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THURSDAY, 7 DECEMBER 2023

TO: ALL MEMBERS OF THE PLACE, SUSTAINABILITY & CLIMATE CHANGE SCRUTINY COMMITTEE

I HEREBY SUMMON YOU TO ATTEND A MEETING OF THE **PLACE, SUSTAINABILITY & CLIMATE CHANGE SCRUTINY COMMITTEE** WHICH WILL BE HELD IN THE **CHAMBER, COUNTY HALL, CARMARTHEN. SA31 1JP AND REMOTELY AT 10.00 AM ON THURSDAY, 14TH DECEMBER, 2023** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA

Wendy Walters

CHIEF EXECUTIVE

Democratic Officer:	Janine Owen
Telephone (direct line):	01267 224030
E-Mail:	janineowen@carmarthenshire.gov.uk

This is a multi-location meeting. Committee members can attend in person at the venue detailed above or remotely via the Zoom link which is provided separately.

**The meeting can be viewed on the Authority's website via the following link:-
<https://carmarthenshire.public-i.tv/core/portal/home>**

Wendy Walters
Prif Weithredwr, *Chief Executive*,
Neuadd y Sir, Caerfyrddin. SA31 1JP
County Hall, Carmarthen. SA31 1JP

**PLACE, SUSTAINABILITY & CLIMATE CHANGE
SCRUTINY COMMITTEE**

13 MEMBERS

PLAID CYMRU GROUP -6 Members

Cllr. Karen Davies (Vice-Chair)
Cllr. Arwel Davies
Cllr. Colin Evans
Cllr. Neil Lewis
Cllr. Dorian Phillips
Cllr. Gareth Thomas

LABOUR GROUP - 4 Members

Cllr. Peter Cooper
Cllr. Shelly Godfrey-Coles
Cllr. Tina Higgins
Cllr. Kevin Madge (Chair)

INDEPENDENT GROUP -2 Members

Cllr. Sue Allen

UNAFFILIATED – 1 Member

Cllr. John James

A G E N D A

- 1. APOLOGIES FOR ABSENCE**
- 2. DECLARATIONS OF PERSONAL INTEREST INCLUDING ANY PARTY WHIPS ISSUED IN RELATION TO ANY AGENDA ITEM.**
- 3. PUBLIC QUESTIONS (NONE RECEIVED)**
- 4. PLANNING ENFORCEMENT** 5 - 30
- 5. DRAFT PLANNING AND SCOPING DOCUMENT-
Review of the Dog Breeding Licensing Function of the
Consumer and Business Affairs Animal Health Team** 31 - 38
- 6. EXPLANATION FOR NON-SUBMISSION OF SCRUTINY REPORT** 39 - 44
- 7. FORTHCOMING ITEMS** 45 - 56
- 8. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE
MEETING OF THE COMMITTEE HELD ON THE
23 NOVEMBER 2023** 57 - 64

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PLACE, SUSTAINABILITY AND CLIMATE CHANGE SCRUTINY COMMITTEE

14TH DECEMBER 2023

PLANNING ENFORCEMENT		
<p>Purpose: To provide an overview and progress report on Carmarthenshire County Council's approach to Planning Enforcement.</p>		
<p>THE SCRUTINY COMMITTEE IS ASKED TO:-</p> <p>Review and assess the information contained in Report and provide any recommendations, comments, or advice to the Cabinet Member and / or Director on the Local Planning Authority's approach to planning enforcement.</p>		
<p>Reason(s) Scrutiny Committee has requested an item on the Local Planning Authority's approach to Planning Enforcement to formulate views for submission to the Cabinet / Council for consideration.</p>		
<p>CABINET MEMBER PORTFOLIO HOLDER; Cllr Ann Davies Cabinet Member for Rural Affairs and Planning Policy.</p>		
<p>Directorate Name of Head of Service: R. Griffiths</p> <p>Report Author: Hugh Towns</p>	<p>Designations: Head of Service, Place and Sustainability, Place and Infrastructure</p> <p>Senior Development & Enforcement Manager, Place and Sustainability, Place and Infrastructure.</p>	<p>E Mail Addresses: rdgriffiths@carmarthenshire.gov.uk</p> <p>ahtowns@carmarthenshire.gov.uk</p>

EXECUTIVE SUMMARY

PLACE, SUSTAINABILITY AND CLIMATE CHANGE SCRUTINY COMMITTEE 14 DECEMBER 2023

PLANNING ENFORCEMENT

Scrutiny committee have identified Planning Enforcement for consideration in their forward plan for scrutiny.

The planning system operates to regulate development and the use of land in the public interest. Development plans, development management and enforcement make up the statutory planning process in Wales.

Carmarthenshire County Council recognises the importance of an effective planning enforcement service in seeking to ensure that national and local planning policies are robustly and reasonably applied, and the integrity of the system is not undermined.

The Council has a discretionary role for taking whatever enforcement action is necessary within its area as the Local Planning Authority in the public interest. The planning enforcement function of the council is carried out by the Local planning Authority's Planning Enforcement and Monitoring Officers within the Place and Sustainability Division of the Place and Infrastructure Directorate.

The Enforcement Statement approved by Council in January 2022 set out the way the local planning authority deals with planning enforcement matters and which must be led by the Council's Development Plan

The planning enforcement team will be providing the attached presentation at the scrutiny meeting which includes

- Provide an overview of the planning enforcement system, including a summary of what may constitute a breach of planning control
- Detail the enforcement processes and powers available to the Council
- Identify policies and procedures which set out how the Carmarthenshire's Planning Enforcement team will deal with enforcement complaints in a fair, reasonable and consistent manner.
- Detail the service standards that the service aims to achieve and the progress the authority is making in achieving those service standards.

While Officers cannot discuss individual cases that may become the subject of legal action by the Council officers are present to answer questions in relation to the planning enforcement process.

DETAILED REPORT ATTACHED ?

YES presentation attached

IMPLICATIONS

ALL IMPLICATIONS REQUIRE SIGN OFF BY THE DIRECTOR OR HEAD OF SERVICE

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Rhodri Griffiths

Head of Place and Sustainability

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	Physical Assets
YES	YES	YES	NONE	NONE	YES	NONE

Policy, Crime & Disorder and Equalities

Welsh Government Policy on planning enforcement is set out in section 3.6 of Planning Policy Wales (PPW). National policy guidance was formerly set out in Technical Advice Note (TAN) 9: Enforcement of Planning Control (1997), but is now included in the Development Management Manual, incorporating where appropriate the guidance on changes introduced by the Planning (Wales) Act 2015. This provides guidance on when enforcement action is appropriate. A link to the development manual is contained at <https://gov.wales/development-management-manual>.

Legal

Planning legislation empowers the council to control and manage development and use of land and buildings in the public interest. These powers are set out, principally, in the Town and Country Planning Act 1990 (as amended) (“the Act”) and The Planning (Listed Building and Conservation Areas) Act 1990. The legislation defines what can be considered as ‘development’ and sets out the processes for enforcing against unauthorised development.

Finance

Cost associated with the development of the paper are met within existing divisional resources. Cost associated with the investigation of breaches of planning control are met within existing division resource. The cost of pursuing “further enforcement “action is considered on a case-by-case basis within the “expediency case” for an individual enforcement case. Where costs are incurred in pursuit of further enforcement action the authourity’s position is to pursue the full recovery of costs.

ICT

There are no additional ICT implications as a result of this paper.

Risk Management Issues.

There are no implications for physical assets as a result of this paper.

Physical Assets

There are no implications for physical assets as a result of this paper.

Staffing Implications

The planning enforcement function of the council is carried out by the Local planning Authority's Planning Enforcement and Monitoring Officers within the Place and Sustainability Division of the Place and Infrastructure Directorate. Staffing requirements to meet the council's discretionary role are kept under review.

**CABINET MEMBER PORTFOLIO
HOLDER AWARE/CONSULTED**

YES

**Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:**

THESE ARE DETAILED BELOW:

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Development Management Manual		https://gov.wales/development-management-manual .
Carmarthenshire County Council – Enforcement Statement		planning-enforcement-statement-approved-jan-2022.docx (live.com)
Carmarthenshire Count Council Planning Portal – Planning enforcement		Breach of planning (gov.wales)

Gorfodi Rheolau Cynllunio Planning Enforcement

Gary Glenister

Lle a Chynaliadwyedd - Y Gwasanaethau Cynllunio
Place and Sustainability - Planning Services

Adran Lle a Seilwaith / Department of Place and Infrastructure

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Cyngor Sir Gâr
Carmarthenshire
County Council



Gorfodi Rheolau Cynllunio | Planning Enforcement

Cyflwyniad

Bydd y cyflwyniad hwn yn nodi beth yw Gorfodi Rheolau Cynllunio, y pwerau statudol sydd gennym, ein sefyllfa bresennol o gymharu â'n sefyllfa yn y gorffennol, y broses, ynghyd â chyflwyno'r tîm.

Ni allaf drafod achosion unigol oherwydd gallai hyn fod yn niweidiol i'r broses statudol

Introduction

This presentation will set out what Planning Enforcement is, the Statutory powers we hold, where we are compared with where we were, the process, and introduce the team.

I cannot discuss individual cases as this may be prejudicial to the statutory process.

Gorfodi Rheolau Cynllunio | Planning Enforcement

Yr hyn rydym yn ei wneud

Mae gorfodi yn un o rannau mwyaf cymhleth y system gynllunio ac mae'n fater sy'n peri pryder i lawer o aelodau'r cyhoedd, o gofio'r angen i sicrhau bod camau priodol yn cael eu cymryd yn erbyn achosion annerbyniol o dorri rheolaeth er budd ehangach y cyhoedd.

What we do

Enforcement is one of the most complex parts of the planning system and is an issue that concerns many members of the public, given the need to ensure that appropriate action is taken against unacceptable breaches of control in the wider public interest.

Gorfodi Rheolau Cynllunio | Planning Enforcement

Ymchwilir i bob cwyn ddilys bob amser, ond mae'r gwasanaeth yn ôl disgresiwn felly nid yw bob amser yn bosibl nac yn addas i'r Awdurdod gymryd camau yn erbyn datblygiadau anawdurdodedig.

Valid complaints will always be investigated, however the service is discretionary so it is not always possible or expedient for the Authority to take action against unauthorised development.

Gorfodi Rheolau Cynllunio | Planning Enforcement

Bydd y tîm gorfodi rheolau cynllunio 'n ymchwilio i gefndir pob achos ac yn cynnal ymweliad(au) safle os oes angen, ac yn dilyn hyn penderfynir a fydd camau pellach yn cael eu cymryd.

The planning enforcement team will research the background of every case and carry out a site visit/s where necessary, following this a decision will be made on whether further action will be taken.

