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**THURSDAY, 16 DECEMBER 2021**

**TO: ALL MEMBERS OF THE ENVIRONMENTAL & PUBLIC PROTECTION SCRUTINY COMMITTEE**

I HEREBY SUMMON YOU TO ATTEND A MEETING OF THE **ENVIRONMENTAL & PUBLIC PROTECTION SCRUTINY COMMITTEE** WHICH WILL BE HELD IN THE **VIRTUAL MEETING** AT **2.00 PM** ON **WEDNESDAY, 22<sup>ND</sup> DECEMBER, 2021** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA.

*Wendy Walters*

**CHIEF EXECUTIVE**

<b>Democratic Officer:</b>	<b>Janine Owen</b>
<b>Telephone (Direct Line):</b>	<b>01267 224030</b>
<b>E-Mail:</b>	<b>JanineOwen@carmarthenshire.gov.uk</b>

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

# **ENVIRONMENTAL & PUBLIC PROTECTION SCRUTINY COMMITTEE**

## **14 MEMBERS**

### **PLAID CYMRU GROUP – 7 MEMBERS**

- |    |            |                                |
|----|------------|--------------------------------|
| 1. | Councillor | Karen Davies                   |
| 2. | Councillor | Mansel Charles                 |
| 3. | Councillor | Jeanette Gilasbey              |
| 4. | Councillor | Dorian Phillips                |
| 5. | Councillor | Susan Phillips                 |
| 6. | Councillor | Dai Thomas                     |
| 7. | Councillor | Aled Vaughan Owen (Vice Chair) |

### **LABOUR GROUP – 3 MEMBERS**

- |    |            |                    |
|----|------------|--------------------|
| 1. | Councillor | Penny Edwards      |
| 2. | Councillor | Tina Higgins       |
| 3. | Councillor | John James (Chair) |

### **INDEPENDENT GROUP – 3 MEMBERS**

- |    |            |               |
|----|------------|---------------|
| 1. | Councillor | Arwel Davies  |
| 2. | Councillor | Joseph Davies |
| 3. | Councillor | Alan Speake   |

### **NEW INDEPENDENT GROUP – 1 MEMBER**

- |    |            |             |
|----|------------|-------------|
| 1. | Councillor | Eryl Morgan |
|----|------------|-------------|

# AGENDA

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. 2021/22 QUARTER 2 PERFORMANCE REPORT (1<sup>ST</sup> APRIL TO 30<sup>TH</sup> SEPTEMBER 2021) 5 - 22
5. LOCAL TOILETS STRATEGY INTERIM PROGRESS REPORT 23 - 48
6. PLANNING ENFORCEMENT STATEMENT 49 - 70
7. FORTHCOMING ITEMS 71 - 78
8. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE COMMITTEE HELD ON THE 25<sup>TH</sup> NOVEMBER 2021 79 - 86

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## ENVIRONMENTAL & PUBLIC PROTECTION SCRUTINY COMMITTEE

**22 DECEMBER 2021**

### 2021/22 QUARTER 2 - PERFORMANCE REPORT (1<sup>ST</sup> APRIL TO 30<sup>TH</sup> SEPTEMBER 2021) RELEVANT TO THIS SCRUTINY

**To consider and comment on the following issues:**

To consider the information contained within the report.

**Reasons:**

- Authorities are under a general duty to make arrangements to monitor performance
- We need to demonstrate to citizens, members and regulators how performance is managed, and appropriate interventions implemented

To be referred to the Cabinet / Council for decision:      NO

**CABINET MEMBER PORTFOLIO HOLDER:-**

Cllr. Hazel Evans (Environment)  
Cllr. Philip Hughes (Public Protection)  
Cllr. Ann Davies (Communities and Rural Affairs)  
Cllr. Peter Hughes Griffiths (Culture, Sport and Tourism)  
Cllr. Jane Tremlett (Social Care & Health)

Directorate <b>Communities / Environment / Chief Executive</b>	Designations:	Tel Nos./ E Mail Addresses:
Name of Head of Service: <b>Stephen Pilliner</b>	<b>Head of Highways &amp; Transport</b>	<b>01267 228150</b> <a href="mailto:sgpilliner@carmarthenshire.gov.uk">sgpilliner@carmarthenshire.gov.uk</a>
<b>Jonathan Morgan</b>	<b>Head of Homes and Safer Communities</b>	<b>01554 899285</b> <a href="mailto:jmorgan@carmarthenshire.gov.uk">jmorgan@carmarthenshire.gov.uk</a>
<b>Ainsley Williams</b>	<b>Head of Waste &amp; Environmental Services</b>	<b>01267 224500</b> <a href="mailto:aiwilliams@carmarthenshire.gov.uk">aiwilliams@carmarthenshire.gov.uk</a>
<b>Noelwyn Daniel</b>	<b>Head of ICT &amp; Corporate Policy &amp; Interim Head of Planning</b>	<b>01267 246270</b> <a href="mailto:ndaniel@carmarthenshire.gov.uk">ndaniel@carmarthenshire.gov.uk</a>  <a href="mailto:JaJones@carmarthenshire.gov.uk">JaJones@carmarthenshire.gov.uk</a>
<b>Jason Jones</b>	<b>Head of Regeneration</b>	<b>01267 242492</b> <a href="mailto:abracey@carmarthenshire.gov.uk">abracey@carmarthenshire.gov.uk</a>
<b>Avril Bracey</b>	<b>Head of Adult Social Care</b>	<b>01267 228309</b> <a href="mailto:IJones@carmarthenshire.gov.uk">IJones@carmarthenshire.gov.uk</a>
<b>Ian Jones</b>	<b>Head of Leisure</b>	<b>01267 228142</b> <a href="mailto:jmedwards@carmarthenshire.gov.uk">jmedwards@carmarthenshire.gov.uk</a>
Report Author: <b>Jackie Edwards</b>	<b>Business Improvement Manager</b>	<b>01267 228142</b> <a href="mailto:jmedwards@carmarthenshire.gov.uk">jmedwards@carmarthenshire.gov.uk</a>

# ENVIRONMENTAL & PUBLIC PROTECTION SCRUTINY COMMITTEE

**22 DECEMBER 2021**

## 2020/21 QUARTER 2 - PERFORMANCE REPORT (1<sup>ST</sup> APRIL TO 30<sup>TH</sup> SEPTEMBER 2021) RELEVANT TO THIS SCRUTINY

### BRIEF SUMMARY OF PURPOSE OF REPORT

This report shows progress as at the end of Quarter 2- 2021/22 of our deliverables (Actions and Measures) linked to the Corporate Strategy and our 13 Well-being Objectives.

	No.	13 Well-being Objectives for 2021-22
<b>Start Well</b>	<b>1</b>	Help to give every child the best start in life and improve their early life experiences
	<b>2</b>	Help children live healthy lifestyles (Childhood Obesity)
	<b>3</b>	Support and improve progress, achievement, and outcomes for all learners
<b>Live Well</b>	<b>4</b>	Tackle poverty by doing all we can to prevent it, helping people into work and improving the lives of those living in poverty
	<b>5</b>	Create more jobs and growth throughout the county
	<b>6</b>	Increase the availability of rented and affordable homes
	<b>7</b>	Help people live healthy lives (Tackling risky behaviour and Adult obesity)
	<b>8</b>	Support community cohesion, resilience, and safety
<b>Age Well</b>	<b>9</b>	Support older people to age well and maintain dignity and independence in their later years
<b>In a healthy and safe environment</b>	<b>10</b>	Look after the environment now and for the future
	<b>11</b>	Improve the highway and transport infrastructure and connectivity
	<b>12</b>	Promoting Welsh Language and Culture
<b>Corporate Governance &amp; Better use of Resources</b>	<b>13</b>	Better Governance and use of Resources

### Note

- 2021/2022 is the first year that we will self-evaluate and report on, under the terms of the new Local Government and Elections (Wales) Act 2021, especially Part 6 of the Act on Performance and Governance.
- All quarterly reports will also be shared with relevant Scrutiny committees (not just quarters 1 and 3 as is the current arrangement)

**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:

Stephen Pilliner - Head of Highways & Transport  
 Jonathan Morgan - Head of Homes and Safer Communities  
 Ainsley Williams - Head of Waste & Environmental Services  
 Noelwyn Daniel - Head of ICT & Corporate Policy & Interim Head of Planning  
 Jason Jones - Head of Regeneration  
 Avril Bracey - Head of Adult Social Care  
 Ian Jones - Head of Leisure

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	Physical Assets
<b>YES</b>	<b>YES</b>	<b>NO</b>	<b>NO</b>	<b>NO</b>	<b>NO</b>	<b>NO</b>

## 1. Policy, Crime & Disorder and Equalities

The Well-being of Future Generations (Wales) Act 2015 requires public bodies *to take all reasonable steps to meet their Well-being Objectives*.

The **Local Government and Elections Wales Act 2021** provides for the establishment of a new and reformed legislative framework for local government elections, democracy, governance and performance. It replaces the Local Government Measure 2009. [Part 6 of the Act, Performance and Governance of Principal Council's statutory guidance](#) is the most relevant and includes specific duties for the Council:

Duty	Response
Duty to keep performance under review	We will maintain quarterly performance monitoring throughout the year. This Quarter 2 report addresses this duty.
Duty to consult on performance	We will undertake a self-assessment and undertake consultation on 2021/22 performance and publish an Annual Report.
Duty to report on performance – based on self-assessment approach	

## 2. Legal

In our published Well-being Statement, we are committed to monitor our Well-being Objective action plans.

## CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

**Signed:**

Stephen Pilliner - Head of Highways & Transport  
 Jonathan Morgan - Head of Homes and Safer Communities  
 Ainsley Williams - Head of Waste & Environmental Services  
 Noelwyn Daniel - Head of ICT & Corporate Policy & Interim Head of Planning  
 Jason Jones - Head of Regeneration  
 Avril Bracey - Head of Adult Social Care  
 Ian Jones - Head of Leisure

**1. Scrutiny Committee – N/A**

**2. Local Member(s) – N/A**

**3. Community / Town Council – N/A**

**4. Relevant Partners – N/A**

**5. Staff Side Representatives and other Organisations –**

All Departments have been consulted and have had the opportunity to provide comments on their performance and progress.

<b>CABINET PORTFOLIO HOLDERS AWARE/CONSULTED</b>	<b>YES</b>
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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
Corporate Strategy 2018-2023 (refreshed April 2021)	<a href="#"><u>Corporate Strategy 2018-23 - updated April 2021</u></a>

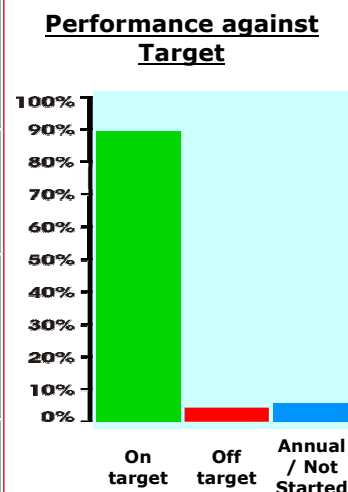




## PIMS Quarter 2 2021-22 Performance Report of measures & actions relevant to Environment and Public Protection scrutiny


The table below provides a summary progress against target for the Actions and Measures contained within the selected document


		Total	On target	Off target	Not reported	Not available	Annual / Not started	% on target	Overall % on target
WBO5. Create more jobs and growth throughout the county	Measures	2	1	1	0	0	0	50%	50%
WBO7.Help people live healthy lives (Tackling risky behaviour and obesity)	Actions	3	3	0	0	N/A	0	100%	100%
	Measures	2	2	0	0	0	0	100%	
WBO8.Support community cohesion, resilience, and safety	Actions	5	5	0	0	N/A	0	100%	83%
	Measures	1	0	1	0	0	0	0%	
WBO9.Support older people to age well and maintain dignity and independence in their later years	Actions	1	1	0	0	N/A	0	100%	100%
WBO10.Look after the environment now and for the future	Actions	27	27	0	0	N/A	0	100%	97%
	Measures	5	4	1	0	0	0	80%	
WBO11.Improve the highway and transport infrastructure and connectivity	Actions	13	13	0	0	N/A	0	100%	76%
	Measures	4	0	0	0	0	4	0%	
WBO13.Better Governance and use of Resources	Actions	4	4	0	0	N/A	0	100%	100%
<b>Overall Performance</b>	<b>Actions and Measures</b>	<b>67</b>	<b>60</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>4</b>	<b>90%</b>	




## PIMS Quarter 2 2021-22 Performance Report of measures & actions relevant to Environment and Public Protection scrutiny

**OFF TARGET**

Theme: WBO10.Look after the environment now and for the future							
Sub-theme: E - Towards Zero Waste strategy							
Measure Description	2020/21 Comparative Data			2021/22 Target and Results			
	Best Quartile	Welsh Median	Our Actual	Quarter 1	Quarter 2	Quarter 3	End of Year
Percentage of waste reused, recycled or composted  PAM/030	Not applicable		Q2: <b>66.46</b>  End Of Year: <b>66.08</b>	Target: <b>65.00</b>  Result: <b>61.04</b>	Target: <b>65.00</b>  Result: <b>61.69</b>  Calculation: <b>(25901.67÷41988.06) x 100</b>	Target: <b>65.00</b>	Target: <b>65.00</b>
<b>Comment</b>	As indicated in Q1 as a consequence of the fire at CWM's Nantycaws materials recovery facility, there has been significant disruption to our normal waste sorting, treatment and disposal arrangements. This has meant that CWM have had to find alternative outlets for sorting and disposal of waste. This has resulted in materials going to landfill facilities and alternative plants, some of which have less efficient sorting processes than would normally be the case. Consequently our overall recycling performance has dropped. In addition to this given the suspension during COVID of the kerbside restrictions of black bags being eased and the increased contamination of our kerbside recycling the capture of high quality recycling has decreased						
<b>Remedial Action</b>	The short term arrangements for recycling treatment remain in place. However, CWM are finalising alternative arrangements as part of a medium term strategy to recover the position. In addition the black bag restriction policy and recycling contamination engagement programme has recommenced in October this position should improve for Q3.						
<b>Service Head:</b> Ainsley Williams					<b>Performance status:</b> Off target		

Theme: WBO5. Create more jobs and growth throughout the county							
Sub-theme: D-Strengthen the foundational economy and community resilience.							
Measure Description	2020/21 Comparative Data			2021/22 Target and Results			
	Best Quartile	Welsh Median	Our Actual	Quarter 1	Quarter 2	Quarter 3	End of Year
The percentage of high risk businesses that were liable to a programmed inspection that were inspected, for: iii) Animal Health  PPN/001iii	Not applicable		Q2: <b>15</b>  End Of Year: <b>47</b>	Target: <b>10</b>  Result: <b>18</b>	Target: <b>28</b>  Result: <b>25</b>  Calculation: <b>(39÷159) x 100</b>	Target: <b>50</b>	Target: <b>100</b>
<b>Comment</b>	Officers have been heavily focused on the Covid-19 element of Animal health, particularly with reference to Marts and Markets where there is a High density of people in attendance. The team has focused on areas of dog breeding both Licensed and illegal. Added to this a member of staff has focused on a particularly onerous freedom of information act request, which has meant the collation of a vast quantity of information. We have now made the decision to be less focused on the afore mentioned activities and officers are working to address the shortfall in this performance indicator and will be prioritising high risk inspections until March 2022.						
<b>Remedial Action</b>	This PI will be achieved by deploying those staff mentioned to focus on high risk inspections as catered for in this PI. It is our expectation this PI will be achieved by end of financial year.						
<b>Service Head:</b> Jonathan Morgan					<b>Performance status:</b> Off target		

