

Title of Report:	Update on Use of Fixed Penalty Notices for Offences relating to fly tipping of waste, litter and dog fouling
Committee Report Submitted To:	Environmental Services Committee
Date of Meeting:	11th November 2025
For Decision or For Information	For Information
To be discussed in Committee YES/NO	NO

Linkage to Council Strategy (2021-25)	
Strategic Theme	Climate Change and Our Environment
Outcome	Enforcement of statutory duties to deter fly tipping
Lead Officer	Head of Health & Built Environment

Estimated Timescale for Completion	
Date to be Completed	N/A

Budgetary Considerations	
Cost of Proposal	N/A
Included in Current Year Estimates	N/A
Capital/Revenue	N/A
Code	N/A
Staffing Costs	N/A

Legal Considerations	
Input of Legal Services Required	NO
Legal Opinion Obtained	NO

Screening Requirements	Required for new or revised Policies, Plans, Strategies or Service Delivery Proposals.		
Section 75 Screening	Screening Completed:	Yes/No	Date:
	EQIA Required and Completed:	Yes/No	Date:
Rural Needs Assessment (RNA)	Screening Completed	Yes/No	Date:
	RNA Required and Completed:	Yes/No	Date:
Data Protection Impact Assessment (DPIA)	Screening Completed:	Yes/No	Date:
	DPIA Required and Completed:	Yes/No	Date:

1.0 Purpose of Report

- 1.1 The purpose of this report is to update members on numbers of Fixed Penalty Notices served by the Environmental Health Department in relation to detected offences of illegal deposition of waste (fly tipping), litter and dog fouling

2.0 Background

- 2.1 In May 2024, Council adopted powers under The Waste and Contaminated Land (Amendment) (2011 Act) (Commencement No.3) Order (Northern Ireland) 2022) to enforce two fly-tipping offences under Articles 4 and 5 – the unlawful deposit of waste and the householder's duty of care in relation to the transfer of waste.
- 2.2 Under these provisions, Fixed Penalty Notices (FPNs) may be issued as a first option and alternative to prosecution. In accordance with the Department's Enforcement Policy failure to pay an FPN will result in legal proceedings being initiated for the original offence.
- 2.3 Council set the fixed penalty amount for Article 4 offences at £400, reduced to £300 for early payment and Article 5 offences at £300 reduced to £200 for early payment.
- 2.4 Since Council adopted these powers in May 2024 the following Fixed Penalty Notices have been served:
- Article 4 offence of depositing waste – 12 FPNs
 - Article 5 offence of failure to comply with householders duty of care – 8 FPNs
- 2.5 One prosecution for non-payment of a Fixed Penalty Notice relating to the illegal deposit of waste was successfully concluded, with the Court imposing a £300 fine and awarding £90 in costs.
- 2.6 Table below details FPNs for dog fouling and littering offences:

Year	Dog Fouling FPNs served	Litter FPNs served
2024	3	5
2025 (to Oct)	3	12

- 2.7 To keep Members more regularly informed, fixed penalty data will be reported on a quarterly basis.

3.0 Recommendation

It is recommended that Committee note the above.