

Executive Decision Individual Decision Notice



Decision Maker: Cabinet, 31 Jan 24

Classification:
[Unrestricted]

Fixed Penalty Notice Increase for Environmental Crime

Under the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 – notice is required to be given of the intention to take Executive Key Decisions.

Notice is given either through an Individual Decision Notice or through the Forward Plan. Notice must normally be given 28 Days' before the decision can be taken.

Key Decision? Yes	Ward(s) All Wards
Summary of Decision	To inform the Mayor and Cabinet Members of the revised fixed penalty notice (FPN) levels available for environmental crimes, namely fly-tipping, littering, household waste duty of care, graffiti, and fly-posting, which came into force under The Environmental Offences (Fixed Penalties) (England) Regulations 2023 (“the Regulations”) on the 31st July 2023

Community Plan Theme	A clean and green future
Cabinet Member	Cabinet Member for Environment and the Climate Emergency (Councillor Kabir Hussain)
Who will be consulted before decision is made and how will this consultation take place	NA
Has an Equality Impact Assessment been carried out and if so the result of this Assessment?	NA
Contact details for comments or additional information	Simon Baxter (Interim Director Public Realm) simon.baxter@towerhamlets.gov.uk

What supporting documents or other information will be available?	NA
Is there an intention to consider this report in private session and if so why (Paragraph number – see notes section)?	No, Unrestricted

NOTES

Advance notice of Key Decisions

Key decisions are all those decisions which involve major spending, or savings, or which have a significant impact on the local community. The precise definition of a key decision adopted by Tower Hamlets is contained in Section 3 of the [Constitution](#). Key Decisions are taken by the Mayor, by the Mayor in Cabinet or by the cabinet collectively.

Individual notices of new Key Decisions will be published on the website as they are known, whilst a Forward Plan collating these decisions will be published 28 days before each Cabinet meeting. The Forward Plan will be published on the Council's website and will also be available to view at the Town Hall and Libraries, Ideas Centres and One Stop Shops if required. [The Committee pages](#) on the Council website include copies of the Forward Plan, Cabinet and other meeting dates and the publication dates of the Forward Plan.

If, due to reasons of urgency, a Key Decision has to be taken where 28 days' notice have not been given. Notice will be published (including on the website) as early as possible and Urgency Procedures as set out in the Constitution will have to be followed.

The most effective way for the public to make their views known about the issues listed in the Forward Plan is to examine the consultation column of the Forward Plan, and/or contact the report author or Cabinet Lead Member as soon as possible, and no later than 10 working days before the decision is expected to be taken.

Reports, appendices and background papers will be available on the Council's website 5 clear working days before the Cabinet meeting. For all other information or to submit documents in relation to any issue, please contact the relevant officer.

Notice of Intention to Conduct Business in Private


The Council is also required to give at least 28 days' notice if it wishes to consider any of the reports on the agenda of an Executive meeting (such as Cabinet) in private session. The last row of each item below will indicate any proposal to consider that item in private session. Should you wish to make any representations in relation to an item being considered in private please contact Democratic Services on the contact details listed below. Note that this applies to Cabinet but not to Individual Mayoral Decisions outside of Cabinet.

The notice may reference a paragraph of Section 12A of the 1972 Local Government Act. In summary those paragraphs refer to the following types of exempt information (more information is available in the Constitution):

1. Information relating to any individual
2. Information which is likely to reveal the identity of an individual
3. Information relating to the financial or business affairs of any particular person (including the authority handling the information)
4. Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matters arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.
5. Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
6. Information which reveals that the authority proposes:-
 - a) to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or
 - a) to make an order or direction under any enactment.
7. Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

Democratic Services Contact Details:

Contact: Matthew Mannion
 Officer: Democratic Services
 Email: matthew.mannion@towerhamlets.gov.uk
 Telephone: 020 7364 4651

Executive Decision Individual Decision Notice	 TOWER HAMLETS
Decision Maker: FIELD_DMTITLE, FIELD_DUE_DATE	Classification: [Unrestricted or Exempt]
FIELD_TITLE	

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Key Decision? FIELD_KEY	Ward(s) FIELD_WARDS
Summary of Decision	FIELD_SUMMARY

Community Plan Theme	FIELD_PRIORITIES
Cabinet Member	FIELD_LEAD_MEMBER_EXPAND FIELD_MEMBER_EMAIL
Who will be consulted before decision is made and how will this consultation take place	FIELD_CONSULTEES FIELD_CONSULTATION
Has an Equality Impact Assessment been carried out and if so the result of this Assessment?	FIELD_BACKGROUND1
Contact details for comments or additional information	FIELD_OFFICER_NAME FIELD_OFFICER_POSTTELEMAIL
What supporting documents or other information will be available?	FIELD_BACKGROUND2
Is there an intention to consider this report in private session and if so why (Paragraph number – see notes section)?	FIELD_LIKELY_EXEMPTION_CLASS FIELD_LIKELY_EXEMPTION_EXPLAIN FIELD_LIKELY_REASON_RESTRICTED

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12. Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
13. Information which reveals that the authority proposes:-
 - a) to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or
 - b) to make an order or direction under any enactment.
14. Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

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