Gorfodi Rheolau Cynllunio | Planning Enforcement

Gall ein tîm gorfodi rheolau cynllunio ymchwilio i achosion posibl o dorri rheolau cynllunio fel:

- Gwaith anawdurdodedig i adeiladau rhestredig;
- Dymchwel adeiladau neu strwythurau mewn ardal gadwraeth heb awdurdod;
- Gwaith Anawdurdodedig ar goed sy'n destun Gorchymyn Cadw Coed neu unrhyw goed mewn ardal gadwraeth;
- Adeiladau Anawdurdodedig (h.y. estyniadau, adeiladau allanol, ffensys, waliau);
- Newid Anawdurdodedig o ran defnydd adeiladau a/neu dir heb ganiatâd cynllunio (gan gynnwys isrannu tai yn fflatiau/Tai Amlfeddiannaeth neu garafanau preswyl) lle nad yw'r newid defnydd yn ddatblygiad a ganiateir*;
- Hysbysebion ac arwyddion anawdurdodedig;
- Peidio â chydymffurfio ag amodau sy'n gysylltiedig â chaniatâd cynllunio;
- Peidio ag adeiladu yn unol â'r cynlluniau a gymeradwywyd ar gyfer caniatâd cynllunio;
- Gwaith Peirianyddol Anawdurdodedig, megis codi lefelau tir neu fyndiau pridd;
- Cuddio adeiladau neu newid defnydd anawdurdodedig yn fwriadol
- Cloddio mwynau heb awdurdod
- Trin neu waredu gwastraff heb awdurdod

Our planning enforcement team can investigate possible breaches of planning control such as:

- Unauthorised works to listed buildings;
- Unauthorised Demolition of buildings or structures in a conservation area;
- Unauthorised Works to trees subject of a Tree Preservation Order (“TPO”) or any trees in a conservation area;
- Unauthorised Buildings (i.e. extensions, outbuildings, fences, walls);
- Unauthorised Change of use of buildings and/or land without planning permission (inc. sub-division of houses to flats / Houses in Multiple Occupation or residential caravans) where the change of use is not permitted development*;
- Unauthorised advertisements and signage;
- Non-compliance with conditions attached to planning permissions;
- Not building in accordance with the approved plans of planning permissions;
- Unauthorised Engineering operations, such as raising of ground levels or earth bunds;
- Deliberate concealment of unauthorised buildings or change of use
- Unauthorised mineral extraction
- Unauthorised treatment or disposal of waste

Gorfodi Rheolau Cynllunio | Planning Enforcement

Materion gorfodi nad ydynt yn ymwneud â chynllunio, na allwn ymchwilio iddynt:

- Gwaith mewnol i adeilad. Nid yw hyn yn cynnwys adeiladau rhestredig; (Rheoliadau Adeiladu o bosibl)
- Parcio cerbydau masnachol ar y briffordd neu ar ymylon glaswellt;
- Anghydfodau perchnogaeth tir/ffiniau neu faterion tresmasu; (Mater sifil)
- Torri cyfamodau mewn gweithredoedd eiddo; (Mater sifil)
- Strwythurau/ffensys dros dro sy'n gysylltiedig â gwaith adeiladu; (Adran Priffyrdd)
- Strwythurau peryglus neu faterion iechyd a diogelwch eraill; (Rheoliadau Adeiladu/yr Awdurdod Gweithredol Iechyd a Diogelwch)
- Rhedeg busnes o gartref lle nad yw'r gweithgareddau'n cynnwys gweithwyr ac mae'r prif ddefnydd yn dal i fod yn breswyl;
- Dibrisio eiddo; (Sifil)
- Materion yn ymwneud â waliau cydrannol (Sifil)
- Materion sy'n ymwneud â difrodi eiddo neu anaf (posibl) i bersonau (Tai/sifil)
- Planhigion anffrodorol ymledol (sifil oni bai bod y planhigion yn tarddu o dir Awdurdod Lleol)

Non-planning enforcement issues, which we cannot investigate:

- Internal works to a building. This does not include listed buildings; (possibly Building Regulations)
- Parking of commercial vehicles on the highway or on grass verges;
- Land ownership/boundary disputes or trespass issues; (Civil issue)
- Infringements of covenants in property deeds; (Civil issue)
- Temporary structures/fencing associated with building works; (Highways Section)
- Dangerous structures or other health and safety issues; (Building Regulations/HSE)
- Running a business from home where activities do not include employees and the main use is still residential;
- Devaluing of property; (Civil)
- Issues relating to party walls (Civil)
- Issues relating to damage of property or (potential) injury to persons (Housing/civil)
- Invasive non-native plants (civil unless the plants originate from Local Authority land)

Gorfodi Rheolau Cynllunio | Planning Enforcement

Pwerau Gorfodi

- Hysbysiad Gorfodi
- Hysbysiad Torri Amodau
- Hysbysiad Rhybudd Gorfodi
- Adran 215
- Hysbysiad Stop [Dros Dro]

Enforcement Powers

- Enforcement Notice
- Breach of Condition Notice
- Enforcement Warning Notice
- Section 215
- [Temporary] Stop Notice

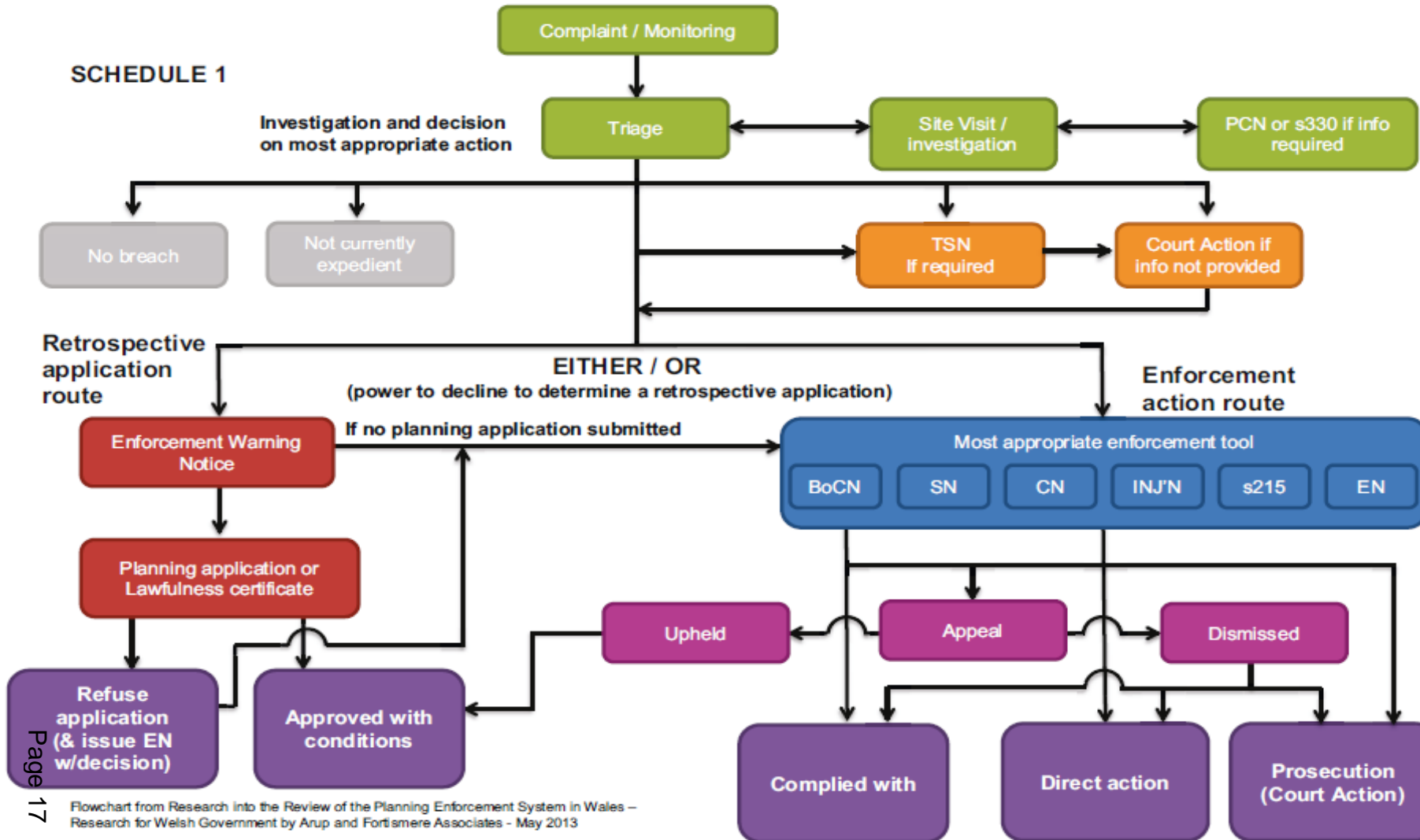
Os oes achos o beidio â chydymffurfio: If non compliance:

- Erlyniad
- Gwaharddeb
- Gweithredu Uniongyrchol

- Prosecution
- Injunction
- Direct Action

Gorfodi Rheolau Cynllunio | Planning Enforcement

Map o'r Broses Process Map



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Flowchart from Research into the Review of the Planning Enforcement System in Wales – Research for Welsh Government by Arup and Fortismere Associates - May 2013

Development Management Manual – Section 14 Annex

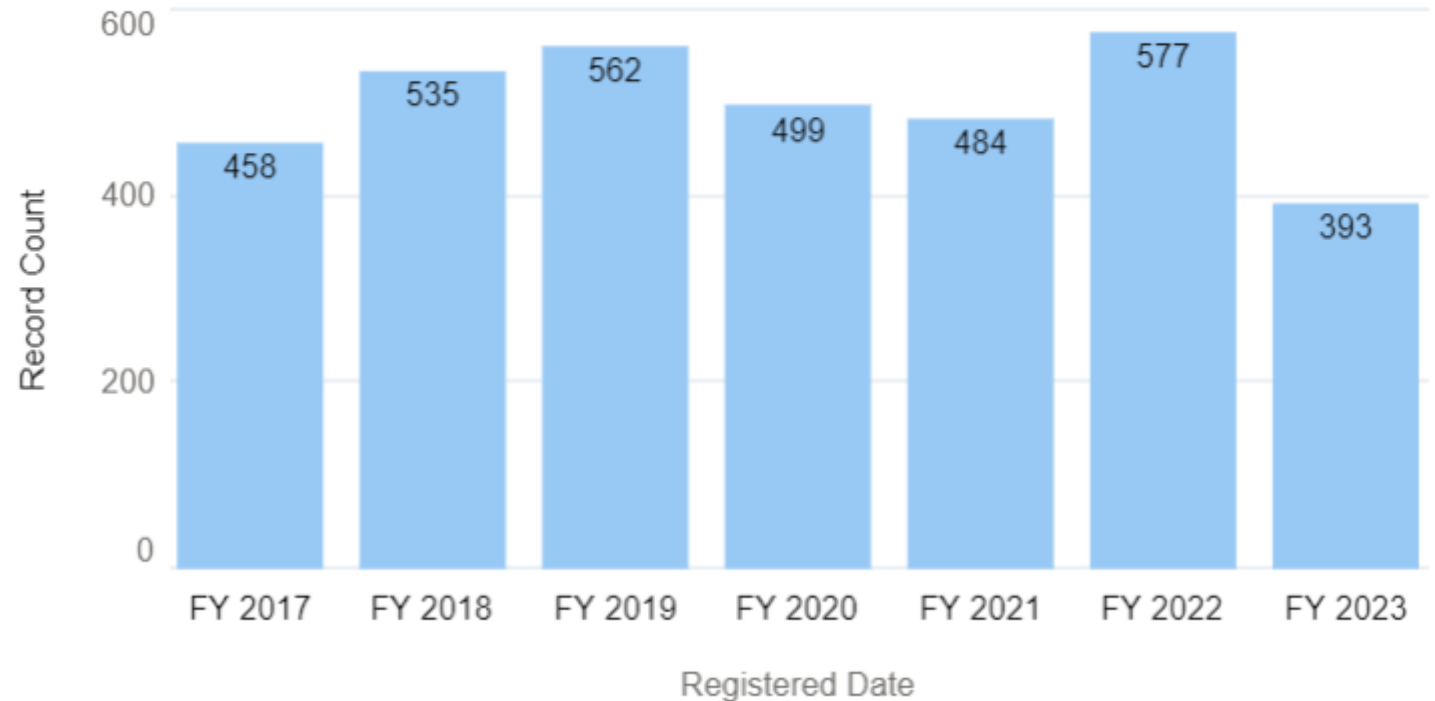
Gorfodi Rheolau Cynllunio | Planning Enforcement