Theme: WBO8.Support community cohesion, resilience, and safety							
Sub-theme: D - Support Safer Communities							
Measure Description	2020/21 Comparative Data			2021/22 Target and Results			
	Best Quartile	Welsh Median	Our Actual	Quarter 1	Quarter 2	Quarter 3	End of Year
The average number of calendar days taken to repair all street lamp failures during the year  THS/009	Not applicable		Q2: <b>23.03</b>  End Of Year: <b>11.37</b>	Target: <b>4.00</b>  Result: <b>10.03</b>	Target: <b>4.00</b>  Result: <b>6.79</b>  Calculation: <b>2843÷419</b>	Target: <b>4.00</b>	Target: <b>4.00</b>
<b>Comment</b>	The team have made significant progress with the backlog despite still being off target. The stand alone figures have improved from 10 days in Q1 to just over 4 days in Q2, however we are still working through the backlog.						
<b>Remedial Action</b>	We are progressing with the recruitment of 2 new members of staff and are currently shortlisting for these posts. We hope to see further improvement in QTR3.						
<b>Service Head:</b> Stephen G Pilliner					<b>Performance status:</b> Off target		

## PIMS Performance Report

### ON TARGET ETC.

<b>ACTIONS - Theme: WBO10.Look after the environment now and for the future</b>			
<b>Sub-theme: A - Address requirements of the Environment (Wales) Act 2016</b>			
<b>Action</b>	14822	<b>Target date</b>	31/03/2022 (original target 31/03/2021)
<b>Action promised</b>	We will implement the tree strategy to improve the environment and mitigate the effects of air and noise pollution in our more populated areas (This applies primarily to trees on land owned or managed by CCC, but could equally well apply to other land e.g. land managed by other members of the Pubic Service Board, and Town and Community Councils).		
<b>Comment</b>	CCC`S Moving Forwards action point 23 refers to "Promote a tree strategy to ...." CCC is setting out its approach to this, and the scope of the strategy. This will be consistent with that endorsed by the Woodland Trust, but it will be a much shorter document which focuses on actions. Its delivery will require a collaborative approach to ensure CCC owned land is made available for tree and woodland planting, by property managers, and it will also require a budget as not all the cost of tree planting can be sought from grant aid. In particular there are maintenance operations that are not covered by capital grants, yet are essential for the successful establishment of tree and woodlands. Implementation of the strategy will follow once it has been endorsed following the appropriate democratic process.		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	
<b>Action</b>	15193	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will work towards ensuring that CCC meets its Biodiversity and Ecosystem Resilience Duty under Section 6 of the Environment (Wales) Act: planning what actions it will deliver and reporting on outcomes achieved to WG. Evidencing links between this work and the requirements of the Well-being of Future Generations (Wales) Act 2015.		
<b>Comment</b>	CCC`s Draft ENV ACT Forward plan 2020-2023 will be presented to DMT, CMT Pre-cabinet and will go to EPP Scrutiny in Dec 2021.This was on hold as the urgent priority has been to deal with the recommendations of the Audit Wales. recommendations and ensure the backlog of Ecology responses to planning applications was being addressed.		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	
<b>Action</b>	15194	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will work towards ensuring that CCC regularly updates its Environment Act Forward Plan as required by the legislation		
<b>Comment</b>	CCC Draft ENV ACT Forward plan 2020-2023 will be presented to DMT, CMT Pre-cabinet and will go to EPP Scrutiny in Dec 2021.This was on hold as the urgent priority has been to deal with the recommendations of the Audit Wales. recommendations and ensure the backlog of Ecology responses to planning applications was being addressed.		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	
<b>Action</b>	15195	<b>Target date</b>	31/03/2022
<b>Action promised</b>	Ensure staff across CCC at all levels are aware of the need to deliver CCC's Environment Act Forward Plan and their role in doing this.		
<b>Comment</b>	Sessions run for Property Design on designing in biodiversity features into building and landscaping - 4 officers attended, plus session on building maintenance and bats run for Property and Housing. Bat training was delivered to Development Managers and we ran a session run for Planning Committee on Ecology and planning decisions. We are also working closely with Active travel on integrating biodiversity management with the delivery of a replacement multi use path in Lower St Clears.		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	
<b>Action</b>	15196	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will ensure that CCC's own development projects deliver biodiversity enhancements, ecological mitigation and compensation, as per the legislation and policy		
<b>Comment</b>	CCC`s Project ecologist (a permanent fully funded post) works on CCC development e.g. Gwenllian School, Kidwelly, and the re-routing of the cycle way in Lower St Clears, to address and progress the ecological issues such applications raise. At Gwenllian school, biodiversity mitigation, compensation and enhancement has focused on providing alternative dormouse habitat consistent with NRW`s EU Protected Species Licencing requirements, which in time will also provide mitigation for the loss of bat habitat on site. Reptile populations will be translocated to local suitable site as a means of safeguarding these populations, and the loss of marshy grassland habitat onsite, due to the development will be mitigated by the creation of a new swale, that will be established with native wetland species. The need to re-route the cycle way in Lower St Clears has provided the opportunity for CCC to purchase a 4ha field, and move the cycle way away from the river. The long term plan is to manage the 4ha field as Local Nature Reserve, secure this designation, re-route through the cycle way along the edge of this field away from the river, so that it is not subject to erosion. The field includes 1 ha of wet land fen which is species rich and there is the potential for the habitats in the remaining 3ha to become richer in biodiversity if managed appropriately. The site is currently used by a variety of summer migrant birds, a wide range of invertebrates, and otters. This approach is consistent with CCC`s delivery of its Well Being objectives, Green Infrastructure, and Nature Recovery. The management of this site will be set out in a costed biodiversity management plan. £10,801 is the spend on the salary of this post this FY to end of June 21.		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	
<b>Action</b>	15198	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will continue to deliver the Caeau Mynydd Mawr SAC Marsh Fritillary project, which aims to ensure the management of at least 100ha of Marsh Fritillary habitat in perpetuity. We will expand this successful approach and use S 106 agreements and developer contribution to deliver other necessary biodiversity benefits where this is appropriate.		
<b>Comment</b>	The project continues to manage 26 sites , which, with the areas on the SSSIs where management is overseen by NRW, provide a total of 79ha of marshy grassland in suitable condition for the Marsh Fritillary butterfly. Site management work this FY is improving the structure and floristic diversity of less suitable areas with the objective of making these more suitable for the butterfly and biodiversity generally. This year we have started a new project with the Pobl Housing Association and NBGW, focusing on improving the diversity of a CCC owned field on the Cross Hands Business Park.		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	

## PIMS Performance Report

ACTIONS - Theme: WBO10.Look after the environment now and for the future			
Sub-theme: B - Deliver planning according to Planning (Wales) Act 2015			
Action	14970	Target date	31/03/2022
<b>Action promised</b>	We will develop a joint working strategy between the Countryside Access Unit and the Countryside Operations/Ranger Unit to ensure an effective working partnership.		
<b>Comment</b>	a close working arrangement is in place between Countryside Access and Operations with co-location at Mynydd Mawr and joint working in a number of areas. Both Managers are also attending regular BMT meetings.		
<b>Service Head:</b> Stephen G Pilliner		<b>Performance status:</b> On target	

ACTIONS - Theme: WBO10.Look after the environment now and for the future			
Sub-theme: C - Net Zero Carbon Local Authority by 2030			
<b>Action</b>	14812	<b>Target date</b>	31/03/2030
<b>Action promised</b>	Continue to extend the use of 'smart' and sub-metering technology to ensure accurate and timely capture of energy consumption data and develop appropriate carbon reduction target for the Council's non-domestic buildings as part of action plan (NZC-05 & 06)		
<b>Comment</b>	Following approval at CMT on 8th August 2021, we immediately began liaising with our industry partners to facilitate the roll-out of 'smart' metering technology across our electricity, gas and water supplies. Our electricity and water industry partners are currently at the scoping stage of their efforts, however we are informed that half-hourly consumption data will begin to flow from our gas meters within the next month.		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	
<b>Action</b>	14813	<b>Target date</b>	31/03/2022 (original target 30/09/2021)
<b>Action promised</b>	Deliver Re:fit Cymru (Energy Efficiency) Phase 1 project to achieve energy / carbon savings (NZC-01)		
<b>Comment</b>	Phase 1 completed apart from solar PV installation at Parc Dewi Sant. Additional bat surveys have been submitted and awaiting Planning approval. Aim to complete by end March 2022 subject to Planning approval.		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	
<b>Action</b>	14814	<b>Target date</b>	31/03/2030
<b>Action promised</b>	Continue to work with Welsh Government Energy Service to explore and deliver opportunities for large scale renewable energy projects (NZC-13)		
<b>Comment</b>	We continue to work with Welsh Government Energy Service (WGES) to explore and deliver large-scale renewable energy projects. WGES have undertaken an assessment of our land holdings, and this is in the process of being reviewed by Planning to identify feasible renewable energy projects to progress.		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	
<b>Action</b>	14815	<b>Target date</b>	30/09/2021
<b>Action promised</b>	Explore the feasibility of tree-planting, and other such measures, on Council controlled land to contribute towards carbon offsetting (NZC-15)		
<b>Comment</b>	Planting schemes have been undertaken in various locations. 4 CCC owned sites in Carmarthenshire that are suitable for tree planting are subject to grant applications under the WG's Glas Tir woodland creation scheme. This will provide approx 8.8ha of woodland on these CCC land holdings and would equate to a carbon sequestration of 5.5 tCO2e. A further in depth study of the carbon sequestration potential of our Council land holdings is underway in an effort to identify further areas that could be enhanced with habitats to increase our carbon offsetting.		
<b>Service Head:</b> Jason Jones		<b>Performance status:</b> On target	
<b>Action</b>	14816	<b>Target date</b>	31/03/2022
<b>Action promised</b>	Develop appropriate target for renewable energy generation as part of annual review of action plan (NZC-16)		
<b>Comment</b>	Following publication of the Wales reporting Guidance on 24/05/2021 we will develop an appropriate target for renewable energy generation. This will also be informed by discussions with Welsh Government and Western Power Distribution regarding the capacity of the local electricity distribution network.		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	
<b>Action</b>	14817	<b>Target date</b>	31/03/2030
<b>Action promised</b>	Continue to work with Carmarthenshire PSB partners to identify and develop opportunities for collaboration regarding carbon reduction and Work with Welsh Government and Swansea Bay City Region partners to establish a Regional Energy Plan for South West Wales. (NZC-19 & 20)		
<b>Comment</b>	<p>Natural Resources Wales (NRW) held a virtual SW Wales PSBs Net Zero Workshop on 29th September 2021. This event included speakers from Welsh Government and their consultants who provided an overview of the Public Sector Net Zero Reporting. NRW also shared their experience in determining baseline emissions and developing carbon reduction strategies through their Carbon Positive Project.</p> <p>Hywel Dda UHB have secured Welsh Government grant funding for a solar farm at their Hafan Derwen site and have now secured Planning permission. We had hoped to establish a power purchase arrangement whereby some of the generated electricity would be available to supply our adjoining Parc Dewi Sant offices; unfortunately, following technical feasibility studies this may no longer be possible.</p> <p>The draft SW Regional Energy Strategy is being finalised to incorporate an economic modelling chapter. Action plans are to be developed via four thematic workshops: (1) domestic buildings, (2) commercial and industrial, (3) renewables, and (4) transport and active travel. Following a final review by Welsh Government the Strategy will then need to be taken through individual Authority governance structures for approval.</p>		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	

## PIMS Performance Report

<b>Action</b>	14818	<b>Target date</b>	31/03/2030
<b>Action promised</b>	We will continue to work with Ynni Sir Gâr, and others, to deliver and support local renewable energy projects (NZC-23)		
<b>Comment</b>	<p>Ynni Sir Gâr have been funded under the Welsh Government Rural Development Fund LEADER programme to identify and explore the feasibility of small-scale community energy projects in the County. The project is working collaboratively with our Ten Towns initiative.</p> <p>To-date, 34 potential renewable energy sites have been scoped for suitability with further site-scoping to follow.</p> <p>As the Ten Towns growth plans for each area note community energy as a theme to explore and develop, an online webinar is to be held in early November 2021 for all stakeholders across the Ten Towns growth plan teams to further engage with and develop this project. The project is due to complete in late Spring 2022.</p> <p>We are also supporting Ynni Sir Gâr to deliver carbon reduction projects at Ysgol Bro Dinefwr including the installation of EV charging points.</p>		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	
<b>Action</b>	14819	<b>Target date</b>	30/09/2021
<b>Action promised</b>	We will review the action plan following publication of Welsh Government guidance regarding new national carbon reporting framework (NZC-27)		
<b>Comment</b>	<p>The 'Welsh Public Sector Net Zero Reporting Guide' was due to be issued in April 2020, but its publication was delayed until 24th May 2021.</p> <p>Whilst reporting to Welsh Government is not mandatory, it is considered important that we do so and play our role in contributing to the ambition for Welsh public services to be carbon neutral by 2030. Accordingly, we will be reporting to Welsh Government in accordance with the requirements of the Guide by the 31st October 2021 deadline.</p> <p>Some of the prescribed reporting methodologies are comparatively blunt instruments based on £ spend and / or assumptions rather than accurate data. This is notably the case for Procurement – applying the Guide would make it impossible to actively reduce a Procurement footprint other than by reducing the corresponding £ spend. This spend doesn't reflect Progressive Procurement / Circular Economy principles as it doesn't distinguish whether the spend is in Brazil or Bynea. We will, therefore, continue with the existing scope of our net zero carbon commitment but adopt the corresponding reporting methodologies prescribed in the Guide.</p>		
<b>Service Head:</b> Noelwyn Daniel (Planning)		<b>Performance status:</b> On target	
<b>Action</b>	14981	<b>Target date</b>	31/03/2023
<b>Action promised</b>	We will develop projects and programmes to contribute to the Authority's net-zero carbon ambitions.		
<b>Comment</b>	We are implementing a range of projects to contribute to the Authority's net zero carbon commitment. We have recently completed the re:FIT programme and the first site of new homes, as well as passivhaus and other fabric first designed buildings to reduce future carbon requirements.		
<b>Service Head:</b> Stephen G Pilliner		<b>Performance status:</b> On target	
<b>Action</b>	14992	<b>Target date</b>	31/03/2024 (original target 31/03/2022)
<b>Action promised</b>	We will review future plans for Nantycaws in relation to Net Zero Carbon		
<b>Comment</b>	<p>Project is currently as an early conceptual stage and is dependent upon two key external factors; WG funding in support of CCC's desire to develop an eco-park at the site; and trunk road improvements to the road network in the vicinity, including the site access itself.</p> <p>WG are currently in the early stages of feasibility with respect to road/access improvements.</p> <p>CCC is currently in discussion with WG in relation to the eco-park development from a regeneration, waste and a decarbonisation perspective.</p>		
<b>Service Head:</b> Ainsley Williams		<b>Performance status:</b> On target	

