



ENVIRONMENT AND SUSTAINABILITY SCRUTINY COMMITTEE – 28TH JUNE 2022

**SUBJECT: NOTICE OF MOTION – ADOPT SECTION 99 OF THE
ENVIRONMENTAL PROTECTION ACT 1990**

**REPORT BY: CORPORATE DIRECTOR EDUCATION AND CORPORATE
SERVICES**

1. PURPOSE OF REPORT

- 1.1 The Environment and Sustainability Scrutiny Committee is asked to consider the Notice of Motion as set out in paragraph 5.1 of the report and make an appropriate recommendation to Council. In accordance with Rule 11(3) of the Constitution.

2. SUMMARY

- 2.1 A Notice of Motion has been received from Councillor N. Dix and is supported by Councillors A. Farina-Childs, K. Etheridge, B. Owen and J. Jones
- 2.2 The Notice of Motion meets the criteria set out in the Council's Constitution and in accordance with the Council's Rules of Procedure is now referred to the Environment and Sustainability Scrutiny Committee for consideration, prior to its consideration by Council.

3. RECOMMENDATION

- 3.1 The Environment and Sustainability Scrutiny Committee are asked to consider the Notice of Motion as outlined in paragraph 5.1 and make an appropriate recommendation to Council.

4. REASONS FOR THE RECOMMENDATION

- 4.1 In accordance with the Council's Constitution.

5. THE REPORT

5.1 Notice of Motion

In his Notice of Motion Councillor Dix asks Council to: -

Adopt Section 99 of the Environmental Protection Act 1990, which will give Council greater powers to deal with supermarket trollies being left on our streets, polluting our rivers and green spaces.

The Motion also asks Council to note that the current arrangement is failing, trollies are not being collected, the current system is not monitored, and no one had overall responsibility to ensure that trollies are collected and this needs to be addressed to protect our local environment.

- 5.2 Photographic examples are attached as appendices to this report in support of the notice of motion.
- 5.3 Officer's will verbally update the Environment and Sustainability Scrutiny Committee on their comments in relation to Section 99 of the Environmental Protection Act 1990 at the meeting.

6. ASSUMPTIONS

- 6.1 As a notice of motion is a procedural matter and must be dealt with in accordance with Council's Constitution, no assumptions have been made.

7. SUMMARY OF INTEGRATED IMPACT ASSESSMENT

- 7.1 This report does not require an Integrated Impact Assessment as it relates to a procedural matter under the Councils Constitution.
- 7.2 The procedural rules regarding a Notice of Motion are contained within Council's Constitution as adopted in May 2002. The Council's Constitution sets out the framework for the decision-making roles and responsibilities.
- 7.3 However the outcome of the Notice of Motion and any subsequent reports arising from it may require an Integrated Impact Assessment.

8. FINANCIAL IMPLICATIONS

- 8.1 There are no financial implications associated with this report.

9. PERSONNEL IMPLICATIONS

- 9.1 There are no personnel implications associated with this report.

10. CONSULTATIONS

- 10.1 There has been no consultation undertaken as a notice of motion is a procedural matter and has met the criteria as set out in the Council's Constitution.

11. STATUTORY POWER

- 11.1 Local Government Act 2000

Author: Emma Sullivan (Senior Committee Services Officer)

Appendices:

Appendix 1 Signed copy of Notice of Motion.

Appendix 2 Photograph Examples