Ystadegau – Nifer yr Achosior

All Enforcement Cases Registered by Financial Year
FY 2021 would be 21/22



Stats – Number of Cases

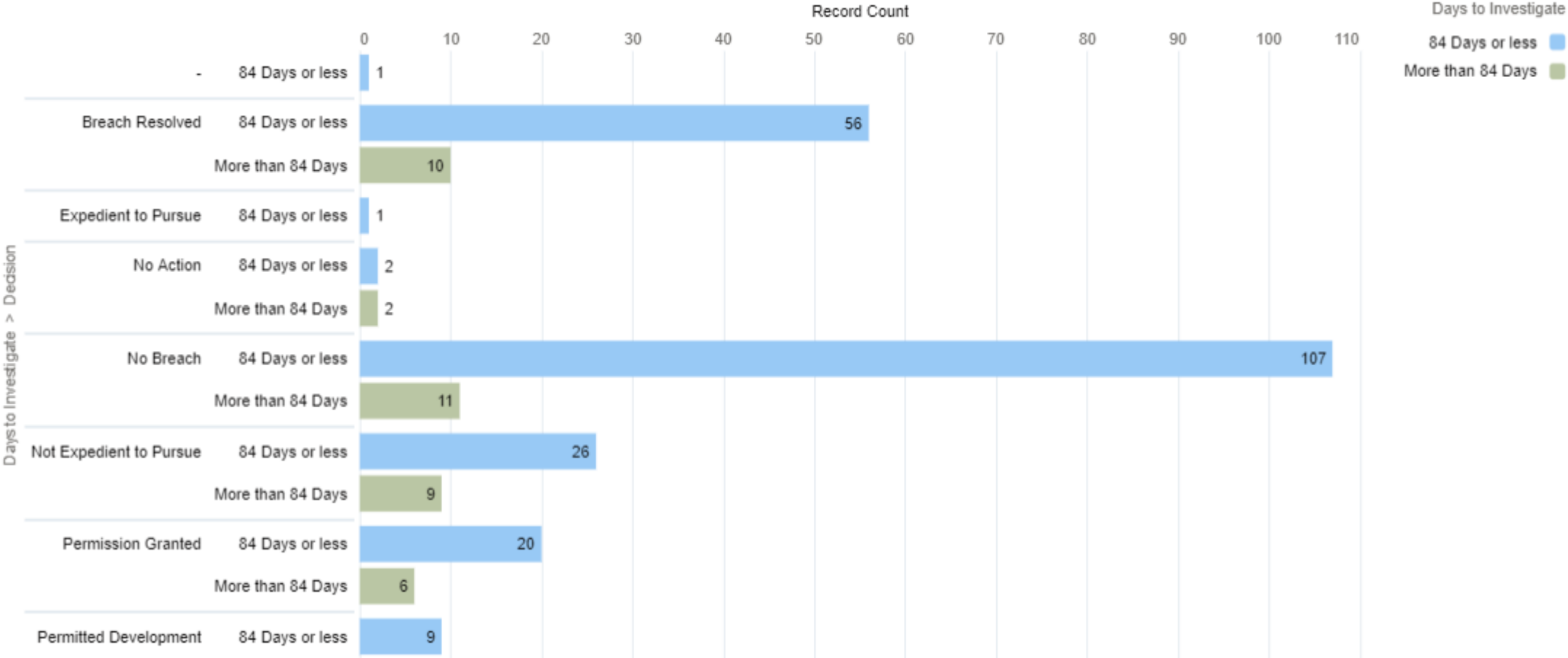


[View Report \(All Enf Cases Registered by FY\)](#)

Gorfodi Rheolau Cynllunio | Planning Enforcement

Canlyniadau / Outcomes

Enforcement CUMULATIVE - 23/24 - Type



Gorfodi Rheolau Cynllunio | Planning Enforcement

Cyswllt â'r cyhoedd drwy Hwb
Cynllunio

660 o Ymholiadau 2022/23

546 o Ymholiadau 2023/24 (hyd yn
hyn)

Ymholiadau i'r Uned Gwasanaethau
Democrataidd (Cynllunio a Gorfodi)

477 o Ymholiadau 2022/23

325 o Ymholiadau 2023/24 (hyd yn
hyn)

Public contact via Planning Hwb

660 Queries 2022/23

546 Queries 2023/24 (to date)

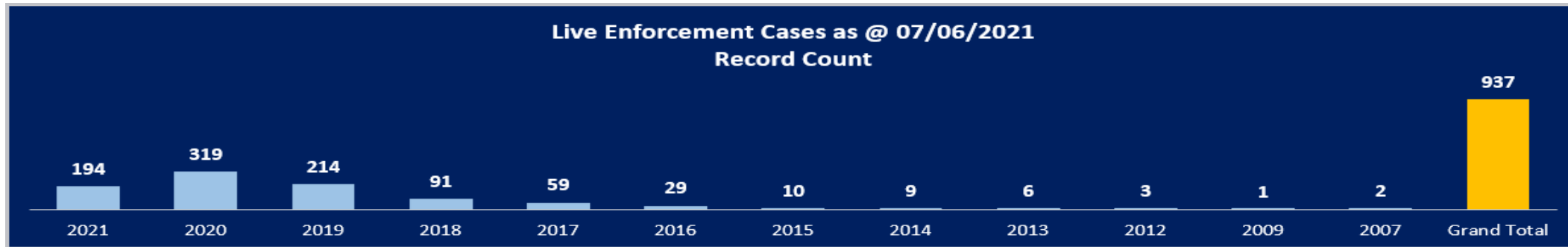
DSU Queries (Planning and
Enforcement)

477 Queries 2022/23

325 Queries 2023/24 (to date)

Gorfodi Rheolau Cynllunio | Planning Enforcement

Graffiau'n dangos yr ôl-groniad yn lleihau
Graphs showing backlog shrinking



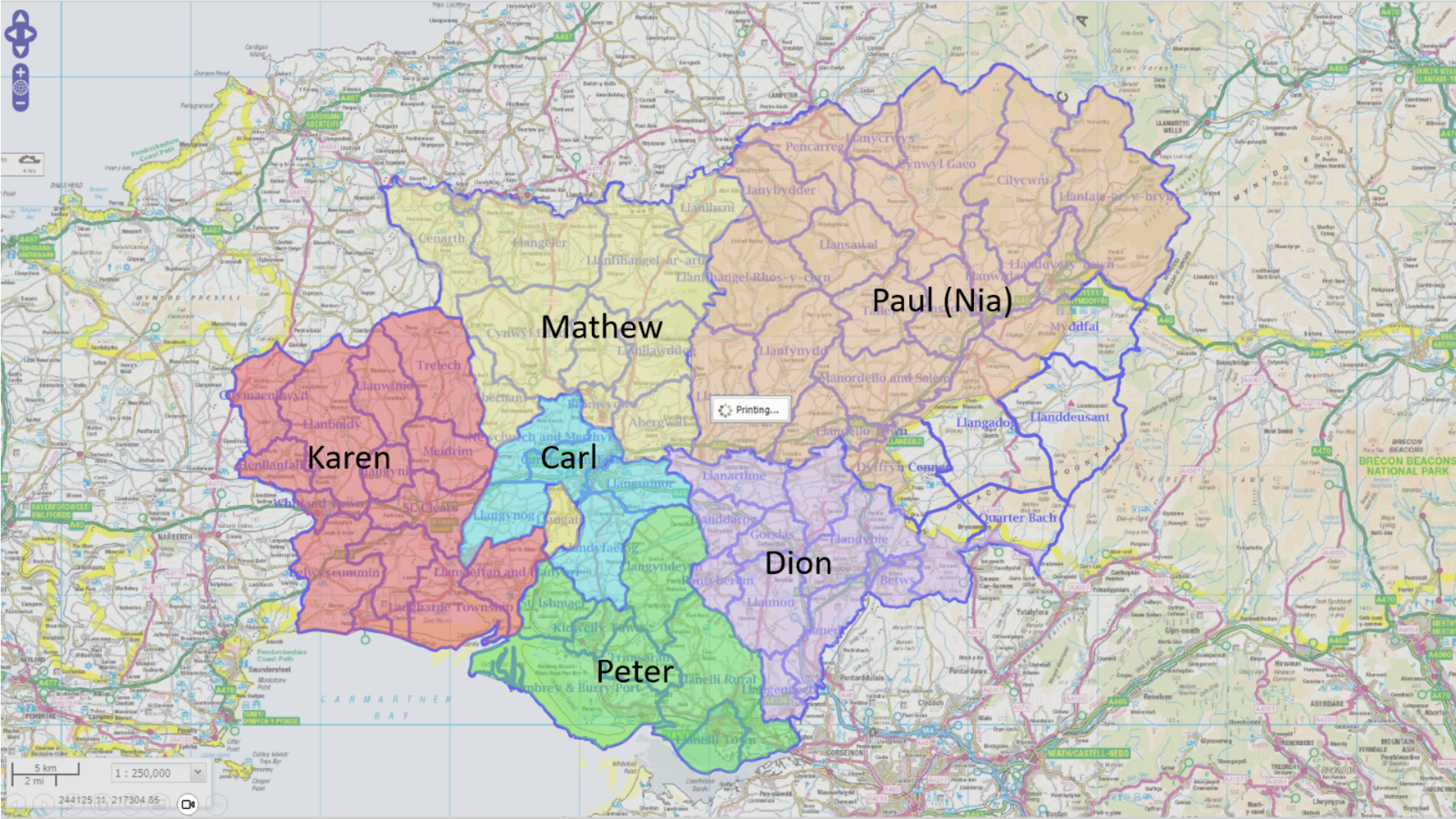
Gorfodi Rheolau Cynllunio | Planning Enforcement

Perfformiad:
Ymchwiliad o
fewn 84 diwrnod
Blwyddyn
Ariannol 2022
hyd heddiw.