## PIMS Performance Report

<b>ACTIONS - Theme: WBO10.Look after the environment now and for the future</b>			
<b>Sub-theme: D - Flood &amp; Water Management Act &amp; Shoreline Management Plan.</b>			
<b>Action</b>	14988	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will work in accordance with our Flood Risk Management Plan and commence implementation as part of the strategy for identifying, managing and mitigating flood risk within our communities		
<b>Comment</b>	A final draft of the document is with HoS for review		
<b>Service Head:</b>	Ainsley Williams	<b>Performance status:</b>	On target
<b>Action</b>	14989	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will undertake the role of Lead Local Flood Authority in investigating widescale incidents of flooding in accordance with the Flood and Water Management Act. Including the coordination of flood investigations where there's multiple sources of flood causations involving partner organisations as asset owners/Risk Management Authorities (RMAs).		
<b>Comment</b>	The team have completed all outstanding reports in this respect. The most recent report is due to be shared with the affected community in July 21.		
<b>Service Head:</b>	Ainsley Williams	<b>Performance status:</b>	On target
<b>Action</b>	14990	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will develop and produce a flood guidance document		
<b>Comment</b>	We have undertake research and are finalising a draft of the material we would like published on the web page. No skills exist in the business unit to edit the web pages; help has been afforded from the wider department and content will be given to them to upload.		
<b>Service Head:</b>	Ainsley Williams	<b>Performance status:</b>	On target
<b>Action</b>	15074	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We shall protect and manage our coastal facilities, including the Millennium Coastal Park, working within regional shoreline management plan, overseen by Environment Department.		
<b>Comment</b>	Discussions and joint working in place with colleagues in Environment Department leading and co-ordinating coastal protection works via regional partnership. Specific progress with securing funding to replace / divert part of National Cycle Network and Coastal path at Morfa Baccas, Bynea. Work also commissioned to consider options for coastal protection along Burry Port East Beach to protect against erosion and exposure of remnants of former Carmarthen Bay Power Station		
<b>Service Head:</b>	Ian Jones	<b>Performance status:</b>	On target

## PIMS Performance Report

Theme: WBO10.Look after the environment now and for the future							
Sub-theme: E - Towards Zero Waste strategy							
Measure Description	2020/21 Comparative Data			2021/22 Target and Results			
	Best Quartile	Welsh Median	Our Actual	Quarter 1	Quarter 2	Quarter 3	End of Year
Percentage of streets that are clean PAM/010	Not applicable		Q2: <b>98.2</b>  End Of Year: <b>97.8</b>	Target: <b>92.0</b>  Result: <b>95.3</b>	Target: <b>92.0</b>  Result: <b>95.3</b>  Calculation: <b>(245÷257) × 100</b>	Target: <b>92.0</b>	Target: <b>92.0</b>
<b>Service Head:</b> Ainsley Williams			<b>Performance status:</b> On target				
Measure Description	2020/21 Comparative Data			2021/22 Target and Results			
	Best Quartile	Welsh Median	Our Actual	Quarter 1	Quarter 2	Quarter 3	End of Year
Average number of working days taken to clear fly-tipping incidents PAM/035	Not applicable		Q2: <b>6.4</b>  End Of Year: <b>5.2</b>	Target: <b>4.0</b>  Result: <b>2.9</b>	Target: <b>4.0</b>  Result: <b>2.6</b>  Calculation: <b>2947÷1122</b>	Target: <b>4.0</b>	Target: <b>4.0</b>
<b>Comment</b>		Av Days in QTR 2 is 2.41 reduced from 2.92 in qtr 1.					
<b>Service Head:</b> Ainsley Williams			<b>Performance status:</b> On target				
Measure Description	2020/21 Comparative Data			2021/22 Target and Results			
	Best Quartile	Welsh Median	Our Actual	Quarter 1	Quarter 2	Quarter 3	End of Year
Kilograms of local authority municipal waste that is not reused, recycled or composted during the year per person PAM/043	Not applicable		Q2: <b>73.2</b>  End Of Year: <b>155.8</b>	Target: <b>43.8</b>  Result: <b>38.9</b>	Target: <b>85.3</b>  Result: <b>77.9</b>  Calculation: <b>14709700÷188771</b>	Target: <b>127.0</b>	Target: <b>167.9</b>
<b>Comment</b>		Although the waste presented at the kerbside has increased during the last 12 months, there has been a decrease in waste throughput at our Household Waste Recycling Centre network. This has meant a decrease in the overall waste that is not reused, recycled or composted during this year per person.					
<b>Service Head:</b> Ainsley Williams			<b>Performance status:</b> On target				
Measure Description	2020/21 Comparative Data			2021/22 Target and Results			
	Best Quartile	Welsh Median	Our Actual	Quarter 1	Quarter 2	Quarter 3	End of Year
The Cleanliness Indicator STS/005a	Not applicable		Q2: <b>82.4</b>  End Of Year: <b>80.7</b>	Target: <b>74.0</b>  Result: <b>76.8</b>	Target: <b>74.0</b>  Result: <b>77.0</b>  Calculation: <b>(0.770428÷1) × 100</b>	Target: <b>74.0</b>	Target: <b>74.0</b>
<b>Comment</b>		We have witnessed relaxation of the lockdown reflects in surveys of pedestrian type litter, ppe and fast food waste. There is also more visitors for staycation which has increased litter.					
<b>Remedial Action</b>		We have introduced 10 town audits, monthly. This allows us to highlight issues to the local cleansing teams. We also collect data sets on this. Also planning behaviour change campaigns and we are working closely with Marketing and Media to progress this to launch.					
<b>Service Head:</b> Ainsley Williams			<b>Performance status:</b> On target				

## PIMS Performance Report

ACTIONS - Theme: WBO10.Look after the environment now and for the future			
Sub-theme: E - Towards Zero Waste strategy			
<b>Action</b>	13256	<b>Target date</b>	31/03/2022 (original target 31/03/2021)
<b>Action promised</b>	We will continue to review our waste treatment strategy options and recycling infrastructure needs to ensure that we can continue to meet our statutory recycling targets and landfill diversion targets from April 2018		
<b>Comment</b>	We have now finalised and received approval for our Future Waste Strategy in Oct 21 - This work will now move into delivery phase.		
<b>Service Head:</b> Ainsley Williams		<b>Performance status:</b> On target	
<b>Action</b>	14983	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will continue to work with CWM Environmental to review our waste treatment/disposal arrangements in the immediate term and long term by securing appropriate arrangements for treating and disposing of our waste.		
<b>Comment</b>	As part of the Future Waste Strategy for Carmarthenshire, CWM environmental are a key stakeholder in the development of the future workplan. We have worked in conjunction with CWM to develop Circular Economy Projects in two localities in the county and will continue work to progress wider infrastructure needs for dry recycling and residual waste treatment for the long term.		
<b>Service Head:</b> Ainsley Williams		<b>Performance status:</b> On target	
<b>Action</b>	14984	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will continue to review existing household recycling participation rates to maximise landfill diversion and increase recycling. Undertake a programme of door-stepping to advise and encourage householders to participate in our recycling schemes.		
<b>Comment</b>	Due to our response to COVID-19 household participation monitoring and engagement were suspended. These activities have now been approved for recommencement and a programme of engagement and monitoring will commence in Q3. In addition an all-Wales compositional analysis will be undertaken in 2022, to assess the recycling contained within our residual waste to direct targeted education programmes.		
<b>Service Head:</b> Ainsley Williams		<b>Performance status:</b> On target	
<b>Action</b>	14985	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will undertake a full review of our waste collection methodology at the kerbside, with a view to assessing alternative models of delivery on a cost vs performance gain basis. This will include a consultation exercise with a range of stakeholders.		
<b>Comment</b>	We have now finalised and received approval for our Future Waste Strategy in Oct 21 - with public consultation taking place in July 2021. This work will now move into delivery phase with ongoing public engagement being a key facet of change. .		
<b>Service Head:</b> Ainsley Williams		<b>Performance status:</b> On target	
<b>Action</b>	14986	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We shall continue to target local environment quality issues, including dog fouling, fly-tipping and general litter blight. Review effectiveness of Public Space Protection Order.		
<b>Comment</b>	Engagement has commenced with internal departments to establish in effect a wish list for any further requirements that are not catered for in the current PSPO. A survey questionnaire design has also been completed for the outside organisations namely the Town and Community Councils and Sports Associations to provide us with their views. Once that data has been received a report will be compiled to CMT and PEB followed by a formal consultation where the PSPO will be formulated in July 2022. Environmental crime is still being reported and dealt with by the Enforcement team ensuring covid health and safety measures are being complied with.		
<b>Service Head:</b> Ainsley Williams		<b>Performance status:</b> On target	
<b>Action</b>	14991	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will work with local stakeholders to manage the local environment quality in terms of managing blight and associated problems on public land by undertaking litter and fly-tipping management arrangements across the County, including enforcement work. This will include a particular focus on some areas of Llanelli that have specific problems.		
<b>Comment</b>	Presently whilst tackling environmental crime in the general sense, we are also focusing specific areas of Llanelli working with internal partners in Environmental Health. The evidence relates to prevention through signage and joint patrols to enhance the enforcement. Also working with outside agencies Dyfed Powys Police to tackle antisocial behaviour problems affecting local residents.		
<b>Service Head:</b> Ainsley Williams		<b>Performance status:</b> On target	



## PIMS Performance Report

<b>ACTIONS - Theme: WBO11.Improve the highway and transport infrastructure and connectivity</b>			
<b>Sub-theme: A - Highway Infrastructure</b>			
<b>Action</b>	13272	<b>Target date</b>	31/03/2022 (original target 31/03/2019)
<b>Action promised</b>	We will conclude the study into the feasibility of developing an overnight lorry park/s within the County.		
<b>Comment</b>	As previously reported, following a period of peer group review and discussion with stakeholders, we are currently undertaking phase 2 of the study which will inform the final report. Current activities include detailed surveys of parking hot spots identified in phase 1 analysis, to better understand parking behaviour time and duration of stay. An up to date review of the known impacts of wider policy landscape in particular effects of BREXIT, Just in Time logistics influence on freight within Carmarthenshire, and the latest British Parking Association requirements in the context of lorry parking. This along with a further exercise canvassing views directly from the industry will inform the final report setting out appropriateness and likely costs associated with any lorry park venture.		
Service Head: Stephen G Pilliner		Performance status: On target	
<b>Action</b>	14959	<b>Target date</b>	31/03/2024
<b>Action promised</b>	We will support the Council's vision for Carmarthenshire to become the Cycling Hub of Wales by continuing to develop Active Travel infrastructure. We will also support the delivery of major on road cycle events.		
<b>Comment</b>	We continue to be one of the highest performing authorities in Wales in terms of attracting funding and delivering significant active travel improvements across Wales. This is allowing us to develop and implement our masterplans across all our main towns including the iconic new bridge that is being constructed as part of the Llanelli spinal route. Challenges remain in terms of Welsh funding being focussed almost exclusively on urban centres prescribed by the Active Travel Act, however we continue to work with them to raise this issue and identify opportunities that support rural and semi rural communities. We have been successful in obtaining an additional 672k in year funding from WG that will support infrastructure at locations including Morfa Bacas and the Tywi Valley. We have an established cycling Steering Board brings together stakeholders from across numerous divisions as well as key external stakeholders to ensure we continue to deliver on all aspect of the Carmarthenshire Cycling Strategy. The recent successful tour of Britain time trial event is a reflection of our growing stature as the cycling hub of Wales.		
Service Head: Stephen G Pilliner		Performance status: On target	
<b>Action</b>	14960	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will continue to support and contribute to the WelTAG process with Welsh Government to support the delivery of a bypass for Llandeilo to improve air quality and safety in the town of Llandeilo.		
<b>Comment</b>	We have been actively engaged in the WelTAG advisory panel. We have clearly set out the position of CCC in terms of the Bypass being the only feasible option available to address long standing concerns in and around Llandeilo, as well as in terms of the impact that congestion has on the strategic Swansea to Manchester trunk road. The panel review associated with WelTAG 2/3 has concluded and we are awaiting the subsequent report and recommendations		
Service Head: Stephen G Pilliner		Performance status: On target	
<b>Action</b>	14965	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will deliver the 3 year capital investment program for highway maintenance in accordance with then resources available		
<b>Comment</b>	A prioritised risk based programme of highway surface remedial schemes has commenced. The surfacing dressing programme (13 Capital funded) is completed and a programme of 50 road re-surfacing schemes is a third complete with substantial completion due in November. The programme invests Capital funding alongside WG grant funding.		
Service Head: Stephen G Pilliner		Performance status: On target	
<b>Action</b>	14967	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will develop the Highway Maintenance Policy to in accordance with the Highways Asset Management Plan.		
<b>Comment</b>	The Highway Maintenance Manual went to Pre-cabinet 4th October and is now scheduled to be at Scrutiny Committee on the 25th November.		
Service Head: Stephen G Pilliner		Performance status: On target	
<b>Action</b>	14968	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will develop, maintain and deliver a 3 year capital maintenance programme of highway bridge strengthening and replacement schemes. Prioritising delivery of schemes with the resources available		
<b>Comment</b>	This years Capital programme will strengthen 3 and replace 4 sub-standard structures and develop further schemes for the forward programme subject to available resource.		
Service Head: Stephen G Pilliner		Performance status: On target	

<b>ACTIONS - Theme: WBO11.Improve the highway and transport infrastructure and connectivity</b>			
<b>Sub-theme: B - Integrated Public Transport Network</b>			
<b>Action</b>	14962	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will continue to work with national and regional bodies to develop the public transport network to support carbon reduction and economic development		
<b>Comment</b>	On a strategic basis we are actively working with Welsh Government, Transport for Wales regional partners, user groups and operators to influence and contribute to the national bus reform work. Carmarthenshire through Stephen Pilliner are a regional lead on this matter. We continue to be a key partner in the development of a south west Wales METRO which looks to enhance and integrate public and active modes of transport to provide a coherent network for moving people in and around the region. We have been successful in drawing down Welsh Government grant that is allowing us to develop and implement improvements to some of our key public transport interchanges as well as rolling out a programme of infrastructure improvements along our key public transport corridors where measures include (but are not limited to) new high quality shelters and real time passenger information systems. The improvements are designed to encourage modal shift away from the private car thereby contributing to carbon reduction, as well as improving the attractiveness, accessibility and vitality of our economic centres		
Service Head: Stephen G Pilliner		Performance status: On target	

