

PUBLIC PROTECTION COMMITTEE

Monday, 2nd December, 2013

Present:- Councillor Mark Olszewski – in the Chair

Councillors Allport, Bailey, Hailstones, Mrs Hailstones, Kearon, Matthews, Miss Olszewski, Williams, Mrs Williams and Mrs Winfield

5. **APOLOGIES FOR ABSENCE**

There were no apologies for absence.

6. **MINUTES OF PREVIOUS MEETING**

Resolved: That the minutes of the previous meeting held on 12th November 2013 be agreed as a correct record.

7. **AMENDMENT TO TOWN CENTRE STREET TRADING**

A report was submitted to request changes to the street trading terms and conditions in Newcastle town centre. To include:

- i) Use of the Consent Streets on a Thursday
- ii) Use of the Consent Streets from 8.00am
- iii) More flexible use of the Consent Streets outside of the designated street trading pitches.

Implementation of the final element of the public realm works and market refurbishment project was due to start in January 2014. Due to the scale of the works required, it would not be possible to contain market operations within the current market area and accommodate all of the existing market traders. Accordingly, the Borough Council needed to temporarily re-locate a number of market stalls away from their normal trading position on Newcastle market.

Members expressed some concerns regarding the number of A boards that were already present in the Town Centre and requested that a comprehensive risk assessment be carried out.

Resolved: That the changes be authorised and the published Street Trading Terms and Conditions be amended accordingly.

8. **LOCAL AIR QUALITY REPORT**

A report was submitted to advise the Committee of the findings of a Detailed and Further Assessment Report in respect of exceedances of nitrogen dioxide and as a result of previous findings of poor air quality in areas of the Borough.

Members considered the report and commended the Head of Environmental Health on the work carried out by her and her team.

Resolved:

1. That the report be received in respect of its findings of exceedances of the annual mean nitrogen dioxide objective in the following locations:
 - Newcastle under Lyme Town Centre including the ring road, London Road and King Street, Etruria Road
 - A single residential property adjacent to the M6 at Collingwood Madeley
 - The A527 - High Street Maybank, High Street Wolstanton through to the junction with the A500 at Porthill Bank
 - Kidsgrove Town Centre – A50 Liverpool Road Liverpool Road and Hardingswood Road from the junction with Heathcote Street and Gloucester Road.
2. That the Committee receive a future report concerning the development of Air Quality Management Area's (AQMA) in the geographic exceedance locations, detailing the adopted consultation methodology, the findings of the consultation exercises and recommended orders detailing the boundary of the AQMA in the affected areas for formal declaration of the AQMAs.

9. **ENVIRONMENTAL PROTECTION ACT 1990 PART II & WASTE (ENGLAND AND WALES) REGULATIONS 2011 FAILURE TO FURNISH WASTE TRANSFER NOTES ON REQUEST**

A report was submitted to seek authority from the Committee to instigate prosecution proceedings for the breach of the Waste England and Wales Regulations 2011 in respect of the failure to produce evidence of waste transfer notes on demand to the Waste Collection Authority within 7 days.

Resolved:

1. That subject to Legal Services being satisfied with the evidence to instigate prosecution proceedings against Mr M.P for the offences outlined in this report
2. To receive a further report detailing the outcome of proceedings

10. **CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT 2005 - FIXED PENALTY NOTICES**

A report was submitted to advise the Committee of the action taken in respect of Littering offences within the borough.

Resolved: That the report be received.

11. **CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT 2005 - FIXED PENALTY NOTICES AUTHORITY TO ACT**

A report was submitted to advise the Committee of action taken in respect of littering offences within the borough and to seek authorisation to institute legal proceedings against the Fixed Penalty Notice holders listed in the appendix.

Resolved: That legal proceedings be instituted in the relation to the cases detailed in the appendix.

COUNCILLOR MARK OLSZEWSKI
Chair

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