Performance:
Investigation
within 84 Days
FY2022 to date.



Gorfodi Rheolau Cynllunio | Planning Enforcement



Gorfodi Rheolau Cynllunio | Planning Enforcement

Rhoi gwybod am
achos o dorri
rheolau

Report a Breach

The screenshot shows the Carmarthenshire Council website's 'Council services' page. The browser address bar displays 'carmarthenshire.gov.wales/home/council-services/'. The page features a navigation menu with links such as 'My Accounts', 'Pay', 'Apply / Request', 'Report', 'Claim what's yours', and 'In my area'. A search bar is present with the text 'Search the site'. Below the search bar, a 'Back' button is visible. The main content area is organized into three columns of links. The first column includes 'Planning', 'FAQs - Planning', 'Extending / changing your home', 'Search for a planning application', 'Map of planning applications', 'Comment on a planning application', 'Submit a planning application', 'Pre-application service', 'Pre-application consultation (PAC)', 'How planning decisions are made', 'Sustainable Drainage Systems (SuDS)', and 'Breach of planning'. The 'Breach of planning' link is highlighted with a red dashed circle and includes a sub-link 'Planning Enforcement Statement'. The second column lists 'Building a new house', 'Highways planning liaison', 'Major Planning Applications', 'Planning appeals', 'Planning Policy', 'Local Development Plan 2006 - 2021', 'LDP Review Report', 'Supplementary Planning Guidance (SPG)', 'Affordable Housing', 'Affordable Housing areas', 'Annual Monitoring Report (AMR)', 'Housing Land Supply', 'Community Infrastructure Levy (CIL)', 'My Nearest - Planning information', and 'Planning Ecology'. The third column lists 'Local Development Plan 2018 - 2033', 'Integrated Sustainability Appraisal and Habitats Regulations Assessment', 'Delivery Agreement', 'Candidate Sites', 'Inspector's Report and Adoption', 'Submission and Independent Examination', 'Second Deposit Revised Local Development Plan', 'Preferred Strategy (Pre-Deposit Public Consultation)', 'Development of an evidence base', 'Frequently asked questions', 'First Deposit Revised LDP', 'Planning permission for developers', 'Section 106: Affordable homes', 'Section 106: Planning obligations', 'Development Viability Model (DVM) Assessment Tool', and 'Local Development Order (LDO)'.

Planning Enforcement

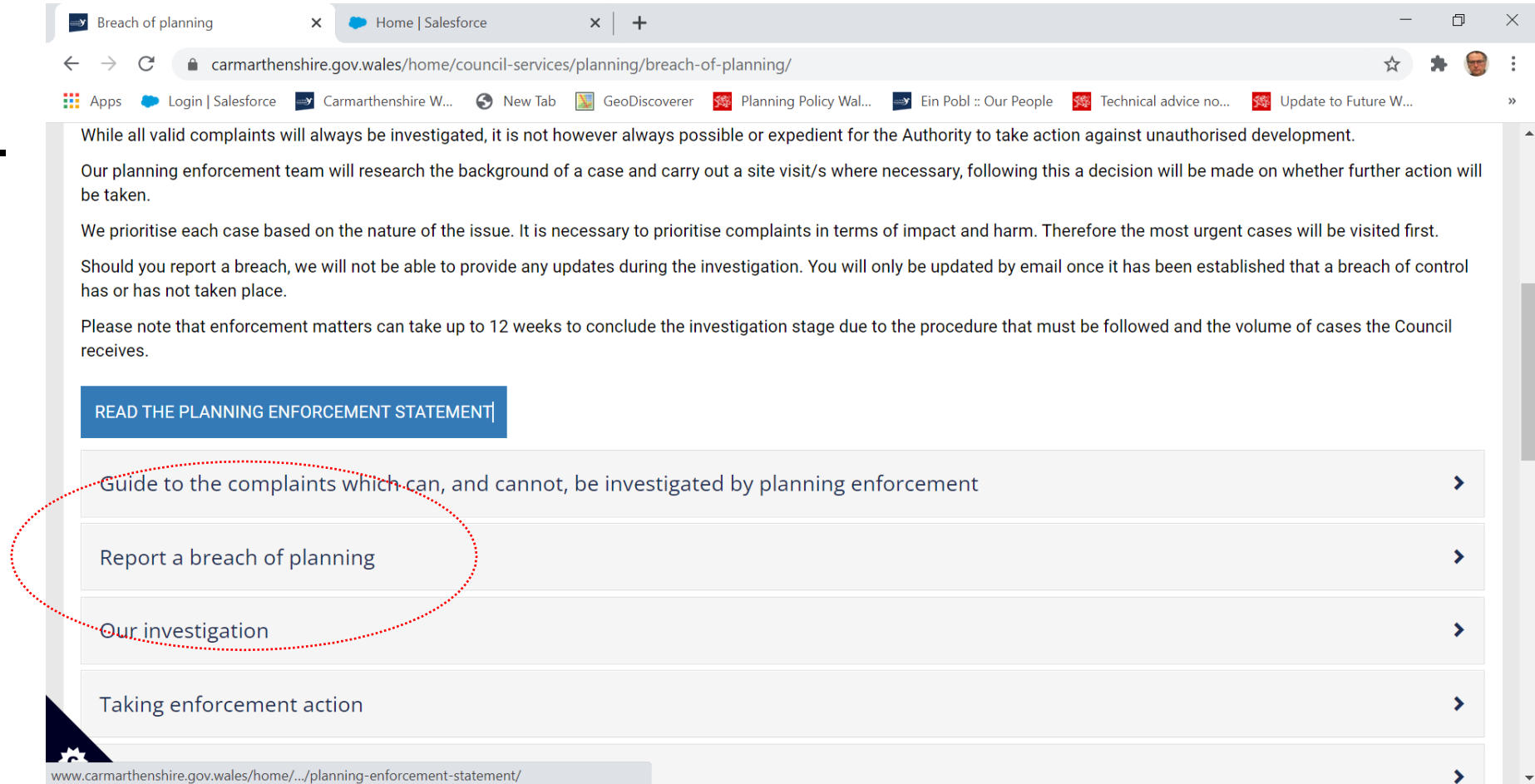
Rhoi Gwybod Am Achos o Dorri Rheolau Cynllunio

The screenshot shows the website for Carmarthenshire County Council. The main navigation bar includes links for 'Gwasanaethau Cyngor', 'Busnes', 'Cyngor a Democratiaeth', and 'Newyddion'. A search bar is present with the text 'Chwilio'r safle'. The main content area is titled '← Nôl' and contains a list of links under the heading 'Cynllunio'. The link 'Systemau Draenio Cynaliadwy' is circled in red. Other links include 'Torri rheolau cynllunio', 'Adeiladu ty newydd', 'Cyswllt cynllunio prifffyrdd', 'Brosiectau Cynllunio Mawr', 'Apeliadau cynllunio', 'Polisi Cynllunio', 'Cynllun Datblygu Lleol 2006 - 2021', 'Cynllun Datblygu Lleol 2018 - 2033', 'Caniatâd cynllunio i ddatblygwyr', 'Gwnewch gais am arian Adran 106', 'Cadwraeth a chefn gwlad', and 'Gwastraff'.

Gorfodi Rheolau Cynllunio | Planning Enforcement

Rhoi gwybod am
achos o dorri
rheolau

Report a Breach



Breach of planning

Home | Salesforce

carmarthenshire.gov.wales/home/council-services/planning/breach-of-planning/

Apps Login | Salesforce Carmarthenshire W... New Tab GeoDiscoverer Planning Policy Wal... Ein Pobl :: Our People Technical advice no... Update to Future W...

While all valid complaints will always be investigated, it is not however always possible or expedient for the Authority to take action against unauthorised development.

Our planning enforcement team will research the background of a case and carry out a site visit/s where necessary, following this a decision will be made on whether further action will be taken.

We prioritise each case based on the nature of the issue. It is necessary to prioritise complaints in terms of impact and harm. Therefore the most urgent cases will be visited first.

Should you report a breach, we will not be able to provide any updates during the investigation. You will only be updated by email once it has been established that a breach of control has or has not taken place.

Please note that enforcement matters can take up to 12 weeks to conclude the investigation stage due to the procedure that must be followed and the volume of cases the Council receives.

[READ THE PLANNING ENFORCEMENT STATEMENT](#)

- [Guide to the complaints which can, and cannot, be investigated by planning enforcement](#)
- [Report a breach of planning](#)
- [Our investigation](#)
- [Taking enforcement action](#)

www.carmarthenshire.gov.wales/home/.../planning-enforcement-statement/

Planning Enforcement

Rhoi Gwybod Am Achos o Dorri Rheolau Cynllunio

Cyngor Sir Gâr
Carmarthenshire
County Council

Dewiswch iaith ▼ Cymorth sain / gweledol 🔊 🗻 A-Y ▼

Gwasanaethau Cyngor ▼ Busnes ▼ Cyngor a Democratiaeth ▼ Newyddion

Fy Nghyfrifon £ Talu Cyflwyno cais Rhoi gwybod Hawliwch bopeth Yn fy ardal

Gwasanaethau Cyngor / Cynllunio / Torri rheolau cynllunio

Torri rheolau cynllunio

Diweddarwyd y dudalen ar: 31/08/2023

✉️ f X in

Mae gorfodi yn un o rannau mwyaf cymhleth y system gynllunio ac mae'n fater sy'n peri pryder i lawer o aelodau'r cyhoedd, o gofio'r angen i sicrhau bod camau priodol yn cael eu cymryd yn erbyn achosion annerbyniol o dorri rheolaeth er budd ehangach y cyhoedd.

Er yr ymchwilir i bob cwyn ddilys bob amser, nid yw bob amser yn bosibl nac yn addas i'r Awdurdod gymryd camau yn erbyn datblygiadau anawdurdodedig.

Bydd ein tîm gorfodi rheolau cynllunio yn ymchwilio i gefndir achos ac yn cynnal ymweliad(au) safle, ac yn dilyn hyn penderfynir a fydd angen cymryd camau pellach ai peidio.

Rydym yn blaenoriaethu pob achos yn seiliedig ar natur y mater. Mae angen blaenoriaethu cwynion o ran effaith a niwed. Felly, byddwn yn ymweld â'r achosion brys yn gyntaf.

Os byddwch yn rhoi gwybod am achos o dorri rheolau, ni fyddwn yn gallu darparu unrhyw ddiweddariadau i chi yn ystod yr ymchwiliad. Dim ond drwy e-bost y cewch y wybodaeth ddiweddaraf a hynny ar ôl penderfynu a fu achos o dorri rheolaeth ai peidio.

Sylwch y gall materion gorfodi gymryd hyd at 12 wythnos i gwblhau'r cam ymchwilio oherwydd y weithdrefn y mae'n rhaid ei dilyn a nifer yr achosion y mae'r Cyngor yn eu derbyn.