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<b>ACTIONS - Theme: WBO11.Improve the highway and transport infrastructure and connectivity</b>			
<b>Sub-theme: C - School Transport network</b>			
Action	14969	Target date	31/03/2022
Action promised	We will continue to support the delivery of the Modernising Education Programme – redesigning networks to facilitate the movement of pupils as set out in our home to school transport policy.		
Comment	We will continue to work with MEP team to deliver transport where required to support the MEP programme where possible, however increasing demand for transport and external factors has resulted in a diminishing supply pool of buses and taxis which needs to be considered as part of the process		
<b>Service Head:</b> Stephen G Pilliner		<b>Performance status:</b> On target	

<b>ACTIONS - Theme: WBO11.Improve the highway and transport infrastructure and connectivity</b>			
<b>Sub-theme: D - Support Community and rural Transport</b>			
Action	15106	Target date	31/03/2022
Action promised	We will ensure that the Council works with partners to develop community transport opportunities across the county, which should consider all feasible means of transport to address local needs.		
Comment	We will continue to maintain existing schemes and respond to any requests received for unmet needs.		
<b>Service Head:</b> Stephen G Pilliner		<b>Performance status:</b> On target	
Action	15107	Target date	31/03/2022
Action promised	We will ensure that the Council improves promotion of its Country Cars scheme.		
Comment	Country Cars is currently operating at a significantly reduced level due to COVID however we will work with the RVS to review promotions when volunteer availability allows		
<b>Service Head:</b> Stephen G Pilliner		<b>Performance status:</b> On target	

<b>ACTIONS - Theme: WBO11.Improve the highway and transport infrastructure and connectivity</b>			
<b>Sub-theme: E - Road Safety Strategy</b>			
Action	14964	Target date	03/01/2022 (original target 31/03/2024)
Action promised	We will work with communities to submit bids to the Welsh Government to secure funding for the development of Safer Routes in Communities and Active Travel to improve walking routes to encourage more sustainable travel to assist with achieving the objective of decarbonisation.		
Comment	Two expressions of interest have been taken forward to full bid status.		
<b>Service Head:</b> Stephen G Pilliner		<b>Performance status:</b> On target	

<b>ACTIONS - Theme: WBO11.Improve the highway and transport infrastructure and connectivity</b>			
<b>Sub-theme: F - Modernising our vehicle Fleet</b>			
Action	14961	Target date	31/03/2022
Action promised	We will update the Council's Fleet Strategy to reduce the level of Carbon and Nitrogen Dioxide emissions from our transport operations over the next five years - including Reducing fossil fuel:train staff in new technologies; explore use of alternative vehicles such as e-scooters and promoting active travel.		
Comment	The staff travel guide has been reviewed and updated to reflect New Ways of Working which contributes to reducing carbon emissions from the authority's fleet usage. An electric demonstration refuse vehicle has been trialed to reflect and pave the way for the transition strategy to lower emission vehicles by 2030. The CCC electric vehicle strategy is close to finalisation and provides a plan and technical evidence base to support the transition to ultra low emission vehicles, and to develop and promote a network of electric charging points for Carmarthenshire. This will in turn attract a higher number of electric vehicles to be added to the fleet to replace current internal combustion engine models.		
<b>Service Head:</b> Stephen G Pilliner		<b>Performance status:</b> On target	
Action	14963	Target date	31/03/2022
Action promised	We will continue to develop the infrastructure for the use of electric vehicles across the county including in rural areas.		
Comment	To date we have installed 26 fast charging points at 24 locations across Carmarthenshire. This provision is being further extended this year with a further 15 fast charging points being installed at 13 locations. These locations include a number of leisure centres including Carmarthen, St Clears and Newcastle Emlyn. Next financial year we have already located a number of other sites across the county that are interested in accommodating further charging infrastructure. We are also nearing completion of the Cross Hands Rapid Charging Hub which is a custom built location adjacent to the A48 that will house 4 x 50kW Rapid Charging Units and 1 x 150kW Ultra Rapid Charging Unit		
<b>Service Head:</b> Stephen G Pilliner		<b>Performance status:</b> On target	

<b>ACTIONS - Theme: WBO13.Better Governance and use of Resources</b>			
<b>Sub-theme: A -Transforming, Innovating and Changing (TIC) the way we work and deliver services</b>			
Action	15097	Target date	31/03/2022
Action promised	We will develop a new pro-active Public Health and Infection Control Service that will build on what we have learned from the COVID experiences.		
Comment	Over the next couple of months a new health protection service will be developed within Homes and Safer Communities that will build on our current approach to infection prevention and control across communities and specific settings e.g. care homes, schools etc.		
<b>Service Head:</b> Jonathan Morgan		<b>Performance status:</b> On target	

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<b>ACTIONS - Theme: WBO13. Better Governance and use of Resources</b>			
<b>Sub-theme: B6 - Managing risks, performance and finance</b>			
<b>Action</b>	14971	<b>Target date</b>	31/03/2022
<b>Action promised</b>	We will review Transport and Highways systems and processes and modernise our IT systems to improve efficiency.		
<b>Comment</b>	continuing improvements are being made within the existing ICT systems for more integrated processes between WDM, the highway asset management system and the corporate Firmstep and Total system, this includes mobile working for highway and inspectors and an integrated customer care system. A wider review of the ICT system is being planned.		
<b>Service Head:</b>	Stephen G Pilliner	<b>Performance status:</b>	On target
<b>Action</b>	14982	<b>Target date</b>	31/03/2023
<b>Action promised</b>	We will continue to maintain and manage the PPE (Personal Protective Equipment) and cleaning stores		
<b>Comment</b>	We are continuing to manage the store facilities		
<b>Service Head:</b>	Jackie Edwards	<b>Performance status:</b>	On target
<b>Action</b>	15055	<b>Target date</b>	31/03/2023
<b>Action promised</b>	We shall provide technical advice and support on grounds maintenance of playing fields to Town Councils, Community Council`s and Sporting Organisations in relation to transferred assets.		
<b>Comment</b>	Continued support provided		
<b>Service Head:</b>	Ainsley Williams	<b>Performance status:</b>	On target

<b>Theme: WBO5. Create more jobs and growth throughout the county</b>							
<b>Sub-theme: D-Strengthen the foundational economy and community resilience.</b>							
Measure Description	2020/21 Comparative Data			2021/22 Target and Results			
	Best Quartile	Welsh Median	Our Actual	Quarter 1	Quarter 2	Quarter 3	End of Year
The percentage of high risk businesses that were liable to a programmed inspection that were inspected, for: i) Trading Standards  PPN/001i	Not applicable		Q2: <b>1</b>  End Of Year: <b>1</b>	Target: <b>5</b>  Result: <b>2</b>	Target: <b>25</b>  Result: <b>26</b>  Calculation: <b>(45÷174) × 100</b>	Target: <b>50</b>	Target: <b>100</b>
<b>Service Head:</b> Jonathan Morgan				<b>Performance status:</b> On target			

<b>Theme: WBO7. Help people live healthy lives (Tackling risky behaviour and obesity)</b>							
<b>Sub-theme: A - Eat and breathe healthily</b>							
Measure Description	2020/21 Comparative Data			2021/22 Target and Results			
	Best Quartile	Welsh Median	Our Actual	Quarter 1	Quarter 2	Quarter 3	End of Year
Percentage of food establishments that meet food hygiene standards  PAM/023	Not applicable		Q2: <b>92.36</b>  End Of Year: <b>88.65</b>	Target: <b>80.00</b>  Result: <b>83.17</b>	Target: <b>83.00</b>  Result: <b>86.72</b>  Calculation: <b>(1900÷2191) × 100</b>	Target: <b>86.00</b>	Target: <b>90.00</b>
<b>Service Head:</b> Jonathan Morgan				<b>Performance status:</b> On target			

Measure Description	2020/21 Comparative Data			2021/22 Target and Results			
	Best Quartile	Welsh Median	Our Actual	Quarter 1	Quarter 2	Quarter 3	End of Year
The percentage of Food Business establishments inspected that were liable to a programmed inspection as per the Food Standards Agency Recovery Plan.  PPN/002	Not applicable		New measure	Target: <b>10</b>  Result: <b>11</b>	Target: <b>25</b>  Result: <b>43</b>  Calculation: <b>(176÷407) × 100</b>	Target: <b>40</b>	Target: <b>100</b>
<b>Service Head:</b> Jonathan Morgan				<b>Performance status:</b> On target			

## PIMS Performance Report

<b>ACTIONS - Theme: WBO7.Help people live healthy lives (Tackling risky behaviour and obesity)</b>			
<b>Sub-theme: A - Eat and breathe healthily</b>			
Action	15098	Target date	31/03/2022
<b>Action promised</b>	We will continue to ensure we meet regulatory requirements to high standards in terms of environmental health functions e.g. food standards and hygiene.		
<b>Comment</b>	The Food, Safety and Health team has continued to undertake duties in relation to Food and Feed Safety Q1 and Q2, and whilst ensuring new food businesses are registered, have also been proactive in surveillance of food businesses across the authority, obtaining an accurate picture of the local business landscape. With Food activities being carried out in accordance with the Food Standards Agency's 'COVID-19 Local Authority Recovery Plan' – 199 joint Food Hygiene and Standards Inspections have been completed, 77 feed inspections, 121 new food business registrations have been processed and 572 service requests have been handled by the team. 10 Food Hygiene notices have been issued as a result of the food hygiene inspections to seek compliance and we continue to provide advice and support food businesses in export of food, with 26 Export Health Certificates having been issued. 299 Infectious disease cases have been investigated, whilst a combination of 21 personal and premises skin piercing registrations have been processed. Officers partook in a Multi Agency raid where Smokies (illegally produced meat) were found and removed from the food chain with investigations ongoing. Official Control monitoring of shellfish harvesting areas continues on a monthly basis and the food safety sampling programme has recommenced with monthly sampling being undertaken at Carmarthenshire food businesses.		
<b>Service Head:</b> Jonathan Morgan		<b>Performance status:</b> On target	
Action	15099	Target date	31/03/2022
<b>Action promised</b>	We will develop a pro-action Air Quality Delivery Plan, in conjunction with other Council Divisions and key partners.		
<b>Comment</b>	The Air Quality Delivery Plan has been developed and the comments received during E&PP scrutiny committee on 2nd July have been included as part of the consultation response. This will be fed back to an AQ Action Steering Group meeting that has been arranged for Fri 29th October where it is anticipated that the Plan will be adopted.		
<b>Service Head:</b> Jonathan Morgan		<b>Performance status:</b> On target	

<b>ACTIONS - Theme: WBO7.Help people live healthy lives (Tackling risky behaviour and obesity)</b>			
<b>Sub-theme: D - Substance Misuse</b>			
Action	15184	Target date	31/03/2022
<b>Action promised</b>	We shall draft the Mental Health/ Substance misuse pathway and seek agreement by regional partners to develop and provide training programme to reflect the new approach		
<b>Comment</b>	The Area Planning Board are coordinating work to develop a Mental Health and Substance Misuse care pathway. We are engaged in this work and have representation from our specialist teams.  There is also work underway relating to Alcohol Related Brain Damage (ARBD) which is increasingly prevalent.		
<b>Service Head:</b> Avril Bracey		<b>Performance status:</b> On target	

## PIMS Performance Report

<b>ACTIONS - Theme: WBO8.Support community cohesion, resilience, and safety</b>			
<b>Sub-theme: D - Support Safer Communities</b>			
Action	15064	Target date	31/03/2022
<b>Action promised</b>	We will ensure the Council fulfils its duties relating to the current Contest Strategy (counter terrorism) and respond to any duties as they arise.		
<b>Comment</b>	Work has continued on the development of a delivery plan, with contributions from partners, in response to the new Contest Cymru Delivery Framework to identify local priorities and objectives to deliver on the four areas of Contest (Prevent, Protect, Prepare & Pursue). This will enable the Council to continue to fulfil its duties to counter the threat from terrorism. Information is awaited following the outcome of the recent Home Office consultation on the proposed Protect duty which will aim to improve protective security and preparedness at publicly accessible locations. In the meantime, arrangements being put in place to establish multi-agency Carmarthenshire Protective Security Preparedness Group.		
<b>Service Head:</b>	Noelwyn Daniel	<b>Performance status:</b>	On target
Action	15065	Target date	31/03/2022
<b>Action promised</b>	We will work with departments to ensure compliance with the new corporate CCTV policy		
<b>Comment</b>	Discussions have taken place with departmental CCTV leads on the new Council policy. A new CCTV lead officer post has been recruited to which will provide specialist advice and support to Council departments over the next year to ensure effective governance arrangements are in place for the Council's use and management of its public space CCTV camera systems. This will enable the Council to comply with its statutory responsibilities and the implementation of its CCTV Policy.		
<b>Service Head:</b>	Noelwyn Daniel	<b>Performance status:</b>	On target
Action	15066	Target date	31/03/2022
<b>Action promised</b>	We will work with departments to deliver the White Ribbon campaign action plan		
<b>Comment</b>	Following confirmation on 30 June of the Council's success in achieving White Ribbon status and the White Ribbon Campaign's approval of the action plan devised in partnership with departments, a Steering Group has been established to drive forward progress on activity identified in the action plan in collaboration with all relevant departments. The Steering Group will hold its inaugural meeting in October and will begin to make plans to mark White Ribbon Day on 25 November.		
<b>Service Head:</b>	Noelwyn Daniel	<b>Performance status:</b>	On target
Action	15067	Target date	31/03/2022
<b>Action promised</b>	We will ensure progress against the Safer Communities Partnership Action Plan		
<b>Comment</b>	Work is ongoing in collaboration with community safety partners to target the Safer Communities Partnership's priorities of Class A drugs and County Lines, Violent Crime including Violence Against Women, Domestic Abuse and Sexual Violence, Counter-Terrorism, Cyber Crime, Child Sexual Exploitation and Community Cohesion. Key work in the period has included planning targeted action involving the Police, Council and other partners for a further County Lines Intensification Week to take place in October. Close partnership working continues to tackle the drug, alcohol and anti-social behaviour issues in Tyisha with an action plan being developed in response to a residents' survey on how they feel about policing, reassurance and safety in their neighbourhood. Weekly community cohesion tension monitoring meetings continue to discuss any issues of interest and discussions are taking place to consider regional working on common themes in domestic homicides in order to see if any lessons can be learned or service responses improved, within and between agencies.		
<b>Service Head:</b>	Noelwyn Daniel	<b>Performance status:</b>	On target
Action	15100	Target date	31/03/2022
<b>Action promised</b>	We will continue to be pro-active in the trading standards field (e.g. financial exploitation, licensing, POCA, COVID enforcement) ensuring we do as much as is possible to protect the public.		
<b>Comment</b>	During q1 & 2 we have conducted 2466 (1076 Q2) Covid enforcement visits which has resulted in 9 (3 in Q2) notices being issued. Of the 9 notices, 5 (2 in Q2) were terminated prior to the expiry date as the business showed immediate remediation and compliance meant we could terminate the notice before expiry. 13 Proceeds of crime (POCA) cases have been investigated with 8 of these resulting in further action. There were 8 cases in the system post April 2021 which have a strong potential to proceed to court but are still in investigation stages. We have received 1532 (692 in Q2) Trading standards consumer protection, advocacy and support enquires and referrals, 967 (428 in Q2) of which required further investigation and 51 Financial exploitation (FESS) referrals requiring further action by the team. Licensing have processed 433 taxi and private hire applications, 35 knowledge and safeguarding tests for drivers, 136 licensed premises applications, 42 personal licence applications and 170 temporary event notices.		
<b>Service Head:</b>	Jonathan Morgan	<b>Performance status:</b>	On target

