implementation Plan (SCRAIP).</p>	Director of Strategy, Insight & Governance
Procurement	No impacts identified.	Director of Strategy, Insight & Governance
Biodiversity and Climate Change	<p>No impacts identified at this stage.</p> <p>Any actions agreed by the Committee as part of their review will be considered by the relevant Officers and Decision makers. This will take place via the presentation of the Committee’s formal report and Overview and Scrutiny Recommendation Action and Implementation Plan (SCRAIP).</p>	Principal Democratic Services Officer

2. INTRODUCTION AND BACKGROUND

- 2.1 A review into ‘Environmental and Waste Crime Enforcement’ has been held by this Committee between October to December 2023. These meetings were attended by the Cabinet Member for Environmental Services and the relevant Officers. The agenda papers and minutes for those meetings accessible through section 9 of this report.
- 2.2 A list of possible actions suggested by the Committee during the review was presented to the Committee in December 2023, for the Committee to consider as part of formulating its recommendations. All of the actions were agreed with some amendments.
- 2.3 The Committee is asked to consider and approve the report for submission to the relevant decision-makers, making changes where it feels these are necessary.
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3. AVAILABLE OPTIONS

- 3.1 Option 1 – Amend and/or Approve the (draft) Committee report as contained within appendix 1 to the report.
 - 3.2 Option 2 – Do not amend and/or approve the (draft) Committee report as contained within appendix 1 to the report. This is not recommended, as this will prevent the Democratic Services Officer from formally submitting the Committee’s report (and recommendations) of the review to the relevant decision-makers. This will prevent the consideration of the Committee’s recommendations and prevent any subsequent actions from being taken.
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4. PREFERRED OPTION AND REASONS FOR RECOMMENDATIONS

- 4.1 Option 1 as outlined in point 3.1 of the report.
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5. RISK

- 5.1 The risks associated with this proposal, including the risks if the Council does not act as recommended, have been considered in line with the Council’s Risk Management Framework. We are satisfied that the risks associated are within the Council’s risk appetite and will be managed as per the Policy.

6. CONSULTATION RESULTS AND PREVIOUS COMMITTEE FEEDBACK

Committee Meeting	Action
June 2023	The Committee agreed to undertake a review into Environmental and Waste Crime Enforcement
October 2023	The Committee received written and verbal evidence from the Cabinet Member for Environmental Services and relevant officers.
November 2023	As Above.
December 2023	The Committee reviewed the suggestions made during the review, and agreed its recommendations from the review.

7. NEXT STEPS: COMMUNICATION AND IMPLEMENTATION OF THE DECISION

- 7.1 If agreed, the report will be presented to the relevant decision makers as outlined in point 2.3 of the report.

7.2 Following the report's receipt, the decision maker will be presented with an Overview and Scrutiny Recommendation Action and Implementation Plan (SCRAIP) at a future meeting. This SCRAIP will contain comments from the relevant officers on any considerations and/or impacts arising from each of this Committee's recommendations. This will ensure that the decision-makers are presented with all the relevant, appropriate and applicable information before reaching a decision. This is standard practice and is reflective of good governance.

8. REPORT APPENDICES

- Appendix 1: (draft) Committee Report: Environmental and Waste Crime Review
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9. BACKGROUND PAPERS

Agenda and Minutes for the Overview and Scrutiny Committee Meeting held on 17 October 2023, 21 November 2023 and 19 December 2023: [Your Councillors - Maidstone Borough Council](#)