DARLLENWCH DDATGANIAD GORFODI RHEOLAU CYNLLUNIO

- Canllaw ynghylch y cwynion y gall y tîm gorfodi rheolau cynllunio ymchwilio iddynt ai peidio: >
- Rhoi gwybod am achos o dorri rheolau cynllunio >
- Ein hymchwiliad >
- Cymryd camau gorfodi >

Gorfodi Rheolau Cynllunio | Planning Enforcement

Rhoi gwybod am
achos o dorri
rheolau

Report a Breach

The screenshot shows a web browser window with the URL carmarthenshire.gov.wales/home/council-services/planning/breach-of-planning/. The page content includes:

Before you ask us to investigate a planning issue, did you know that some building work does not require planning permission. This is known as permitted development. If you're not sure what is and isn't allowed please read the above guide on the type of development that can be undertaken without planning permission.

You should also check if the site has planning permission. You can [search for a planning application online](#) by location, date and more. It won't take long and you'll be able to see if planning permission has been granted and what conditions are in place.

If you're concerned about bats being disturbed, nesting birds or owls you can [report this to the Wildlife crime officer in the police](#).

Below is a list of the type of information that would assist us in dealing with your complaint:

- ✓ An accurate description of the location or address for the particular site;
- ✓ A detailed description of the activities taking place and why they are cause for concern;
- ✓ Names, addresses, phone numbers and email addresses of those persons responsible for the alleged breach or the landowners;
- ✓ The date and times of when the alleged breach took place;
- ✓ Any other information or evidence (including photos) that may be able to assist;
- ✓ Your name and contact details as set out above - please do not we do not investigate anonymous complaints

The details you provide will be used to follow up your complaint. If you can provide photos this will help us with our investigation.

We may have to work with partner organisations such as the police. We will not share your personal details with anyone else without your consent.

REPORT A BREACH OF PLANNING

Our investigation

Planning Enforcement

Rhoi Gwybod Am Achos o Dorri Rheolau Cynllunio

Rhoi gwybod am achos o dorri rheolau cynllunio

Cyn i chi ofyn i ni ymchwilio i fater cynllunio, a oeddech yn gwybod nad oes angen caniatâd cynllunio ar gyfer rhai mathau o waith adeiladu? Gelwir hyn yn ddatblygiad a ganiateir Ganllaw uchod ynghylch y math o ddatblygiad y gellir ei wneud heb ganiatâd cynllunio.

Dylech hefyd gadarnhau a oes gan y safle ganiatâd cynllunio. Gallwch [chwilio am gais cynllunio ar-lein](#) yn ôl lleoliad, dyddiad a mwy. Ni fydd yn cymryd yn hir a byddwch yn gallu Os ydych chi'n poeni ynghylch tarfu ar ystlumod, adar sy'n nythu neu dylluanod, gallwch [roi gwybod am hyn i'r swyddog troseddau bywyd gwyllt yn yr heddlu](#).

Isod ceir rhestr o'r math o wybodaeth a fyddai'n ein cynorthwyo i ddelio â'ch cwyn:

- ✔ Disgrifiad cywir o leoliad neu gyfeiriad y safle penodol;
- ✔ Disgrifiad manwl o'r gweithgareddau sy'n digwydd a pham y maent yn peri pryder;
- ✔ Enwau, cyfeiriadau, rhifau ffôn a chyfeiriadau e-bost y personau hynny sy'n gyfrifol am y toriad honedig neu'r perchnogion tir;
- ✔ Y dyddiad a'r amseroedd pan ddigwyddodd y toriad honedig;
- ✔ Unrhyw wybodaeth neu dystiolaeth arall (gan gynnwys lluniau) a allai gynorthwyo;
- ✔ Eich enw a'ch manylion cyswllt fel y nodir uchod - nid ydym yn ymchwilio i gwynion dienw

Bydd y manylion a roddwch yn cael eu defnyddio i ymchwilio i'ch cwyn. Os gallwch ddarparu lluniau bydd hyn yn ein helpu o ran ein hymchwiliad.

Efallai y bydd yn rhaid i ni weithio gyda sefydliadau partner fel yr heddlu. Ni fyddwn yn rhannu eich manylion personol gydag unrhyw un arall heb eich caniatâd.

[RHOI GWYBOD AM ACHOS O DORRI RHEOLAU CYNLLUNIO](#) ↗

Diolch | Thank you

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Cyngor **Sir Gâr**
Carmarthenshire
County Council



PLACE, SUSTAINABILITY AND CLIMATE CHANGE SCRUTINY COMMITTEE

14TH DECEMBER 2023

DRAFT PLANNING AND SCOPING DOCUMENT

Review of the Dog Breeding Licensing Function of the Consumer and Business Affairs Animal Health Team

The Scrutiny Committee is asked:

- To consider and endorse the aims and scope of the work of the Task and Finish Group.
- To agree on the Membership of the Task and Finish Group.

Reasons:

- To enable the Committee to consider the aims and scope of the work of the Task & Finish Group and agree on the Membership of the Task and Finish Group.
- The Task & Finish Group is required to report the progress of its work to the main scrutiny committee.

Cabinet Member Portfolio Holder:

Councillor A. Vaughan Owen (Climate Change, Decarbonisation and Sustainability)

<p>Directorate: Chief Executive's</p> <p>Name of Head of Service: Linda Rees-Jones</p> <p>Report Author: Janine Owen</p>	<p>Designations:</p> <p>Head of Administration & Law</p> <p>Democratic Services Officer</p>	<p>Tel Nos. / E-Mail Addresses:</p> <p>01267 224010 lrjones@carmarthenshire.gov.uk</p> <p>01267 224030 JanineOwen@carmarthenshire.gov.uk</p>
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EXECUTIVE SUMMARY

PLACE, SUSTAINABILITY AND CLIMATE CHANGE SCRUTINY COMMITTEE

14TH DECEMBER 2023

DRAFT PLANNING AND SCOPING DOCUMENT

Review of the Dog Breeding Licensing Function of the Consumer and Business Affairs Animal Health Team

The Committee, at its meeting on 15th November 2020 received a report in response to a Scrutiny Agenda Item Request – Dog Breeding in Carmarthenshire [Minute 4 refers] where it was resolved to undertake a Task and Finish Review. Subsequently, in July 2021 the Committee reviewed its Task and Finish arrangements for 2021/22-23 and agreed to undertake a Flytipping review prior to the Dog Breeding Review superseding the decision made on 15th November 2020.

Following the completion of the review on the Management of Flytipping within Carmarthenshire, as per the arrangements agreed by the Committee in July 2021 a review of the dog breeding licensing function of the Consumer and Business Affairs Animal Health team will take place following the formulation of a task and finish group.

The key aims and objectives for the task and finish review have been captured and developed into the appended Draft Planning and Scoping document which Members of the Committee are asked to consider and agree.

Furthermore, the Committee are required to agree on which Members will form the Task and Finish Group, which will consist of up to 6 Members and be politically balanced.

DETAILED REPORT ATTACHED?

YES - Draft Planning and Scoping document

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report.

Signed: **Linda Rees-Jones** Head of Administration & Law

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	Physical Assets
NONE	NONE	NONE	NONE	NONE	NONE	NONE

CABINET MEMBER PORTFOLIO HOLDER AWARE?	YES
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Section 100D Local Government Act, 1972 – Access to Information List of Background Papers used in the preparation of this report:

THESE ARE DETAILED BELOW:

Title of Document	File Ref No. / Locations that the papers are available for public inspection
Reports and Minutes of the Environmental and Public Protection Scrutiny Committee – 25 th November 2021	https://democracy.carmarthenshire.gov.wales/ieListDocuments.aspx?CId=134&MId=4543&Ver=4
Reports and Minutes of the Environmental and Public Protection Scrutiny Committee – 2 nd July 2021	https://democracy.carmarthenshire.gov.wales/ieListDocuments.aspx?CId=134&MId=4370&Ver=4
Carmarthenshire’s Well-being Objectives from the County Council’s Corporate Strategy 2018-23	https://www.carmarthenshire.gov.wales/media/1214849/corporate-strategy-2018-23.pdf

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Place, Sustainability and Climate Change Scrutiny Committee

A review of the dog breeding licensing function of the Consumer and Business Affairs Animal Health team

Draft Planning & Scoping Document

Task & Finish Objective	To review the dog breeding licensing function of the Consumer and Business Affairs Animal Health team
Context	<ul style="list-style-type: none"> • The Place, Sustainability and Climate Change Scrutiny Committee has a key role to play in monitoring services, development of key policies and strategies, as well as identifying areas for improvement or development within their remit. • During the Environmental and Public Protection (now Place, Sustainability and Climate Change) Scrutiny committee meeting held on the 15th of November 2019, the committee unanimously resolved that dog breeding in Carmarthenshire be the subject for Committee's next Task and Finish review. (Delayed due to Covid). • The Animal Health Team (7.8 FTE (Full Time Equivalent)) sits within the Consumer and Business Affairs Service. • In additions to animal licensing responsibility (detailed below), the Animal Health Team regulates over 12,500 known animal premises within the county in relation to animal welfare, import/export of animals, performing animals, animal mutilation (e.g., cropped ears), animal disease, stray horses, food chain traceability and market / slaughterhouse surveillance. • 1.8 FTE officers are dedicated to all animal licensing duties, which include dog breeding, animal breeding, animal boarding, pet shops, dangerous wild animals, zoos, animal exhibitions, breeding clinics / artificial insemination, quarantine, bully XL breed, performing animals, animal mutilation (e.g., cropped ears), import/export and horse riding establishments along with the welfare of animals within such establishments and investigating those trading without a licence (illegally). • With 71 licensed dog breeders, Carmarthenshire is home to among the highest number of licensed breeders in England and Wales • Around 10 of the licensed breeders have over 100 dogs.