<b>ACTIONS - Theme: WBO9.Support older people to age well and maintain dignity and independence in their later years</b>			
<b>Sub-theme: B - Better quality and more accessible health and social care services</b>			
Action	14987	Target date	31/03/2022
<b>Action promised</b>	We shall review and update our Public Convenience Strategy as necessary.		
<b>Comment</b>	A continuous review is undertaken of current public convenience premises to include any changes to opening times and types of facilities available. Suitable additional premises are also added to the list of available toilets, for example, new buildings / toilet facilities, and appropriate office facilities as and when they become available.  The Local Toilets Strategy will be subject to formal review within a year of each ordinary election. The next election date in Wales is Thursday 5th May 2022. Therefore, the latest date for review of Carmarthenshire's Local Toilets Strategy will be the 4th May 2023.		
<b>Service Head:</b>	Ainsley Williams	<b>Performance status:</b>	On target

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## ENVIRONMENT AND PUBLIC PROTECTION SCRUTINY COMMITTEE

22 DECEMBER 2021

<b>LOCAL TOILETS STRATEGY INTERIM PROGRESS REPORT</b>		
<b>Purpose:</b> An Interim Progress Report will be required to be published by February 2022		
<b>To consider and comment on the following issues:</b> To consider the information contained within this report and to endorse the draft Local Toilets Strategy Interim Progress Report.		
<b>Reasons:</b> Part 8 of the Public Health (Wales) Act 2017: Provision of Toilets places a duty on each local authority in Wales to prepare and publish a local toilets strategy for its area. The Act also places a duty on each local authority to publish an interim progress report within six months of the 2-year publication anniversary of the original Local Toilet Strategy. In Carmarthenshire's case this will be in February 2022, as the original strategy was adopted in August 2019.  The status of the published Local Toilet Strategy remains current as periodic updates have been made.		
<b>Relevant scrutiny committee to be consulted</b> YES Environmental & Public Protection Scrutiny Committee 22 <sup>nd</sup> December 2021.		
<b>Cabinet Decision Required</b>	YES	
<b>Council Decision Required</b>	NO	
<b>CABINET MEMBER PORTFOLIO HOLDER:-</b> Cllr. Hazel Evans Cabinet Member for Environment		
<b>Directorate:</b> Environment	<b>Designations:</b>	
<b>Name of Head of Service:</b> Ainsley Williams	Head of Waste & Environmental Services	<b>Tel:</b> 01267 224500 <b>Email addresses:</b> <a href="mailto:AiWilliams@sirgar.gov.uk">AiWilliams@sirgar.gov.uk</a>
<b>Report Author:</b> Rhys Davies	Municipal Services & Compliance Manager	<b>Tel:</b> 01267 224542 <b>Email addresses:</b> <a href="mailto:RJRDavies@sirgar.gov.uk">RJRDavies@sirgar.gov.uk</a>

# EXECUTIVE SUMMARY

## ENVIRONMENT AND PUBLIC PROTECTION SCRUTINY COMMITTEE

22 DECEMBER 2021

### LOCAL TOILETS STRATEGY INTERIM PROGRESS REPORT

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 toilets strategy for its area.

There is no statutory requirement for local authorities to provide public toilets and the duty to prepare a strategy does not in itself require local authorities to provide and maintain public toilets themselves but are required to take a strategic view across their area on how these facilities can be provided and accessed by the local population.

The Act also requires local authorities to prepare an interim progress report setting out the steps taken in line with the strategy every two-year period from the date of the adopted strategy. This interim progress report is required to be published within six months of the end date of the two-year period.

Carmarthenshire County Council published its Local Toilets Strategy during August 2019. The strategy identified the following 10 key recommendations to enhance Carmarthenshire's long term toilet provision:

- Review of all current toilet facilities – position/mapping and opening times
- Identify and encourage other council facilities to become more publicly available
- Establish partnership links with public/private companies and organisations
- Investigate options for a Community Partnership Toilet Scheme (CTS)
- Ensure adequate provision of Portable Toilet facilities such as during temporary events
- Encourage the installation of Changing Places toilets within appropriate new building developments
- Explore charging options to eradicate social misuse and vandalism where appropriate



- Improve Communication and Information on available toilet facilities
- To make available public toilet data on the Welsh Government Mapping Application (LLE National Map of toilets)
- Where appropriate, to consider the incorporation of toilet provision in accordance with planning policy and national planning guidance.

The attached report sets out progress made to date.

<b>DETAILED REPORT ATTACHED?</b>	<b>YES</b>
----------------------------------	------------

# 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: **A I Williams** **Head of Waste & Environmental Services**

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

## 1. Policy, Crime & Disorder and Equalities

Any increase in public toilets provision supports Wellbeing Objective 8 – Community Cohesion, Resilience & Safety (Live Well). It also supports Wellbeing Objective 9 – Supports older people to age well and maintain dignity and independence in later years (Age Well).

## 2. Legal

We have a statutory duty under Part 8 of the Public Health (Wales) Act 2017 to publish an interim progress report.

## 5. Risk Management Issues

Failing to publish an Interim Progress Report would result in the authority being non-compliant with the requirements of the Public Health (Wales) Act 2017 (Part 8 Provision of Toilets).

## CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: **A I Williams** **Head of Waste & Environmental Services**

**1. Scrutiny Committee -**  
Environmental & Public Protection Scrutiny Committee - 22<sup>nd</sup> December 2021.

**2. Local Member(s) - N/A**

**3. Community / Town Council - N/A**

**4. Relevant Partners - N/A**

**5. Staff Side Representatives and other Organisations - N/A**

**CABINET MEMBER PORTFOLIO  
HOLDER AWARE/CONSULTED: YES**

Cllr. Hazel Evans is aware of the updates made since the initial strategy was published (as outlined in the detailed report) and endorses the interim progress report as set out.

**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
Carmarthenshire County Council's Local Toilets Strategy		<a href="https://www.carmarthenshire.gov.wales/media/1219856/local-toilets-strategy.pdf">https://www.carmarthenshire.gov.wales/media/1219856/local-toilets-strategy.pdf</a>
Public Health (Wales) Act 2017		<a href="https://www.legislation.gov.uk/en/anaw/2017/2/contents">https://www.legislation.gov.uk/en/anaw/2017/2/contents</a>

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# Local Toilets Strategy

## Interim Progress Report

February 2022

# DRAFT

[carmarthenshire.gov.wales](http://carmarthenshire.gov.wales)

Cyngor **Sir Gâr**  
**Carmarthenshire**  
County Council



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## Introduction

Carmarthenshire County Council published its Local Toilets Strategy in August 2019 following the introduction of the Public Health (Wales) Act 2017, Part 8, which places a duty on local authorities to prepare and publish a local toilets strategy for its area.

The strategy sets out the long-term strategic view on how these facilities can be provided and accessed by our local population and visitors alike.

The aim of the strategy is to enable a broader consideration of options available for providing toilets for public use, ranging from traditional stand-alone public toilets through to toilets in private ownership, and to increase the number of publicly available toilets by entering into partnerships with businesses, making available facilities in suitable Council buildings and to encourage the integration of accessible facilities into any new building development where practicable.

There is no statutory requirement for local authorities to provide public toilets, however, the aim of the strategy is to mitigate potential impacts where there may be a loss of toilet facilities and to enhance provision by additional creative ways.

The Public Health (Wales) Act 2017, Part 8, also requires local authorities to prepare and publish a progress report following a two-year period from first publication. This progress report therefore outlines what we have achieved to date in line with the action plan therein.

The purpose of this report has not been to undertake a fundamental review of Local Toilets Strategy, rather it is an assessment of progress made to date.

Carmarthenshire County Council's Local Toilets Strategy identified ten recommendations to support and enhance public convenience availability and awareness within the County.

## **Summary of Local Toilets Strategy Recommendations**

In partnership with the British Toilet Association, Carmarthenshire County Council's Local Toilets Strategy identified 10 key recommendations to enhance Carmarthenshire's long term toilet provision:

1. Review of all current toilet facilities – position/mapping and opening times
2. Identify and encourage other council facilities to become more publicly available
3. Establish partnership links with public/private companies and organisations
4. Investigate options for a Community Partnership Toilet Scheme (CTS)
5. Ensure adequate provision of Portable Toilet facilities such as during temporary events
6. Encourage the installation of Changing Places toilets within appropriate new building developments
7. Explore charging options to eradicate social misuse and vandalism where appropriate
8. Improve Communication and Information on available toilet facilities
9. To make available public toilet data on the Welsh Government Mapping Application (LLE National Map of toilets)
10. Where appropriate, to consider the incorporation of toilet provision in accordance with planning policy and national planning guidance.



## Progress on Delivering the Benefits of the Strategy

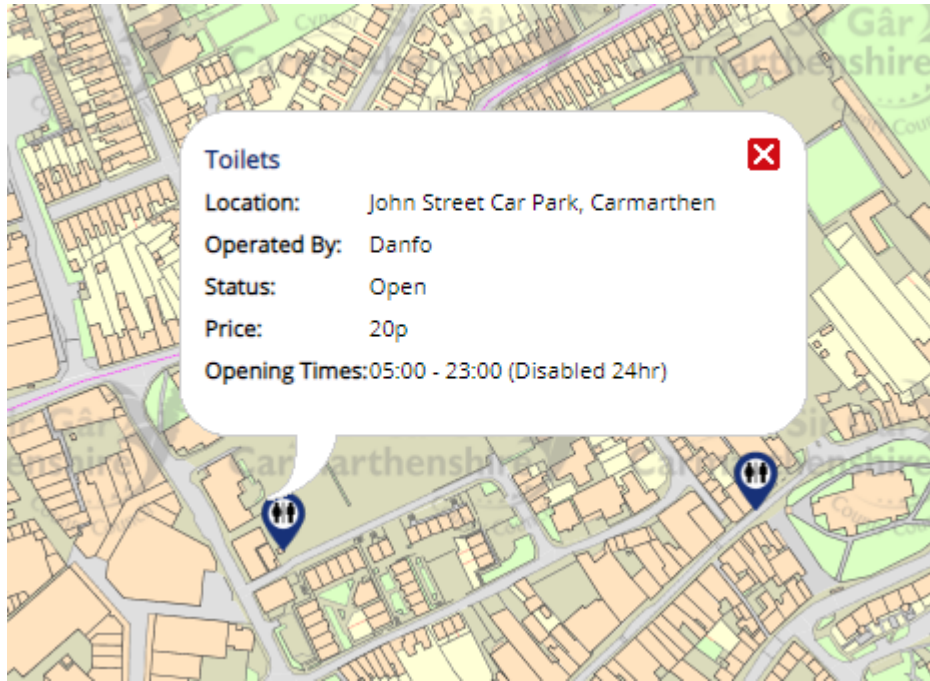
To date, in line with the recommended actions within the strategy, we have increased the number of identified publicly available facilities from forty to sixty-three. This represents an increase of 57 percent.

### 1. Review of all current toilet facilities – position/mapping and opening times

A review of Carmarthenshire County Council and Town/Community Council traditional standalone public toilet facilities has been undertaken. These facilities have been mapped on the Carmarthenshire County Council corporate website. Each mapped location has additional data (by zooming in and clicking on the relevant location icon, figure 2) to incorporate opening times, operational responsibility, and provides information on whether any charges apply. (See figure 1 & 2)



(Figure 1)



(Figure 2)

This review identified several other facilities which have since been added to the corporate website mapping details including relevant individual information.

## **2. Identify and encourage other council toilet facilities to become more publicly available**

A review of in-house facilities was also undertaken to identify appropriate publicly accessible buildings where individual location, access and circumstances would allow use by members of public such as libraries, leisure centres and office locations. This review identified a further fifteen toilet facilities which have been added to Carmarthenshire County Council's corporate website and the Welsh Government's Lle Mapping facility. A small number of toilets within the Authority's buildings were deemed unsuitable for public use due the remote location of the facilities from the building entrance or public area.

The following additional existing locations were identified and listed as suitable for public access:

- Ty Elwyn, Llanelli
- Ffwrnes, Llanelli
- Lyric, Carmarthen
- St. Clears Leisure Centre
- Newcastle Emlyn Leisure Centre
- Municipal Buildings, Crescent Road, Llandeilo
- Carmarthen Leisure Centre

- Llanelli Leisure Centre
- Ammanford Library
- Llandovery Library
- Carmarthen Library
- Amman Valley Leisure Centre
- Llandovery Swimming Pool
- Llanelli Library
- Burry Port Library

### **3. Explore potential partnership links with public/private companies and organisations**

Due to the pandemic situation, this action has been temporarily delayed. As Covid-19 restrictions ease, and cases of transmission stabilise and crucially, confidence grows amongst companies and organisations, they can then be approached to establish their appetite to help with respect to suitable provision in future.

### **4. Community/Comfort/Partnership Toilet Scheme (CTS)**

The Community Toilet Partnership is a managed scheme which aims to tap into the already available toilet provision on a more formal basis to enhance existing provision. The scheme allows members of the public to use the toilet facilities in a range of approved local businesses and other organisations during their opening hours without purchasing any goods or services. Participating premises undertake to keep their toilets safe, clean, hygienic, easily accessible, and well-stocked. In return, they receive an annual grant payment based on the range of facilities they are able to offer.

Participants in the scheme are also required to display a sticker in their window (the National Logo scheme signage provided by Welsh Government) and agree to their facilities being regularly inspected without prior notification, for quality, accessibility, and cleanliness. It is anticipated that the businesses may see increased footfall which in turn may encourage users to return to those businesses in the future.

Again, due to the ongoing concerns amongst businesses in relation to the Covid-19 pandemic, activity on the initiative (Community Toilet Scheme across the County) was suspended shortly following its inception, as lockdown had essentially closed most accessible toilets in shopping centres and other business establishments.

Initially, the Pensarn shopping area in Carmarthen was identified as a high priority area due to lack of available provision. Following discussions with all relevant business establishments in the vicinity, one retail outlet was identified as having appropriately positioned toilet facilities which could be made available to the public. Consequently, this establishment participated in the scheme prior to the national lockdown.

