

## APPENDIX 1 ENVIRONMENTAL HEALTH DISCRETIONARY PRICING SCHEDULE

### 1. Clean Neighbourhoods and Environment Act (Northern Ireland) 2011

This Act enables District Councils to offer offenders of Environmental offences the opportunity to discharge any liability for offences by payment of a fixed penalty. For the majority of offences the Act allows Councils to set the amounts for the fixed penalty. Within a range they also permit Councils to offer a lesser amount if paid within a specified time frame. The Council provides opportunity to pay the lesser amount as this can encourage improved payment rates. All Fixed penalties should be paid within 14 days with a reduced amount (if applicable) payable for up to 10 days.

\* Amount set in legislation

Fixed Penalty Area	Mid and East Antrim Borough Council Fee
<b><u>Vehicles</u></b>	
1. Abandoned Vehicle Article 29 (1) (a) of The Pollution Control and Local Government (Northern Ireland) Order 1978	£200* reduced to £120
2. Nuisance Parking Sections 2 and 3 of Clean Neighbourhoods and Environment Act (Northern Ireland) 2011	£100* reduced to £60
<b><u>Litter</u></b>	
1. Litter Dropping Articles 3 (1) and 4 (1) of Litter (Northern Ireland) Order 1994	£80 reduced to £50
2. Distribution of Free Material (Paragraph 1 of Schedule 1A of Litter (Northern Ireland) Order 1994	£80 reduced to £50

<p><b><u>Litter Clearing/Street Litter Control Notices</u></b></p> <p>Failure to comply Article 12C(2) or 14(8) of Litter (Northern Ireland) Order 1994</p>	<p>£110 reduced to £75</p>
<p><b><u>Graffiti</u></b></p> <p>Graffiti and other defacement Section 26 (10) of Clean Neighbourhoods and Environment Act (Northern Ireland) 2011</p>	<p>£80 reduced to £50</p>
<p><b><u>Dog Control Orders</u></b></p> <p>1. <b>Fouling</b> Schedule 1, paragraph 1 of Dog Control Orders (Prescribed Offences and Penalties etc) Regulations (Northern Ireland) 2012</p> <p>2. <b>On Leads</b> Schedules 2 and 3, paragraph 1 of Dog Control Orders (Prescribed Offences and Penalties etc) Regulations (Northern Ireland) 2012</p> <p>3. <b>Exclusion From Land</b> Schedule 4 paragraph 1 of Dog Control Orders (Prescribed Offences and Penalties, etc) Regulations (Northern Ireland) 2012</p>	<p>£80 reduced to £50</p> <p>£80 reduced to £50</p> <p>£80 reduced to £50</p>
<p><b><u>Alarms</u></b></p> <p>Audible Intruder Alarms (Section 50 (4)) of Clean Neighbourhoods and Environment Act (Northern Ireland) 2011</p>	<p>£80 reduced to £50</p>

## 2. Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1985 as amended

A Council may charge a reasonable fee as it may determine for registration. The businesses that can be registered under this legislation are set out below. Where a business provides more than one of the listed cosmetic procedures and stipulates the procedures at the time of registration then they can expect to make only one payment of £100. Any subsequent applications to register for further procedures will carry a fee of £100.

Registration Type	Mid and East Antrim Borough Council Fee
Cosmetic Piercing Semi-permanent Colouring	£100
Acupuncture	£100
Electrolysis	£100
Tattooing	£100
Ear Piercing	£100

## 3. High Hedges Act (Northern Ireland) 2011

Council has discretion in terms of the level of the fee set up to the prescribed statutory maximum of £360. Fees from those persons whose complaint has been upheld are refunded. Council Officers also carry out an advisory visit before the fee is levied but not before the complainant can provide evidence that they have sought to resolve the matter with the hedge owner as indicated in DOE Guidance. This approach will ensure that complaints which are not about 'high hedges' or which are unlikely to result in enforcement action will not be required to provide a fee.

Application Fee	£360
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#### 4. Private Tenancies (Northern Ireland) Order 2006

This Order permits a District Council to charge a fee to a landlord or tenant in respect of an application to conduct an inspection of a dwelling house, which is let or to be let under a private tenancy, in order to determine whether the dwelling house is fit for human habitation. An initial inspection fee and re-inspection fee are laid out in regulations under the Order at £50 and £100 respectively. Also the Order gives power to Councils to seek payment from persons upon whom a notice of unfitness or a notice of disrepair has been served.

Fee Type	Mid and East Antrim Borough Council Fee
Certificate of Unfitness	Utilise initial fitness inspection fee of £50
Certificate of Disrepair	Utilise re-inspection fee of £100

#### 5. The Landlord Registration Scheme Regulations (NI) 2014

Under the regulations it is an offence for a landlord to let a dwelling house under a private tenancy and not register or to provide false information for registration. Where a person is found guilty of either of these offences they may be issued with a fixed penalty. Legislation provides for the fixed penalty fee to be set at an amount not exceeding 1/5 of the maximum fine payable on summary conviction of the offence. For the above two offences the maximum court fine is £2,500 (Level 4 fine). The maximum fixed penalty for these offences would therefore be £500.

It is also an offence if a registered landlord fails to provide evidence of registration in prescribed circumstances. This offence attracts a lesser fine on summary conviction not exceeding level 2 on the standard scale (£500). The maximum fixed penalty for this offence would, therefore, be £100 (1/5 of the maximum court fine).

Offence	Mid and East Antrim Borough Council Fixed Penalty Amount
<b>Landlord Registration</b> <ul style="list-style-type: none"><li>• Failure to Register</li><li>• Provision of False Information</li><li>• Failure to Provide Evidence of Registration</li></ul>	 £500 £500 £100

## 6. Dogs - Fees and Charges

Service	Mid and East Antrim Borough Council Fee
Kennelling Fee for Stray Dogs	£20 for day or part thereof £10 per day thereafter
<b>Microchipping</b> <ul style="list-style-type: none"> <li>• By Officers</li> <li>• By Kennel</li> </ul>	£10 Consult with operator regarding arrangements at each site

## 7. Street Trading

In May/June 2015 fees were agreed for a number of street trading licences which are available within the Mid and East Antrim Borough Council area.

	Enforcement Fee	Administration Fee	Total
Stationary - Annual	£40	£200	£240
Mobile - Annual	£40	£100	£140
Temporary - One Day*	£50	£50	£100
Variation of Existing Street Trading Licence	–	£45	£45

\*Plus £15 per day thereafter

## 8. Food Hygiene Training

Food Hygiene Level 2 training is provided internally at a cost of £50 per person.

## 9. Miscellaneous

Service	Mid and East Antrim Borough Council Fee
Duplicate copies of letters and other general correspondence	£10*
Duplicate copies of legal notices, permits, certificates and licences	£10*
Duplicate copies of legal notices, permits, certificates and licences obtained from outside agencies	Price on Application
Hazard Analysis Critical Control Points (HACCP) packs for new food business operator (HACCP pack, Safe Catering 5 and Safe Catering 8 booklets)	£6
Replacement HACCP packs	£25
Replacement Safe Catering 5 and Safe Catering 8 booklets	£3 each

\* Charge applies to hard copies only. E-copies will be free of charge.