	<ul style="list-style-type: none"> • The team also proactively monitor online selling platforms to identify potential illegal breeders. • Many farmers have diversified, and dog breeding has become an important part of their income, supporting employment in some of our most rural areas. • Dog breeding is on the increase nationally and seen by some organised criminals as a high yield/low risk enterprise with a turnover of anything between £10,000 and £15,000 per month. • It should also be recognised that there is a growing disconnect between certain breeders who see dogs as a commodity to trade and the public's perception in terms of animal welfare and what is reasonable - whilst the law permits large scale dog breeding, many of the public are against it in principle. • Some dog breeders sell on to a third party rather than direct to the public. They in turn sell on again to retailers all over the UK. With tens of thousands of dogs being traded from the county it makes it complex and resource intensive to monitor. Currently we have more dedicated resources than many counties but not nearly enough to meet public expectation of the service in regulating such a dynamic and complex industry. • New legislation known as Lucy's Law intended that puppies and kittens could no longer be sold by a third-party seller – such as a pet shop or commercial dealer – unless they have bred the animal themselves. In practice, this legislation has raised new challenges in terms of animal welfare and an increase in workload due to the increase in the number of people falling within the increasingly complex licensing regime.
<p>Membership</p>	<p><u>Elected Members</u></p> <ul style="list-style-type: none"> • To be agreed at the Place, Sustainability and Climate Change Scrutiny Committee scheduled to take place on • Up to 6 Elected Members appointed to reflect the political balance of the Council as whole. <p><u>Advisors / Support Officers</u></p> <ul style="list-style-type: none"> • Jonathan Morgan – Head of Housing and Public Protection • Heidi Neil - Consumer & Business Affairs Manager • Aled Thomas – Business and Regulation Lead • Jane Clarke – Senior Animal Health Officer • Nicola Mason – Animal Health Officer • Janine Owen – Democratic Services Officer

<p>The scope and main aims of the review</p>	<p>To explore how we currently deliver the regulation of dog breeding licensing and recommend areas for improvement aligned to applicable corporate objectives.</p> <p>The aims of the review are to:</p> <ol style="list-style-type: none"> 1. Assess the current provision, integration of services, information sharing and strategy responses of key stakeholders and to explore opportunities for improvement. 2. Explore whether current service provision is sufficiently robust, consistent, coordinated, non-duplicitative, provides measurable outcomes and presents value for money. 3. Review current dog breeding licensing conditions against the Welsh Government review and proposed all-Wales licensing conditions. 4. Research new ways to raise the profile of the service and to attain recognition of the specialist body of skills, knowledge and support Consumer and Business Affairs provide to businesses and residents of Carmarthenshire. 5. Formulate recommendations for consideration by the Cabinet.
<p>How it will contribute to achieving corporate / community objectives and well-being objectives</p>	<p>In line with Council’s vision of “<i>Developing Carmarthenshire Together: One Council; One Vision; One Voice</i>”, undertaking this review will provide an opportunity to critically assess our performance and seek feedback from stakeholders so we can learn and improve the way we work.</p> <p>In so doing, the review will examine our contribution to the thematic priorities aligned to Carmarthenshire’s Well-being Objectives, as detailed in the County Council’s corporate-strategy-2022-27.pdf (gov.wales)</p> <p>Well-being Objective 1: Start Well</p> <ul style="list-style-type: none"> • <i>Health Lives</i> <ul style="list-style-type: none"> ○ ensuring the integrity of the food chain. <p>Well-being Objective 2: Live & Age Well</p> <ul style="list-style-type: none"> • <i>Tackling Poverty</i> <ul style="list-style-type: none"> ○ Supporting businesses through the cost-of-living crisis. ○ Protecting the public from illegal businesses. <p>Well-being Objective 3: Prosperous Communities</p> <ul style="list-style-type: none"> • <i>Economic Recovery and Growth</i> <ul style="list-style-type: none"> ○ Supporting business resilience and growth, particularly in rural areas.

	<ul style="list-style-type: none"> • <i>Community Safety, Resilience and Cohesion</i> <ul style="list-style-type: none"> ○ tackling criminal behaviour to ensure residents feel safe in their communities. <p>Well-being Objective 4: Our Council</p> <ul style="list-style-type: none"> • <i>Organisational Transformation</i> <ul style="list-style-type: none"> ○ Making the best use of our resources to provide more value and benefits to businesses and residents.
<p>List of key stakeholders [not exhaustive]</p>	<ul style="list-style-type: none"> • Consumer and Business Affairs Service • Police (Incidents recorded, feedback) • Welsh Government • Animal Plant Health Agency • Animal Health in Wales • Licensed Dog Breeders • Charities • Carmarthenshire Financial Investigations Unit • Others as identified
<p>What information / documents are required to inform the work of the study? [not exhaustive]</p>	<ul style="list-style-type: none"> • Consumer and Business Affairs Business Plan • Budget • Animal Health data • Complaints and other statistical data in relation to dog breeding • Academic Literature • Local and national policy documents.
<p>Timescale for completion of the review</p>	<p>To be determined by the Task and Finish Group</p>

PLACE, SUSTAINABILITY AND CLIMATE CHANGE SCRUTINY COMMITTEE

14TH DECEMBER 2023

NON-SUBMISSION OF SCRUTINY REPORT

To consider and comment on the following:

Explanation provided for the non-submission of a scrutiny report.

Reason:

The Council's Constitution requires Scrutiny Committees to develop and keep under review an annual Forward Work Plan which identifies the issues and reports to be considered at meetings during the course of the year. If a report is not presented as scheduled, officers are expected to prepare a non-submission report explaining the reason why.

Cabinet Member Portfolio Holder:

Cllr A. Vaughan Owen – Cabinet Member for Climate Change, Decarbonisation and Sustainability

Report Author:

Johnathan Morgan

Designation:

Head of Housing

Tel No. / E-Mail Address:

jmorgan@carmarthenshire.gov.uk

EXECUTIVE SUMMARY

PLACE, SUSTAINABILITY AND CLIMATE CHANGE SCRUTINY COMMITTEE

14TH DECEMBER 2023

NON-SUBMISSION OF SCRUTINY REPORT

The Council's Constitution requires Scrutiny Committees to develop and keep under review an annual Forward Work Plan which identifies the issues and reports to be considered at meetings during the course of the year.

If a report is not presented as scheduled in the Forward Work Plan, the responsible officer is expected to prepare a non-submission report explaining the reason why.

DETAILED REPORT ATTACHED?

YES

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report.

Signed: **Linda Rees-Jones** **Head of Administration & Law**

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	Physical Assets
NONE	NONE	NONE	NONE	NONE	NONE	NONE

CABINET MEMBER PORTFOLIO HOLDER AWARE / CONSULTED	YES
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**Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:**

There are none.

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EXPLANATION FOR NON-SUBMISSION OF SCRUTINY REPORTS

SCRUTINY COMMITTEE : PLACE, SUSTAINABILITY & CLIMATE CHANGE

DATE OF MEETING : 14TH DECEMBER, 2023

ITEM	RESPONSIBLE OFFICER	EXPLANATION	REVISED SUBMISSION DATE
Pest Control	Jonathan Morgan, Head of Housing & Public Protection	Further research is being carried out on the feasibility (and impact) of introducing an in-house Pest Control Agency. It was anticipated that the results of this research would have been ready by the December meeting but this has not been possible. It is requested that this particular item be moved to early in the New Year for consideration.	30 th January, 2024

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PLACE, SUSTAINABILITY AND CLIMATE CHANGE SCRUTINY COMMITTEE

14TH DECEMBER 2023

FORTHCOMING ITEMS

To consider and comment on the following:

To note the forthcoming items to be considered at the next meeting of the Place, Sustainability and Climate Change Scrutiny Committee to be held on the 30th January, 2024.

Reason:

The Council's Constitution requires Scrutiny Committees, at the commencement of each municipal year, to develop and publish a Forward Work Programme which identifies the issues and reports which will be considered at meetings during the course of the year.

Cabinet Member Portfolio Holders:

Cllr. Aled Vaughan Owen (Climate Change, Decarbonisation and Sustainability)

Cllr. Edward Thomas (Transport, Waste and Infrastructure Services)

Report Author:	Designation:	Tel No. / E-Mail Address:
Janine Owen	Democratic Services Officer	01267 224030 JanineOwen@carmarthenshire.gov.uk

PLACE, SUSTAINABILITY AND CLIMATE CHANGE SCRUTINY COMMITTEE

14TH DECEMBER 2023

FORTHCOMING ITEMS

The Council's Constitution requires Scrutiny Committees, at the commencement of each municipal year, to develop and publish a Forward Work Plan which identifies the issues and reports to be considered at meetings during the course of the year. When formulating the Forward Work Programme the Scrutiny Committee took into consideration those items included on the Cabinet's Forward Work Plan.

The list of forthcoming items attached includes those items which are scheduled in the Place, Sustainability and Climate Change Scrutiny Committee's Forward Work Plan to be considered at the next meeting, to be held on 30th January, 2024.

Scrutiny Committee members, as part of their role are required to regularly refer to the Cabinet Forward Plan in order to identify any future pre-decision reports, within the scrutiny remit for inclusion onto the Committee's FWP.

Council/Cabinet Forward Plan can be viewed by clicking [HERE](#)

REPORT
ATTACHED?

YES:

- List of Forthcoming Items – 30th January 2024
- Items circulated to Committee by e-mail since 23rd November 2023
Including Member questions and responses
- Scrutiny Committee's Forward Work Plan

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report.

Signed: **Linda Rees-Jones** **Head of Administration & Law**

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	Physical Assets
NONE	NONE	NONE	NONE	NONE	NONE	NONE

CABINET MEMBER PORTFOLIO HOLDER AWARE / CONSULTED	YES
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**Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:**

Title of Document	Locations that the papers are available for public inspection
Cabinet Forward Plan	Cabinet Forward Plan up to 30th September 2023

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FORTHCOMING ITEMS for next meeting to be held on 30th January 2024

In order to ensure effective Scrutiny, Members need to be clear as to the purpose of requesting specific information and the outcome they are hoping to achieve as a consequence of examining a report.

Proposed Agenda Item	Background	Reason for report	Cabinet Member
Budget Monitoring Report (April – October 2023)	This report covers the revenue and capital budgets for the Environment Department, Public Protection Services and Community Safety which fall within the remit of the Place, Sustainability and Climate Change Scrutiny Committee	To enable members to exercise their scrutiny role	Cllr. Alun Lenny - Cabinet Member for Resources
Budget consultation	As part of the Council's consultation procedures on the development of its 2024/25 – 2026/27 budget strategy, all scrutiny committees are provided with the opportunity of considering commenting on the Strategy.	To enable the scrutiny committee to consider and comment on the budget settlement, departmental service budgets and efficiency savings proposals and to make any recommendations for change to the Cabinet and Council	Cllr. Alun Lenny - Cabinet Member for Resources
Flood Risk Management Plan-2	<p>The Flood and Water Management Act 2010 requires all 22 Lead Local Flood Authorities (LLFAs) in Wales to produce a Local Flood Risk Management Strategies (Local Strategy).</p> <p>The first Local Strategy was published in May 2013, setting out our overarching approach to managing flood risk in Carmarthenshire.</p> <p>Alongside the strategy, a flood risk management plan (FRMP) was developed and published. The FRMP is a more detailed evaluation of flood risk in Carmarthenshire highlighting high risk and priority areas.</p> <p>This first document is the Local Strategy and it will explain how flooding will be managed across Carmarthenshire, consistent with local objectives, measures policies and our cooperate and national strategies.</p>	To enable the scrutiny committee to consider and comment on the budget settlement, departmental service budgets and efficiency savings proposals and to make any recommendations for change to the Cabinet and Council	

Proposed Agenda Item	Background	Reason for report	Cabinet Member
Environment Act Forward Plan – (Jan 2023 – Dec 2025)	<p>The Council’s Environment Act Forward Plan Jan 23-Dec 25 sets out the actions which will evidence that the Council is complying with the S6 Biodiversity and Resilience of Ecosystems duty placed on it by the Environment (Wales) Act 2016. Actions are developed with service areas across the authority and these are monitored using the PIMS system every 6 months.</p> <p>Reason for the report: for Members to note the progress in developing and delivering this plan which runs for 3 years.</p>	To enable members to exercise their scrutiny role	Councillor Aled Vaughan-Owen

Items to be circulated under a separate cover to Scrutiny Committee members
(as agreed at the Committee’s Forward Work Programme development session on 13th June 2023)

Proposed Agenda Item	Background	Reason for report	Cabinet Member
In accordance with the Committee’s Forward Work Programme, there are no reports to be circulated outside of the formal Committee process.			