There remains concerns from business premises in general to open their facilities to non-customers because of the ongoing Covid-19 situation. However, as the severity of the pandemic diminishes and confidence returns, it is anticipated that many suitable businesses will be amenable to the scheme. As such, a targeted approach to appropriate business premises should facilitate an increase in publicly available toilets as the pandemic situation stabilises.

## **5. Portable Toilet Provision**

For larger events, advice regarding the adequate provision of sanitary facilities at events is provided by the Events Safety Advisory Group for Carmarthenshire. The Advisory Group includes representatives from the County Council (highways/traffic management, environmental health, licensing, marketing), Dyfed Powys Police, Mid and West Wales Fire and Rescue Service, Welsh Ambulance Service, and the South Wales Trunk Road Agency. Events which are referred to the Safety Advisory Group and requested to produce an Event Management Plan in addition to any licence application.

Example Event Management Plan templates are available to download from Carmarthenshire County Council's Corporate website and include a relevant section on toilet provision/consideration.

For smaller events that may not be referred to the Safety Advisory Group there is a specific Licensing For Events page, [Licensing for events \(gov.wales\)](https://gov.wales) which includes a link to the toilet strategy.

Event organisers are advised on the appropriate toilet provision in line with the online Purple Guide which has been written in consultation with the Events Industry Forum and the Health & Safety Executive.

The current guidance on portable toilet provision at events is shown in the table below.

	Female Toilets	Male Toilets
For events with a gate time of less than 6-hours duration opening	1 per 100	1 per 500, plus 1 urinal per 150
For events with a gate opening time of 6 hours or more, but with little or no alcohol or food served	1 per 85	1 per 425, plus 1 urinal per 125
For events with a gate opening time of 6 hours or more, with alcohol and food served in quantity	1 per 75	1 per 400, plus 1 urinal per 100
For campsites at major events, swapping the emphasis from urinal to WCs for males	1 per 75	1 per 150, plus 1 urinal per 250

## 6. Changing Places Toilets

As standard accessible toilets do not meet the need of all people with a disability, some people often need extra space and equipment to allow them to use the facilities safely and comfortably. These needs are met by Changing Places toilets.

The Welsh Government has recently undertaken a consultation exercise on its proposals to increase the provision of Changing Places toilets and Baby Changing facilities in certain types of buildings and to revise the Approved Document M guidance on compliance with the Building Regulations (relating to access to and use of buildings). The proposals will allow local planning authorities to enhance the provisions of Changing Places toilets over and above the minimum requirement.

The responses to this consultation are currently being reviewed by Welsh Government and details of the outcome will be published in due course.

There are currently four Changing Places toilets in Carmarthenshire. These are located at Carmarthen (Cartrefi Cymru), Kidwelly (Parc Y Bocs Farm Shop and Café), Ammanford (Tesco) and a recently installed facility at Pembrey Ski and Activity Centre.

Further additional Changing Places toilets are planned at the following locations:

Pendine (Caban) Hostel – this location will benefit from all specified equipment required for a Changing Places facility, however, due to layout restrictions, it is unable to meet the exact positional specification requirements. As such, this facility will not therefore be advertised as a full Changing Places unit.

Two Changing Places facilities are planned at the new Pentre Awel / Wellness Centre at Llanelli. This is part of a large-scale development project with current indication of completion during early 2024.

One further Changing Places unit is also planned within the ground floor of the Ffwrnes Theatre at Llanelli.

Changing Place facilities will be expected as an integral aspect of the design of most new Council Buildings and venue facilities where general public access is provided. Such a provision will be encouraged in other new non-Council owned public access buildings where appropriate.

## **7. Charging – helping to eradicate social misuse and vandalism**

We are not experiencing any significant vandalism or social misuse in facilities which are not already subject to charging fees. Therefore, there is currently no intention to introduce charging mechanisms at additional locations. This situation will however be subject to ongoing review where the introduction of charging may be considered to deter misuse where continuous issues arise.

## **8. Improve Communication and Information on available toilet facilities**

Detailed information on locations and opening times have been added to the Carmarthenshire County Council corporate website (public convenience map). Individual details at each location are displayed by clicking on the location icon. Detailed information is also provided via the Welsh Government's Lle Mapping portal.

Although the pandemic has delayed some of the marketing actions, the tourism sector is now fully open, and the County Council is undertaking a number of actions as part of its economic recovery plan

It was anticipated that parts of the UK would be very busy from Easter 2021 onwards when the major lockdown restrictions were lifted and the possibility of areas being overrun by the volume of tourists. To help manage the situation, the County Council set up a cross-departmental working group to meet on a weekly basis to manage the "Hot Spots" in Carmarthenshire and work together on resource allocation.

Part of the work undertaken was a customer satisfaction survey with over 400 face to face interviews being carried out. Overall responses were incredibly positive as to quality and enjoyment of experience. On the question "How would you rate the following aspects of your visit today?", 88% rated cleanliness of the public toilets as good or above. In the section on asking visitors what we could do to improve, and what visitors feel would improve their perception of future visits, people responded that better signage and interpretation of information boards would be beneficial.

Our aim over Winter 2021 is to work with the newly formed 10 Towns working groups on the content and services required to be displayed on the information panels, which will be installed after conducting a customer flow analysis for each area. As identified in the visitor research, public toilets will be included and highlighted as a priority on these Visitor Information Points (VIP) signage. Draft examples of these Visitor Information Points (VIP) signage have now been produced for the majority of the towns within the County.

A further key promotional channel is the Discover Carmarthenshire website which is currently being refreshed. Public convenience information will be displayed on each town webpage in addition to the respective activity pages such as walking and road cycling.

#### **9. To make available public toilet data on the Welsh Government Mapping Application (LLE National Map of toilets)**

Detailed information on available toilet facilities has been provided to the Lle National Map of Toilets. The information provided to the portal for each facility is as follows:

- Location.
- UPRN (Unique Property Reference Number).
- Coordinates.
- Post Codes.
- Access notes (for example, whether any charges apply or whether there are any additional access factors such as steps).
- Daily opening hours.
- Off-peak season information (for example, change of opening hours and relevant times).
- Bank Holiday opening times (if different from normal operating times).
- Types of cubicles available (female / male / unisex / baby change / disabled (open access or whether RADAR key access) / changing places).

<https://datamap.gov.wales/maps/new?layer=inspire-wg:Toilets>

## **10. Where appropriate, to consider the incorporation of toilet provision in accordance with planning policy and national planning guidance.**

As part of the preparation of the Revised Local Development Plan 2018 -2033 the intention has been to consider the opportunities for integrating guidance and policy requirements in respect of the provision of public facilities. The content of guidance will inform the preparation of the Local Development Plan and the outcomes of its preparatory process will be reflected in future versions of the strategy. Where appropriate, matters around the incorporation and provision of toilet facilities within developments will be considered in accordance with planning policy and national planning guidance.

It is noted that the adoption of the Revised Local Development Plan has been delayed through the impacts arising from Covid-19 and the publication of Natural Resources Wales guidance on phosphate levels in identified protected Rivers. An update schedule for adoption will be made available in due course.

### **Next Steps**

In line with internal guidance and dependent on the current COVID-19 circumstances, a targeted approach will be made to encourage appropriate businesses to participate in the Community Toilet Scheme. It is anticipated that this scheme will provide an increase in the number of publicly accessible toilet facilities available in key areas of need.

A continuous review will be undertaken of the currently identified toilet premises to include any changes to opening times and types of facilities available. Suitable additional premises will also be added to the list of available toilets, for example, new buildings / toilet facilities, appropriate office facilities and the planned Community Toilet Scheme locations.

The Local Toilets Strategy will be subject to formal review within a year of each ordinary election. The next election date in Wales is Thursday 5<sup>th</sup> May 2022. Therefore, the latest date for review of Carmarthenshire's Local Toilets Strategy will be the 4<sup>th</sup> May 2023.

### **Current List of Public Toilets**

The facilities shown below are only indicative of general toilet provision within the County. Additional toilets may be available to the public but are not included here because they are not advertised as such. In particular, there will be commercial premises which provide customer facilities.



APPENDIX A

Carmarthenshire current public toilet provision

		Facilities available														Changing places (incorporating adult changing facilities, hoists etc. for people with profound disabilities and their carers)
Name of Location	Postcode	Male only	Female only	Unisex toilet	Baby change					Disabled						
					male toilet	female toilet	unisex toilet	Separate to toilets	disabled toilet	Open access			Locked (RADAR)			
										male only	female only	unisex	male only	female only	unisex	
Ammanford, Carregamman Car Park	SA18 3EL	No	No	Yes	No	No	No	No	Yes	No	No	No	No	No	Yes	No
Carmarthen, John Street Car Park	SA31 1QT	No	No	Yes	No	No	No	No	Yes	No	No	No	No	No	Yes	No
Carmarthen, St. Peter's Car Park	SA31 1LN	No	No	Yes	No	No	No	No	Yes	No	No	No	No	No	Yes	No
Laugharne adjacent to Castle	SA33 4SP	No	No	Yes	No	No	No	No	Yes	No	No	No	No	No	Yes	No
Llandeilo Car Park	SA19 6HL	No	No	Yes	No	No	No	No	Yes	No	No	No	No	No	Yes	No
Llandovery Car Park	SA20 0AB	No	No	Yes	No	No	No	No	Yes	No	No	No	No	No	Yes	No
Manelli adjacent to Town Hall	SA15 3AH	No	No	Yes	No	No	No	No	Yes	No	No	No	No	No	Yes	No

		Facilities available															
Name of Location	Postcode	Male only	Female only	Unisex toilet	Baby change					Disabled						Changing places (incorporating adult changing facilities, hoists etc. for people with profound disabilities and their carers)	
					male toilet	female toilet	unisex toilet	Separate to toilets	disabled toilet	Open access			Locked (RADAR)				
										male only	female only	unisex	male only	female only	unisex		
Llanelli East Gate Bus Station	SA15 1SG	No	No	Yes	Yes	No	No	No	No	Yes	No	No	No	No	No	Yes	No
St. Clears Car Park	SA33 4AG	No	No	Yes	No	No	No	No	No	Yes	No	No	No	No	No	Yes	No
Abergorlech Village Centre	SA32 7SN	Yes	Yes	No	No	No	No	No	No	No	No	No	No	No	No	Yes	No
Alltwalis Village Centre	SA32 7EB	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	No	No	Yes	No
Ammanford Central Park	SA18 3BE	Yes	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	No	Yes	No
Ammanford Coop Car Park	SA18 1DL	Yes	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	No	Yes	No
Brechfa Village Centre	SA32 7RA	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	No	No	Yes	No
Burry Port Railway Station	SA16 0EP	Yes	Yes	No	No	No	No	No	No	No	No	No	No	No	No	Yes	No
Cenarth	SA38 9JL	Yes	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	No	Yes	No

		Facilities available														
Name of Location	Postcode	Male only	Female only	Unisex toilet	Baby change					Disabled						Changing places (incorporating adult changing facilities, hoists etc. for people with profound disabilities and their carers)
					male toilet	female toilet	unisex toilet	Separate to toilets	disabled toilet	Open access			Locked (RADAR)			
										male only	female only	unisex	male only	female only	unisex	
Cynwyl Elfed	SA33 6TU	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	No	Yes	No
Ferryside Beach Entrance	SA17 5TD	Yes	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	Yes	No
Glanamman Cwmamman Square	SA18 1DZ	No	No	Yes	No	No	Yes	No	No	No	No	No	No	No	Yes	No
Gorslas adjacent to Park	SA14 7HP	Yes	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	Yes	No
Kidwelly Town Centre	SA17 4UU	Yes	Yes	No	No	No	No	No	No	No	No	No	No	No	Yes	No
Llanboidy Village Centre	SA34 0EL	Yes	Yes	No	Yes	Yes	No	No	Yes	No	No	No	No	No	Yes	No
Llanddowror Tenby Road	SA33 4HJ	No	No	Yes	No	No	No	No	Yes	No	No	No	No	No	Yes	No
Llanstephan Beach Car Park	SA33 5JX	Yes	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	Yes	No

		Facilities available														Changing places (incorporating adult changing facilities, hoists etc. for people with profound disabilities and their carers)
Name of Location	Postcode	Male only	Female only	Unisex toilet	Baby change					Disabled						
					male toilet	female toilet	unisex toilet	Separate to toilets	disabled toilet	Open access			Locked (RADAR)			
										male only	female only	unisex	male only	female only	unisex	
Llanybydder Square	SA40 9TX	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	No	Yes	No
Meinciau adjacent to Community Hall	SA17 5LE	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	No	Yes	No
Newcastle Emlyn near Mart	SA38 9AD	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	No	Yes	No
Newcastle Emlyn Market Hall	SA38 9AS	No	No	Yes	No	No	No	No	No	No	No	Yes	No	No	No	No
Parry Thomas Centre Pendine Beach	SA33 4NY	Yes	Yes	No	No	No	No	No	No	No	No	No	No	No	Yes	No
Whitland West Street	SA34 0AB	Yes	Yes	No	No	Yes	No	No	No	No	No	No	No	No	Yes	No
Park Howard Llanelli	SA15 3JQ	Yes	Yes	No	No	No	No	No	No	No	No	No	No	No	Yes	No
Llanelli Market	SA15 1YH	Yes	Yes	No	No	No	No	Yes	No	No	No	No	No	No	Yes	No
Carmarthen Market	SA31 1QY	Yes	Yes	No	No	No	No	No	Yes	No	No	Yes	No	No	No	No

		Facilities available														
Name of Location	Postcode	Male only	Female only	Unisex toilet	Baby change					Disabled						Changing places (incorporating adult changing facilities, hoists etc. for people with profound disabilities and their carers)
					male toilet	female toilet	unisex toilet	Separate to toilets	disabled toilet	Open access			Locked (RADAR)			
										male only	female only	unisex	male only	female only	unisex	
Bristol House A48	SA4 0FS	Yes	Yes	No	No	No	No	No	No	No	No	No	No	No	Yes	No
Meidrim Car Park	SA33 5QL	Yes	Yes	No	Yes	Yes	No	No	Yes	No	No	No	No	No	Yes	No
Llandybie	SA18 3HY	Yes	Yes	No	No	No	No	No	No	No	No	No	No	No	Yes	No
Penygroes	SA14 7RP	Yes	Yes	No	No	No	No	No	No	No	No	No	No	No	Yes	No
Ffarmers	SA19 8LQ	Yes	Yes	No	No	No	No	No	No	No	No	Yes	No	No	No	No
Ffaldybrenin	SA19 8QR	Yes	Yes	No	No	No	No	No	No	No	No	Yes	No	No	No	No
Llansawel	SA19 7JF	Yes	Yes	No	No	No	No	No	Yes	No	No	Yes	No	No	No	No
Pembrey Country Park Ski Centre	SA16 0EJ	Yes	Yes	No	No	No	No	No	Yes	No	No	Yes	No	No	No	Yes
Cefn Sidan Beach Kiosk	SA16 0EJ	Yes	Yes	No	No	No	No	No	Yes	No	No	Yes	No	No	No	No
Ty Elwyn, Llanelli	SA15 3AA	Yes	Yes	No	No	No	No	No	No	No	No	Yes	No	No	No	No

		Facilities available														
Name of Location	Postcode	Male only	Female only	Unisex toilet	Baby change					Disabled						Changing places (incorporating adult changing facilities, hoists etc. for people with profound disabilities and their carers)
					male toilet	female toilet	unisex toilet	Separate to toilets	disabled toilet	Open access			Locked (RADAR)			
										male only	female only	unisex	male only	female only	unisex	
Yr Orsaf café, Pembrey Counrty Park (outside toilets)	SA16 0EJ	No	No	Yes	No	No	No	No	Yes	No	No	Yes	No	No	No	No
Ffwrnes, Llanelli	SA15 3YE	Yes	Yes	No	No	No	No	Yes	No	No	No	Yes	No	No	No	No
Lyric, Carmarthen	SA31 1BD	Yes	Yes	No	No	No	No	No	Yes	No	No	Yes	No	No	No	No
St. Clears Leisure Centre	SA33 4BT	Yes	Yes	No	No	No	No	No	No	Yes	Yes	Yes	No	No	No	No
Newcastle Emlyn Leisure Centre	SA38 9LN	Yes	Yes	No	No	No	No	No	No	No	No	Yes	No	No	No	No
Municipal Buildings, Llandeilo	SA19 6HW	Yes	Yes	No	No	No	No	No	Yes	No	No	Yes	No	No	No	No
Carmarthen Leisure Centre	SA31 3NQ	Yes	Yes	No	No	No	No	No	Yes	No	No	Yes	No	No	No	No
Llanelli Leisure Centre	SA15 3AE	Yes	Yes	No	No	No	No	Yes	No	No	No	Yes	No	No	No	No
Ammanford Library	SA18 3DN	Yes	Yes	No	No	No	No	No	Yes	No	No	Yes	No	No	No	No

		Facilities available														Changing places (incorporating adult changing facilities, hoists etc. for people with profound disabilities and their carers)	
Name of Location	Postcode	Male only	Female only	Unisex toilet	Baby change					Disabled							
					male toilet	female toilet	unisex toilet	Separate to toilets	disabled toilet	Open access			Locked (RADAR)				
										male only	female only	unisex	male only	female only	unisex		
Llandovery Library	SA20 0AA	No	No	No	No	No	No	No	No	No	No	No	Yes	No	No	No	No
Carmarthen Library	SA31 1LN	No	No	Yes	No	No	No	No	No	No	No	No	Yes	No	No	No	No
Amman Valley Leisure Centre	SA18 2NP	Yes	Yes	Yes	No	No	No	Yes	No	No	No	Yes	No	No	No	No	No
Llandovery Swimming Pool	SA20 ODY	Yes	Yes	Yes	No	No	No	Yes	No	No	No	Yes	No	No	No	No	No
Llanelli Library	SA15 3AS	No	No	No	No	No	No	No	Yes	No	No	No	No	No	Yes	No	No
Burry Port Library	SA16 OAE	No	No	No	No	No	No	No	No	No	No	Yes	No	No	No	No	No
Llyn Llech Owain Country Park	SA14 7NF	Yes	Yes	No	No	No	No	No	Yes	No	No	Yes	No	No	No	No	No
Carmarthen Park	SA31 3AX	No	No	Yes	No	No	No	No	Yes	No	No	No	No	No	Yes	No	No
Adjacent to North Dock Discovery Centre Llanelli	SA15 2LF	No	No	Yes	No	No	No	No	No	No	No	Yes	No	No	No	No	No

		Facilities available														Changing places (incorporating adult changing facilities, hoists etc. for people with profound disabilities and their carers)
Name of Location	Postcode	Male only	Female only	Unisex toilet	Baby change					Disabled						
					male toilet	female toilet	unisex toilet	Separate to toilets	disabled toilet	Open access			Locked (RADAR)			
										male only	female only	unisex	male only	female only	unisex	
Pembrey Country Park Play Area Car Park	SA16 0EJ	No	No	Yes	No	No	Yes	No	Yes	No	No	Yes	No	No	No	No
Burry Port Harbour (West)	SA16 0ER	No	No	Yes	No	No	No	No	No	No	No	Yes	No	No	No	No



## ENVIRONMENTAL AND PUBLIC PROTECTION SCRUTINY COMMITTEE

22<sup>ND</sup> DECEMBER 2021

### DRAFT PLANNING ENFORCEMENT STATEMENT

**To consider and comment on the following issues:**

To consider a revision of the Council's Planning Enforcement Policy.

**Reasons:**

The recent WAO review of Planning Services has highlighted the significant backlog of unresolved complaints within Carmarthenshire's Planning Enforcement service.

In response to the findings of the report, the Council is reviewing how it carries out its enforcement responsibilities.

The current Enforcement Policy was developed in 2015. Subsequently, an overarching Corporate Enforcement Policy was adopted in April 2018, therefore there is a need to review the original Planning Enforcement Statement to take account of changes within both the internal and external environment and to re-establish as the Planning Enforcement Statement.

In response to an increasing demand being placed on their services, a number of authorities have reviewed their approach to planning enforcement to ensure that they are able to respond to key Council priorities.

Cabinet Decision Required                      YES

Council Decision Required                      NO

**CABINET MEMBER PORTFOLIO HOLDER:**

Cllr Phillip Hughes - Public Protection

**Directorate:**

Environment

**Head of Service**

Noelwyn Daniel

**Report Author:**

Sue Watts

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Services

Interim Enforcement  
Manager

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# EXECUTIVE SUMMARY

## ENVIRONMENTAL AND PUBLIC PROTECTION SCRUTINY COMMITTEE

### DRAFT PLANNING ENFORCEMENT STATEMENT

#### Background

- The recent WAO review of Planning Services has highlighted the significant backlog of unresolved service requests within Carmarthenshire's Planning Enforcement service.
- In response to the findings of the report, the Council is reviewing how it carries out its enforcement responsibilities.
- The current Enforcement Policy was developed in 2015. Subsequently, an overarching Corporate Enforcement Policy was adopted in April 2018, therefore there is a need to review the original Planning Enforcement Policy to take account of changes within both the internal and external environment and to re-establish as the Planning Enforcement Statement.
- In response to an increasing demand being placed on their services, a number of authorities have reviewed their approach to planning enforcement to ensure that they are able to respond to key Council priorities.

#### Context

- There are currently 710 unresolved Planning service requests.
- The numbers of service requests by the service have been increasing in recent years and has increased again as a result of period of Covid pandemic.
- Since June 2021 and the work of the Intervention Board there has been a steady decline in the number of cases being submitted each month from an average of 50 per month to 29 in November 2021. The service has 5 members of staff.
- The current commitment to investigate lower risk complaints means that there is insufficient resource to adequately investigate/progress high risk cases and some cases are not being investigated at all.
- Other authorities have decided to prioritise its enforcement resources by for example, no longer investigating anonymous complaints.

The Statement will provide;

1. Clarification on what constitutes a breach and what does not.
2. Review on current reporting mechanisms including the policy on service requests from anonymous complainants
3. Information on the various stages of investigation and what to expect
4. Identification of the Service Targets that the section is aiming to achieve
5. Identifying the 3 Priorities depending on the seriousness of the alleged breach and the time scales that the service will aim to visit.
6. Information on how the Authority manage compliments and complaints

**REPORT ATTACHED?**

**Draft Planning Enforcement Statement**

## 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: R Mullen    Director of Environment**

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

### **Policy**

The draft statement outlines proposed changes to the Council's approach to planning enforcement, and the type of issues that will no longer be investigated as a complaint. This will allow the Council to focus its resources on more high risk cases and adopt a more proactive approach in supporting the wider strategic planning agenda. This could have implications for other services such as Development Management linked to an increase in planning applications received.

The revised statement will be supported by the completion an Integrated Impact Assessment exercise.

### **Legal**

Planning Enforcement is a discretionary function. However, it is recognised that it plays a key role in development management and all Wales Planning Policy. The Statement outlines the objectives of the Authority in relation to Planning Enforcement. The adoption of a more proactive approach to planning enforcement could have implications for the Council legal services in respect of more prosecution related work.

### **Finance**

The adoption of a more proactive approach to planning enforcement could result in additional costs relating to remedial action to address enforcement breaches, some of which the Council may not be able to recover. Active and timely enforcement will result in planning /retrospective application and associated additional revenue.

### **Staffing**

The draft statement aims to ensure that the Council is able to prioritise its resources to address high risk cases and a result some lower level enquiries will no longer be investigated. If the Council decides to continue with the investigation of these type of complaints, this will require further financial investment in the Planning Enforcement team. Planning Enforcement will create demands on other sections within the Authority such as the Development Management Section in relation to increase planning applications and the Legal Section in relation to pursuing relevant enforcement action.

## CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: R Mullen      Director of Environment

1. Local Member(s) Yes
2. Community / Town Council Yes
3. Relevant Partners Yes
4. Staff Side Representatives and other Organisations N/A

CABINET 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:

THERE ARE NONE

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# Planning Enforcement Statement

A guide to Planning Enforcement in Carmarthenshire

December 2021

# DRAFT

[carmarthenshire.gov.wales](http://carmarthenshire.gov.wales)

Cyngor **Sir Gâr**  
**Carmarthenshire**  
County Council



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## Executive Summary

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.

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. The aim of this Statement is therefore to establish a framework against which the public can expect from the delivery of the Planning Enforcement service by Carmarthenshire County Council.

This Statement seeks to:-

- 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 we strive to achieve to ensure that enforcement complaints are dealt with in a timely manner, and that complainants are advised of the outcome of such investigations at appropriate stages

## 1. WHAT IS PLANNING ENFORCEMENT?

### Objectives

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.

Within this context, the primary objectives of our enforcement team are as follows:

- To monitor major developments to ensure compliance with relevant conditions
- To investigate valid reports of breaches of planning control, acting proportionately and reasonably
- To remedy undesirable effects of unauthorised development; and
- Taking action where appropriate and expedient to bring unauthorised development under control in the wider public interest.

### Planning Enforcement Officers

The planning enforcement function of the council is carried out by the Council's Planning Enforcement and Monitoring Officers within the Planning Division (Development Management) of the Environment Directorate.

### Framework and Guidance

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.

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.

\* <https://gov.wales/development-management-manual>

The Council has a discretionary role for taking whatever enforcement action is necessary within its area as the Local Planning Authority. The Section will consider

enforcement under the Town and Country Planning Act 1990 and legislation made thereunder. Further to this, any action taken by the planning enforcement team must be led by the Council's Development Plan (presently the Carmarthenshire Local Development Plan adopted in December 2014).

## 2. WHAT IS, OR IS NOT A BREACH OF PLANNING CONTROL?

A breach of planning control could involve such matters as the unauthorised erection of a building or extension to a building, engineering operations, a 'material' change of use of land, or the display of unauthorised advertisements and works to listed buildings. Additionally, a failure to comply with a condition on planning permission may be relevant to planning enforcement. Residents often report issues to the Council which, although they relate to buildings or land, are not always covered under planning enforcement powers. Below is a guide to the complaints which can, and cannot, be investigated by planning enforcement. For the purposes of this Plan, a breach of planning control is used in the general sense and may include other matters which fall outside the Act.

### Planning enforcement issues

- 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 Building works (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 building works or changes of use
- Unauthorised mineral extraction
- Unauthorised treatment or disposal of waste

### Non-planning enforcement issues

- 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)

### 3. THE COUNCIL'S APPROACH TO PLANNING ENFORCEMENT

#### Determining whether action should be considered

Planning Policy Wales states that an effective Development Management process requires Local Planning Authorities to be prepared to take enforcement action in appropriate circumstances. The Council has a discretionary role for taking whatever enforcement action is necessary within its area as the Local Planning Authority. The decisive issue is to consider whether the breach of planning control would unacceptably affect public amenity or the existing use of land and buildings meriting protection in the public interest. Officers will have regards to the Council's Enforcement Policy.

Welsh Government guidance emphasises that: -

- Any enforcement action should be commensurate with the breach of planning control to which it relates;
- The intention should be to remedy the effects of the breach of planning control, not to punish the person(s) responsible for the breach;
- It is usually inappropriate to take formal enforcement action against a trivial or technical breach of control which causes no harm to public amenity; and
- Enforcement action should not be taken simply to regularise development for which permission had not been sought but which is otherwise acceptable.

When investigating an alleged breach of planning control, therefore, the Authority always seeks to ensure that decisions are taken concerning the most appropriate way forward in an effective and timely manner. This does not, however, mean that formal action will be taken. Indeed such action is limited to the most serious cases where harm arises and action is warranted in the public interest.

In the majority of cases, even where breaches are identified, we will seek to resolve these informally, which may include: -

- Informal negotiation with an owner / developer to remove a breach, or to make changes to a development such that it no longer constitutes a breach, or no longer causes material harm;

- Seeking the submission of a planning application to regularise a breach, which may include the need to comply with conditions to mitigate any harm caused by the development;
- Concluding that no harm arises from the breach, such that it is not expedient for the Council to take the matter further.

## How Do We Determine when it is, or is not, 'Expedient' to Take Action?

When we investigate complaints, and these are found to require planning permission ('a breach of planning') or a breach of condition, we will undertake an initial assessment to determine whether the development would be acceptable judged against the Policies within the Council's adopted Local Development Plan. Although the nature of such assessment will vary depending on the breach, this may involve consideration of matters including: - the principle of development; and the impact on visual amenity / local character, highway safety, and residential amenity.

Where we feel that such development is likely to be acceptable, or could be made acceptable by condition, we would usually seek submission of an application to regularise development.

There will often be cases, however, where the nature of the breach is considered to have no unacceptable impacts, and we will conclude that it would not be 'expedient' in the public interest to take any action (including requiring submission of an application). An example may be where a boundary enclosure technically exceeds the 'permitted development' limit but causes no demonstrably adverse impact on neighbouring amenity. In such cases, we will inform complainants of our conclusions and close the investigation.

In such 'non expediency' cases, we appreciate that complainants will not always agree with our decision. Officers will, however, always be happy to explain the reasoning behind such conclusions with a complainant. Should a complainant remain dissatisfied with such a response, Section 6 of this Statement explains how they may progress such complaint.

## 4. How can an enforcement issue be reported?

If you believe there to be a planning breach, in order for the planning enforcement team to investigate your complaint you must formally submit a complaint. This is necessary in order for us to obtain a full picture of the situation and avoid allocating resources to enquiries which cannot be taken further.

You may make a service request:

- Verbally by calling the Council's Customer Services Team
- Online via the Planning Enforcement online complaints submission page

All service requests are required to provide their full name, a phone number, postal address and email address.