Items circulated to the Committee under separate cover since the last meeting held on 23rd November 2023

(in accordance with the Committee's Forward Work Programme)

In line with the Place, Sustainability and Climate Change Committee's decision to receive and scrutinise reports outside of the formal committee process, the following reports were forwarded to all members of the Scrutiny Committee by e-mail on **28th November 2023**:

1.	ADRODDIAD MONITRO CYLLIDEB CYFALAF A REFENIW 2023/24 REVENUE & CAPITAL BUDGET MONITORING REPORT 2023/24
2.	ADRODDIAD PERFFORMIAD CWARTER 2 - 2023/24 (01/04/23-30/09/23) YN BRIODOL I'R PWYLLGOR CRAFFU HWN 2023/24 QUARTER 2 - PERFORMANCE REPORT (01/04/23-30/09/23) RELEVANT TO THIS SCRUTINY
3.	RHEOLI TRAETHLIN AC ADDASU ARFORDIROL YN SIR GAERFYRDDIN SHORELINE MANAGEMENT & COASTAL ADAPTION IN CARMARTHENSHIRE

[Cliciwch yma i weld pecyn addrodiad](#)

[Click here to view the report pack](#)

The Committee had the following observations/comments/queries in relation to the above reports:

REVENUE & CAPITAL BUDGET MONITORING REPORT 2023/24

Question	Response
(1) Place & Infrastructure & Public Projection forecasting a 1,173k overspend on 31 st August could we have a update on the overspend please?	An update on the estimated outturn will be available in the October budget monitoring reports which will be presented to Scrutiny on the 30th of January 2024.
(2) Could we have an update on the increased transport costs since August please?	An update on the estimated outturn will be available in the October budget monitoring reports which will be presented to Scrutiny on the 30th of January 2024.

Capital Programme	
(1) Could we have an update on the Coastal Protection & Flood Defence works please.	A breakdown of the Coastal Protection and Flood Defence projects is given as part of the appendices to the report. The virements and new funding streams were also approved.
(2) Could we have an update on the Towy Valley Path from Carmarthen to Llandeilo under spend please?	This project relies on the purchase of a number of land parcels. In the interests of due diligence on the public purse, we commissioned a joint independent valuation of these lands, this has taken longer than expected, impacting our spend profile. The Public Inquiry into the Compulsory Purchase of some land has taken place in November 2023. Following this, works should accelerate. The project timeline has been extended with agreement from the external funders.
(3) Update on the under spend on the Fleet Replacement program and the under spend and will the department speed the money next year?	The Fleet Replacement programme budget will be needed to fund future commitments in replacing the Authority's rolling stock.
(4) Why has County Hall taken so long to finish. Has the 800k slippage in August has this been resolved?	The essential planned works have been strategically programmed in phased stages to minimise any disruptions to the normal functioning of the building. This approach not only ensures the smooth continuation of essential services but also helps avoid additional relocation costs associated with staff moves during the works period. The phased approach also allows us to maintain operational continuity. Please be informed that the ongoing works are anticipated to extend into the 2024/25 period.
(5) Could we have an update on 1,157k slippage for TY Elwyn and what is the latest regarding this work?	The project has experienced delays due to rising costs, a challenge that is prevalent across the industry. To address this issue and ensure the successful completion of the project, additional funding is required. These necessary funds have been approved as part of the August Monitoring process.

2023/24 QUARTER 2 - PERFORMANCE REPORT (01/04/23-30/09/23) RELEVANT TO THIS SCRUTINY

<p>(1) FOIA requests 78% is too low, could we have more information on this matter?</p>	<p>We have received 87 FOIA requests within the department in Q2. We have responded to 72 within 20 days (83%). We did not meet the timescale on 15 (17%). We understand that timely responses are crucial, but please note that the nature of the requested information requires a thorough examination and compilation of paper records across various systems. This process takes time to ensure accurate and comprehensive answers. We have implemented a PowerBi dashboard to enable live tracking within the department. We send reminders to all service managers and heads of service every Monday to remind of all outstanding FOIA's and target dates.</p>
<p>(2) Public Convenience Strategy off Target when is this important matter going to be resolved?</p>	<p>The Public Convenience Strategy was discussed in Place, Sustainability and Climate Change Scrutiny Committee on 23rd November 2023.</p>
<p>(3) Develop community transport strategy could we have a update on this matter please?</p>	<p>We have started researching background information and reviewing Community Transport Strategies published by other local authorities to inform the development of Carmarthenshire's Strategy which we aim to bring forward for discussion and adoption in 2024/25.</p>

SHORELINE MANAGEMENT & COASTAL ADAPTION IN CARMARTHENSHIRE

<p>I would like to thank officers for a compressive report but I am very concerned that only 49% of CCC's actions require actioning and have not commenced predominately due to resource implication.</p> <p>After reading the report this matter is very serious due to resource implication. It needs to be put on the agenda for the full committee for action.</p>	<p>51% of the action has been progressed and there is no timeframe for implementation of the actions. For the last 8-years, there has been no dedicated human resource for coastal adaption works and those duties have fallen into an ever-increasing flood risk management portfolio along with sustainable drainage and reservoirs. We now have approval to recruit a coastal adaption officer who will be tasked with overseeing the delivery of these actions in collaboration with the South Wales Coastal Engineering Group</p> <p>To be added to the Committees Forward Work Plan for 11th March 2024 – subject to Committee's approval.</p>
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Place, Sustainability and Climate Change Scrutiny Committee - Forward Work Plan 2023/24

21 st July 2023	3 rd October 2023	23 rd November 2023	14 th December 2023	30 th January 2024	11 th March 2024	22 nd April 2024
Forward Work Programme 2023/24	A Strategic Plan for Managing Our Land for Pollinators in Carmarthenshire	Highways Asset Management Plan Annual Statement update	Planning Enforcement	Budget Monitoring Report (April – October 2023)	Equestrian Strategy	Budget Monitoring Report (April – December 2023)
Task and Finish Group Report on the Management of Fly-tipping in Carmarthenshire.	Waste Strategy Update	Local Toilet Strategy	Task and Finish Planning and Scoping Document	Budget consultation	Performance Monitoring Report Q3	Public Rights of Way
PS&CC Scrutiny Committee Annual Report 2022/2023	Bulky Waste Review	PSPO (alcohol and drug related ASB and crime)		Review of the Dog Breeding Licensing Function of the Business Affairs Animal Health Team		
Free Parking	Referral from Corporate Resources and Performance Scrutiny Committee		Flood Risk Management Plan-2	Shoreline Management Plan-2; an update on its Delivery.	Electric Fleet	
PSPO (prevention dog fouling)			Environment Act Forward Plan – (Jan 2023 – Dec 2025)			
Scrutiny Committee Members to scrutinise the following reports via e-mail – as agreed by at the FWP development session on 13th June 2023 Forthcoming Items to include scrutiny queries and feedback at the next meeting.						
Budget Monitoring Report (April 2022-Feb 2023)	Shoreline Management Plan-2; an update on its Delivery.	Performance Monitoring Report Q2				
		Budget Monitoring Report (April – August 2023)				
Page 50 Council Annual Report 2022-23	Budget Monitoring Report (April to June 2023) & 2022/23 Outturn report	Shoreline Management Plan-2; an update on its Delivery. <i>Circulated again at the request of the Chair.</i>				

PS&CC Scrutiny Member – Focussed Development Sessions/Site Visits:-

The Committee has requested for the following focused development sessions to take place following each of the scheduled formal Committee meetings (unless otherwise notified).

Cwm Environmental Ltd (Site Visit) – 30/6/2023
PSPO Toolkit – December 2023 / January 2023 TBC

TASK & FINISH REVIEW:

The Committee at its meeting on 2nd July 2021 unanimously resolved that its Task and Finish arrangements for 2021-22-23 would be as follows:

- 1) Review on the Fly tipping within Carmarthenshire
- 2) Review on Dog Breeding in Carmarthenshire (Animal Licensing)

The Task and Finish review on flytipping has been endorsed by the Committee at its meeting on 21st July 2023 and was endorsed by Cabinet at its meeting on 16th October 2023.

The Committee will consider the Planning and Scoping Document on the Animal Licensing and formulate a Task and Finish Group at its meeting in December 2023.

PLACE, SUSTAINABILITY & CLIMATE CHANGE SCRUTINY COMMITTEE

23 NOVEMBER 2023

PRESENT: Councillor K. Davies (Vice Chair in the Chair)

Councillors (In Person):

T.A.J. Davies N. Lewis B.D.J. Phillips G.B. Thomas
S. Godfrey-Coles

Councillors (Virtually):

S.M. Allen D.C. Evans T.M. Higgins

Also in attendance:

- Councillor A. Davies, Cabinet Member for Rural Affairs, Community Cohesion and Planning Policy;
- Councillor E. Thomas, Cabinet Member for Transport, Waste and Infrastructure Services;

Also Present (In Person):

D.W. John, Head of Environmental Infrastructure;
G. Ayers, Corporate Policy and Partnership Manager;
J. Edwards, Business Improvement Manager;
A. Evans, Assistant Solicitor;
R. S. Waters, Highways and Transportation Services Manager;
C. Nelson, Highways Asset Manager;
S. Rees, Simultaneous Translator;
D. Hall-Jones, Member Support Officer;
J. Owen, Democratic Services Officer.

Also Present (Virtually):

K. Harrop, Community Safety Manager;
M. Runeckles, Members Support Officer.

Chamber. County Hall, Carmarthen, SA31 1JP and remotely: 10:00am - 11:20am

- [Note: The Chair having received and accepted a request from Councillor Ann Davies, Cabinet Member for Rural Affairs, Community Cohesion and Planning Policy informed the Committee that the order of business would be changed to enable agenda item 7 to be considered prior to Agenda Item 4. However, for ease of referencing, these minutes reflect the order of business itemised on the agenda for the meeting.]

1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors P. Cooper and K. Madge.

2. DECLARATIONS OF PERSONAL INTEREST INCLUDING ANY PARTY WHIPS ISSUED IN RELATION TO ANY AGENDA ITEM.

Councillor	Minute Item(s)	Nature of Interest
T.A.J. Davies & G.B. Thomas	5. Highway Asset Management Plan – Maintenance Manual Part 4.8 – Highways Adverse Weather & Winter Service Plan	Cllr is a landowner responsible of land that is adjacent to roadside culverts.

There were no declarations of any prohibited party whips.

3. PUBLIC QUESTIONS (NONE RECEIVED)

The Chair advised that no public questions had been received.

4. HIGHWAY ASSET MANAGEMENT PLAN - ANNUAL STATEMENT REPORT 2023

The Committee received the Highway Asset Management Plan (HAMP) Annual Statement Report 2023, presented by Cabinet Member for Transport, Waste and Infrastructure Services. The Cabinet Member highlighted the significant challenges that was being faced by the Authority.

The following questions/issues were raised on the report:-

- In noting that the County of Carmarthenshire had the second largest highway network in Wales and its roads carry the third highest levels of traffic, strong concerns were raised in observing that this report, similar to previous years illustrated a continuous decline in the road conditions within Carmarthenshire. It was recognised that only way to improve the current conditions of the roads would be to receive adequate level of funding from the Government.

Further concerns were extended to the continuing budget pressures having an impact on the conditions of the roads as a result of climate change as an evident cause and the increase in material, construction and surfacing costs, as well as the increased cost of the winter service operations. It was acknowledged that without the necessary funds the critical asset would be subject to continual deterioration.

Reference was made to page 16 of the report which cited that ‘in common with other highway Authorities, Carmarthenshire has a significant backlog, estimated in Carmarthenshire at over £63m of highway surface maintenance, which is growing for year on year.’ This caused significant concern in amongst members of the Committee who referenced the ‘standstill’ investment required £8m compared to the expected capital funding in 2024/25 of £0.6m per year, which would not be sustainable.

Furthermore, as signified on page 16 of the report, observations were made in that there was an increase in public dis-satisfaction of the condition of the highways and that the customer service requests were growing which placed a higher demand on resources in reaction to the issues. It was commented that this reactionary method was not cost effective or sustainable.

Committee Members acknowledged that the deterioration of the roads was as a result of a funding crisis. It was also noted that it would take circa 12 years to bring the conditions of the bridges up to a satisfactory level.

Reference was made to page 18 of the report – Footways and Cycleways. And the statement ‘There is no capital funding available for 2023/24’. It was commented that footways were also in a state of disrepair and with no capital funding for the next year strong concern was expressed that this could cause injury to users.

The Highways and Transportation Services Manager acknowledged and was sympathetic to all the concerns and matters raised by members and re-iterated the budget pressures and challenges that the department faced. In acknowledging the deterioration in the asset and the consequential maintenance backlog, members were informed that the department faced an increasing volume of reactive maintenance which was placing a significant impact on highways teams diverting them from other essential planned maintenance works. In essence the department was under significant budgetary constraints.

It was suggested that it would be beneficial to undertake a PR exercise in order to explain the situation to the public.

Committee Members were appreciative of the honest report. In expressing frustrations with regard to the current budget situation it was proposed that the Committee send a letter to the Welsh Government Minister outlining the current situation and conveying the budget concerns of the Committee. This was duly seconded.

UNANIMOUSLY RESOLVED:

- 4.1 that the Highway Asset Management Plan – Annual Statement report 2023 be received;**
- 4.2 that a letter be sent to the Welsh Government Minister outlining the current concerns in relation to the situation of the highway network, conveying the budget concerns as raised by the Committee.**

5. **HIGHWAY ASSET MANAGEMENT PLAN - MAINTENANCE MANUAL PART 4.8 - HIGHWAYS ADVERSE WEATHER & WINTER SERVICE PLAN**

[Note: During the consideration of this item, Councillors A.D.T. Davies and G.B. Thomas declared a personal interest. Both Councillors remained in the meeting, took part in the considerations of the item but did not vote.]

The Committee received the Highway Asset Management Plan (HAMP) Maintenance Manual in support of the Highway Asset Management Plan presented by Cabinet Member for Transport, Waste and Infrastructure Services. The report asked that the Committee consider and comment on the part 4.8 – Highways Adverse Weather and Winter Service Plan attached to the report prior to adoption by the Cabinet.

The following comments/queries were raised on the report:-

- In response to a query raised regarding the responsibility of landowners to clear roadside ditches, the Highways and Transportation Services Manager explained that there was not a blanket approach in enforcing landowners to clear roadside ditches, but the local highway teams liaise with landowners to resolve issues locally and avoid any potential enforcement route where possible.

Leaflets had been developed in conjunction with the NFU Cymru, Farmers Union of Wales and in consultation with Countryside Landowners Association to explain the responsibilities of landowners who own land adjacent to the public highway. The leaflet had been promoted to through the Town and Community Council Forum and disseminated to all Town and Community Councils. The leaflet is also available on the Council's website.

UNANIMOUSLY RESOLVED TO RECOMMEND TO CABINET that the Highway Asset Management Plan – Maintenance Manual Part 4.8 – Highways Adverse Weather and Winter Service Plan be endorsed.

6. **DRAFT LOCAL TOILET STRATEGY**

The Committee considered the Draft Local Toilet Strategy. Presented by Cabinet Member for Transport, Waste and Infrastructure Services it was highlighted that Part 8 of the Public Health (Wales) Act 2017: Provision of Toilets came into force on 31 May 2018 and placed a duty on each Local Authority in Wales to prepare and publish a Local Toilet Strategy for its area.

Furthermore, the Committee was informed that that whilst there was no statutory requirement for Local Authorities to provide public toilets, the duty to prepare a Strategy did not in itself require Local Authorities to provide and maintain public toilets themselves. Local Authorities were however required to take a strategic view on how these facilities could be provided and accessed by the local population. In doing so it is envisaged that local authorities would consider a full range of options for making facilities available to the public.

The following comments/queries were raised on the report:-

- In acknowledging the draft report, it was suggested that in prior to the completion of the final report that Officers explore the possibility of accessing funding through the Brilliant Basic Fund. It was commented that other Authorities have utilised this fund for public facilities. The Business Improvement Manager stated that all possible funding streams would be considered and that suggestions of funding opportunities were welcome.
- It was commented that whilst providing public conveniences was not a statutory duty of the council, it must be acknowledged that it was a basic human need and that particularly the elderly for example may not visit an area that does not have an available public convenience which would in turn impact the economy. In addition, it was recognised that some Town and Community Councils have a public convenience within their jurisdiction however, it was commented that the revenue costs were a drain on their budgets particularly where repeated vandalism was a problem. It was asked, how else would toilet facilities be provided? Taking all what had been raised on board, the Business Improvement Manager agreed that further considerations and exploration was necessary to support the provision of toilet facilities for the Carmarthenshire.
- It was raised that it was important to include considerations into ensuring that adequate toilet facilities were available in out-of-town shopping areas. A solution could be achieved by supporting local businesses in providing a public toilet facility. This would be beneficial for the business and the customer. The Business Improvement Manager concurred with the comments and suggestions and stated that it would be beneficial in supporting local businesses to support the needs of community.
- A Member of the Committee explained that he had been in discussions with a representative of the West Wales Prostate Cancer Support Group regarding the Boys need Bins campaign. The campaign worked to raise awareness about male incontinence and the need for bins in male toilets. In response to an offer made by the support group who would provide the bins for a minimal cost, it was asked if the Council could support this initiative by placing the bins for male continence products in male toilets within Council run facilities including leisure centres, libraries, museums and theatres. The Business Improvement Manager in acknowledging the importance of the Campaign stated that she would be happy to discuss the matter further seeking the necessary details.
- In response to a concern regarding the potential charge increases to access toilets, the Business Improvement Manager stated that whilst she was not able to promise that the charges would not be increased in the future, it would be the last resort, after all other avenues had been exhausted.

- A further suggestion was provided to officers to minimise the maintenance and cleaning costs of toilets in Carmarthenshire would be to link up with colleges who carry out City and Guilds qualifications encouraging young people to get involved and develop business plans enabling them to manage the facility. The Business Improvement Manager thanked for the suggestion and would consider going forward.
- It was suggested that the planning phase of electric car charging stations would be an opportunity to consider the provision of toilets. In acknowledging the significant increase in car charging facilities being placed in towns and rural villages where the occupants of the vehicle may have to wait a period of time prior to a sufficient charge is obtained, it was felt that planning department should consider the opportunity to place a toilet close to areas where more than 5 charging points are established.
- In response to a query regarding the final report, the Business Improvement Manager stated that a final report would be ready for consideration in April 2024 this would provide sufficient time to engage with businesses and seek further funding streams taking on board the suggestions raised by Members.

UNANIMOUSLY RESOLVED TO RECOMMEND TO CABINET that the draft local toilet Strategy be endorsed subject to the consideration of the Committee's comments and suggestions raised particularly:-

- **To pilot the Boys need Bins Campaign**
- **That the Planning department consider placing toilet provisions alongside car charging areas of 5 or more points.**

7. INTRODUCTION OF PUBLIC SPACES PROTECTION ORDER (PSPO) - LLANELLI TOWN CENTRE

The Committee received a report on the Introduction of Public Spaces Protection Order (PSPO) Llanelli Town Centre. The report, presented by the Cabinet Member for Rural Affairs, Community Cohesion and Planning Policy sought the committee to review and assess the information contained in the report relating to the making of a new PSPO for Llanelli Town Centre.

Members noted that in 2020, Carmarthenshire County Council made a Public Spaces Protection Order (PSPO) under section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 to address the alcohol-related nuisance and disorder in parts of Llanelli Town Centre. The Order came into force on 1st October 2020 and expired on 30th September 2023.

The report stated that Carmarthenshire County Council believes that the PSPO had been effective in reducing alcohol-related anti-social behaviour. However, the anti-social consumption of alcohol, controlled drugs and psychoactive substances in Llanelli Town Centre has had, and was likely to continue to have, a detrimental effect on the quality of life of people within the locality. There were ongoing concerns amongst the community and the police regarding this issue, and in addition, drug-related concerns have been raised.

These concerns are supported by crime and disorder data and evidence the need for a new PSPO to be implemented to give identified officers additional powers to deal with these issues.

The Committee after consideration of the report were happy with the content of the report and therefore had no comments or queries to raise. Committee members were in support of the introduction of the PSPO in Llanelli for the reasons stated in the report.

UNANIMOUSLY RESOLVED TO RECOMMEND TO CABINET that the Introduction of Public Space Protection Order (PSPO) – Llanelli Town Centre be approved.

8. FORTHCOMING ITEMS

The Committee considered the list of forthcoming items to be placed on the agenda for the next meeting scheduled to take place on 14th December, 2023 and was afforded the opportunity to request for any specific information that Members may wish to include within the reports.

In response to a request to delay the Electric Fleet report, the Chair informed the Committee of the reason and suggested that the report be considered by the Committee in March 2024. This would allow the Climate and Nature Emergency Panel to undertake a piece of work to review the scope to implement ultra-low emission vehicles across the Council services, which would include electric vehicles as part of the fleet in future.

In addition, the Chair stated that as the Committee did not return any observations, comments or queries in relation to the Shoreline Management Plan 2 report that was circulated for scrutiny by e-mail on the 17th October 2023, it was requested that report be circulated for scrutiny by e-mail once again seeking member comments.

UNANIMOUSLY RESOLVED that the list of forthcoming items for the Committee meeting to be held on the 14th December 2023 be agreed with exception of the Electric Fleet report which would be moved to March 2024.

9. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE COMMITTEE HELD ON THE 3RD OCTOBER 2023

RESOLVED that the minutes of the meeting of the Committee held on the 3rd October, 2023 be signed as a correct record.

CHAIR

DATE

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