Anonymous service request will not be investigated (unless the complaint is clearly of a serious service nature, including demolition in conservation areas, works to TPO trees, works to listed buildings). This is to ensure that public resources are not spent unnecessarily investigating hoax or malicious service request. It is also important that, should legal action become necessary in relation to a complaint, the Council can state in court that the matter was reported by a local resident. All details provided by a complainant will always remain totally confidential, unless the information is required for use as evidence in court. If this does happen, the Council will make all reasonable efforts to inform you before disclosing any information. We may also need to contact you prior to any site inspection being carried out to seek further information or clarification from you regarding the details of the alleged breach.

It may be the case that the development in question does not require planning permission and therefore cannot be enforced against. You are strongly advised, prior to submitting any enquiry, to check whether the particular development or activity which is causing you concern already benefits from planning permission or falls within permitted development category. This information can be found on our website .

To help us deal with your case as soon as possible it is important to provide as much information as you can. 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 land owners;
- 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.

## 5. How will the Council deal with your service request?

Our investigation into a service request can be broken down into the following stages. The appropriate service standards based on the Welsh Government's current expectations for delivery of the enforcement service are identified at each stage: -

### **STAGE ONE: Registration and Acknowledgement**

Upon receiving a service request with supporting evidence the Authority will:

- Register the complaint in the Council's Enforcement System
- Check that we have all the necessary information to investigate the service request and, if not, make further contact with the complainant
- Prioritise complaints based on the 'Prioritisation Scheme'.
- Acknowledge service request in writing within 5 working days from receipt (by email), providing:-
  - The Enforcement Case reference number
  - The name and contact details of the investigating Enforcement Officer

- The Priority assigned to the case
- Details of this Enforcement Charter

**SERVICE TARGET 1:** Service request are registered and acknowledged within 5 working days of receipt – Target 100%.

## **STAGE TWO: Investigation Phase**

Following registration and acknowledgement of a service request we will: -

1. Undertake any relevant initial research (a 'desktop study') which may assist in identifying whether the complaint constitutes unauthorised 'development' (as defined under Section 55 of the Planning Act 1990 (as amended));

2. Determine whether a site visit is necessary visit to gather information and evidence relating to the alleged breach of planning control. Where this is the case, the officer may take photographs from the site or adjoining land;

3. Depending on the seriousness of the alleged breach and available resources the target time for our initial investigation will be as follows: -

• **Priority 1:** *Serious service request, including demolition in conservation areas, works to TPO trees, works to listed buildings. We will visit within 3 working days.*

• **Priority 2:** *All other service request, such as extensions to buildings and unauthorised changes in the use of a building. We will visit within 10 working days.*

• **Priority 3:** *Minor service request where planning rules may not have been kept to, such as minor alterations to the outside of a building, or other minor developments such as satellite dishes, advertisements, walls, gates and fences. We will visit within 15 working days.*

4. Where contact with either the complainant or the person who has carried out development without planning permission is necessary, officers will seek to contact the complainant / owner / developer by phone, letter or visit. Officers will utilise access powers where necessary.

5. Where relevant, contact the alleged offender to discuss the allegations and seek any relevant information relating to the alleged breach of control to inform the investigation

6. If adequate information is unavailable, undertake further site visits if necessary to gain further information and/or evidence, or contact a complainant to assist in the collation of any necessary evidence (for example to record activities where an alleged breach relates to a business activity from a residential property)

7. Following the site inspection, undertake any necessary further research into the planning history or other relevant sources, for example ownership details, aerial photography and records from other Council services such as Building Control and Council Tax. Officers may also serve a Planning Contravention Notice (PCN) which requires person(s) to provide information pertaining to the alleged breach.

8. In accordance with the Welsh Government's 'Planning Performance Framework' reach one of the following formal conclusions on the 'investigation stage': -

**A.** That there has not been a Breach of Planning Control;

**B.** That there has been a Breach, but it would not be *expedient* to pursue further action in the public interest ;

*Even where a breach has been identified, it may not be expedient to take action against a development that Officer's consider to be acceptable, when assessed against policy and guidance and to not cause any harmful impact upon public amenity.*

**C.** That a breach has occurred, and action is expedient

*This could be either through the submission of a planning application to regularise development with conditions, potential use of a breach of condition notice or the service of an Enforcement Warning Notice (EWN);*

**D.** That a valid planning application has been received in respect of the development in question

*Where it appears to officers that there is a reasonable prospect that planning permission would be granted for the development, the planning enforcement team will encourage submission of a retrospective planning application. The person will also be advised to cease any work or use until permission has been granted.*

9. Notify the complainant(s) in writing of the outcome of the investigation phase, including information on the next stages of the investigation where relevant.

10. Where relevant, notify the owner / developer of the conclusions of the investigation phase, including details of the next stage of the investigation where a breach of planning has been identified and it is expedient to pursue the matter further

**SERVICE TARGET 2:** Enforcement cases complainants are notified in writing of the outcome of the 'Investigation Phase' within 12 weeks (84 days) of receipt – Target 80%

The remaining 20% will be presumed to be 'ongoing investigations' who will be notified of the position on the case and some advisory timeframe provided.

### **STAGE THREE: 'Positive Action' Stage**

Where Officers have decided that a breach has occurred and it is (or would be) expedient to take action, the Council will then seek to resolve the breach through one of the following 'positive actions': -

**A. Removal of the breach through informal negotiation**



The purpose of the enforcement system is not to punish an offender, but to remedy a breach of planning in the wider public interest. Officers will therefore usually seek, wherever possible, to informally negotiate a solution to a breach of planning control. In considering this, it is important to bear in mind that it is unlawful to carry out development but **not an offence** without first obtaining any planning permission required for it. In line with guidance in Planning Policy Wales (PPW), the Local Planning Authority should first attempt to resolve breaches of planning control informally through negotiation with the land owner, occupier or developer. Formal action by the Council will be used where it is an appropriate and proportionate response or used in situations where an immediate solution is necessary in the interests of public amenity.

### **B. Serve Notice in respect of the Alleged Breach;**

Where a breach is found which is considered to be a high priority due to its harmful effect upon public amenity, and negotiation has been unable to remedy such harm, authorisation will be sought to take formal enforcement action through service of an Enforcement Notice or other appropriate Notice.

In line with PPW, enforcement action taken by the council will always be commensurate with the breach of planning control to which it relates. In addition, the council will only take action where it is appropriate to do so – for example, it would normally be inappropriate to take formal enforcement action against a trivial or technical breach of planning control.

Where formal action is to be taken against small businesses and self-employed persons, such action will in normal circumstances only be taken once informal discussions have been unable to remedy the breach. When setting periods for compliance with formal Notices, the Council will seek to be reasonable having regard to individual circumstances, weighed against the harm to the public interest.

In all cases of formal enforcement action, careful consideration will be made of the impact on the human rights of affected parties.

The most appropriate Notice will be used to remedy the harm being caused. Where authorised, this could take one of the following forms: -

- Enforcement Notice (Operational Development or Material Change of Use)
- Stop Notice (including Temporary Stop Notice)
- Section 215 Notice ('Amenity Notice')
- Breach of Condition Notice
- Listed Building Enforcement Notice
- Injunctions

See below for more detail of the enforcement powers for the Local Planning Authority.

Details of Enforcement Notices, Breach of Condition Notices, Temporary Stop Notices and Stop Notices are entered into an Enforcement Register. The Register is available upon request.

### **C. Planning permission is subsequently granted through an application (or following an appeal against service of an Enforcement Notice);**

#### **D. By Taking Prosecution Action (e.g. against unauthorised display of an advertisement, or Unauthorised Works to a Listed Building)**

Please note that in a small number of cases a complainant may be asked to assist the Council by providing evidence at an appeal or in Court. Before this happens the Case Officer will ask for their consent. If they are unwilling to give consent it is possible that the Authority would be unable to take further action.

Prosecutions for not complying with the notice does not compel compliance, but rather punishes non-compliance. Where there has been financial gain as a result of a criminal act of not complying with an extant notice, the Council will consider taking further action under the terms of the Proceeds of Crime Act 2002 (“POCA”).

#### **E. By the Authority taking Direct Action to remove the breach of control.**

Although the costs of ‘direct action’ can be placed as a charge on land, it is often difficult to recover such costs. Therefore any decision to take such action will always be a final resort, and will have regard to the costs involved weighed against the degree of ongoing harm.

**SERVICE TARGET 3:** ‘Positive Action’ (as defined above) is taken on cases where action has been deemed expedient within 180 days of the ‘investigation date’. Target 80%. Where such action has not been possible, the complainant will be notified in writing of the reasons for any delay in taking action.

#### **STAGE FOUR: Closure of Case**

For positive actions (A) (C) and (E) above, the case will be formally closed and the complainant notified in writing.

For all other cases, the Breach of Planning will only be resolved once any formal Notice has been complied with through removal of the breach or, for example, an unauthorised advertisement has been removed.

Unfortunately, the timescale for ‘final resolution’ of such cases can take a considerable amount of time, and is often dependent on factors outside the control of the Authority, such as the time taken for determination of an appeal and subsequent compliance periods. It can also need the Authority to take Prosecution Action against an offence.

For this reason, the Welsh Government indicators for enforcement no longer set ‘target dates’ for closure of enforcement cases. The Authority will, however, always seek to ensure final resolution of enforcement cases at the earliest opportunity and will pursue all appropriate and reasonable action to secure resolution. The complainant will be notified of the progress every 3 months where the cases are of longer duration.

The Authority will also always notify a complainant in writing once the enforcement case has been resolved / closed.

**SERVICE TARGET 4:** Complainants are notified in writing within 5 working days of a decision being made to close an enforcement investigation – Target 100%.

## 6. What if I am dissatisfied with the way the case was managed?

If you are dissatisfied with the way the investigation is/has been managed (rather than being unhappy with the outcome if it has been decided that no action can be taken), you should, in the first instance, raise these concerns with the relevant manager within the planning service. If, having done that, you are still dissatisfied with the team's handling of your enquiry; you may submit a complaint using the Council's corporate procedure which is set out in two stages.

Complaints and Compliments Team

County Hall

Carmarthen

SA31 1JP

Click to copy email address: [complaints@carmarthenshire.gov.uk](mailto:complaints@carmarthenshire.gov.uk)  
[01267 234567](tel:01267234567)

If, having received the Council's final response to your complaint, you are still not satisfied with the outcome; you can refer the matter to the Local Government Ombudsman via [www.lgo.org.uk/make-a-complaint](http://www.lgo.org.uk/make-a-complaint). Please note The Ombudsman will not investigate any complaint until the complainant has first followed the Council's own corporate complaints procedure and sought resolution directly with the council in the first instance.

## 7. Publicity of this plan and planning enforcement documents

This plan will be available on the Council's website. Hard copies and other formats and languages can be requested in writing.

## 8. Review and monitoring of this plan

In formulating this plan the Council recognises the need to make sure that it is reviewed periodically and updated as necessary to ensure that it remains fit for purpose in the future. The planning department will therefore undertake a review of the plan every time there is a significant change in the legislation (including caselaw) or the development plan policies.

## APPENDIX 1 : The Enforcement Powers

The Town and Country Planning Act 1990 defines taking formal "enforcement action" as the issue of an Enforcement Notice or the service of a Breach of Condition Notice. Failure to comply with either constitutes an offence.

There are also a number of supplementary powers granted to the Local Planning Authority (LPA) that allow other types of notice to be served. Failure to comply with these notices is also an offence.

A summary of the main enforcement powers available to the Local Planning Authority are detailed below: -

### 1. Planning Contravention Notice (PCN)

A Planning Contravention Notice can be served in respect of any suspected breach of planning, and enables the Authority to require detailed information to inform its investigation, including: -

- details of all operations being carried out on the land which might be suspected as being a breach of planning control;
- matters relating to the conditions or limitations subject to which any planning permission has been granted;
- names and addresses of any person known to use the land for any purpose; and
- the nature of any legal interest in the land and the names and addresses of any other person known to have an interest.

The service of a PCN does not stop the Authority taking other formal action against a breach of planning control.

The recipient of a PCN has 21 days to respond to it. Failure to reply to a PCN (or making a false or misleading statement within a response) is an offence against which prosecution action can be taken.

### 2. Enforcement Warning Notice (EWN)

Introduced in Wales by the Planning (Wales) Act 2015, an Enforcement Warning Notice can be issued by a LPA where the Authority considers that, subject to the imposition of conditions, there is a reasonable prospect that, if an application for planning permission in respect of the unauthorised development were made, planning permission would be granted.

An EWN will give a specified period within which time an application must be made, after which time enforcement action may otherwise be pursued.

The issue of an Enforcement Warning Notice will 'stop the clock' in terms of the unauthorised development potentially gaining immunity from enforcement action.

### 3. Enforcement Notice (EN)

Where the LPA determines that it is expedient to take formal enforcement action against a breach of planning in the wider public interest, it may issue an Enforcement Notice.

An Enforcement Notice may allege an unauthorised material change of use of land or buildings, operational development or breach of a condition.

The Enforcement Notice must specify the time at which it takes effect, what steps must be undertaken to remedy the breach and a time period in which those steps must be undertaken.

An appeal against an Enforcement Notice (which can be made on planning or legal grounds) must be made before the date on which the Notice takes effect (normally within 28 days of service). If an appeal is made, the requirements of the Notice are suspended until the appeal has been decided.

Once a Notice comes into effect, there is a further period of time to allow for compliance. The length of time depends on the nature of the breach.

Failure to comply with an Enforcement Notice is a criminal offence and can lead to a fine of up to £20,000.

#### **4. Listed Building Enforcement Notice**

Similar to an Enforcement Notice, such Notice relates to unauthorised works to a Listed Building and may:-

- (a) require the building to be brought back to its former state; or
- (b) if that is not reasonably practicable or desirable, require other works specified in the Notice to alleviate the effects of the unauthorised works; or
- (c) require the building to be brought into the state it would have been in if the terms of any listed building consent had been observed.

The Notice must specify time constraints for securing compliance with the requirements of the Notice.

There is a right of appeal against a Listed Building Enforcement Notice. The procedures are similar to those for an appeal against an Enforcement Notice.

If works subject to a Listed Building Enforcement Notice are later authorised by a retrospective application for Listed Building consent, the Listed Building Enforcement Notice will cease to have any effect although the liability to prosecution for an offence committed before the date of any retrospective consent remains.

#### **5. Breach of Condition Notices (BCN)**

A BCN may be served where a condition attached to a planning permission is not being complied with. The BCN will specify the steps which the LPA require to be taken in order to secure compliance with the condition as is specified in the notice.

There is no right of appeal against a BCN (although the Authority's decision to issue a Breach of Condition Notice can be challenged in the Courts) and failure to comply constitutes a criminal offence which can be prosecuted, which can lead to a significant fine.

#### **6. Stop Notices (SN)**

In certain cases, a Stop Notice can be served in order to cease an unauthorised activity on the land. A Stop Notice can only be served at the same time as, or after, the service of an Enforcement Notice, and is usually restricted to the most urgent and harmful breaches of planning control, with a LPA at risk of compensation if it is used in inappropriate cases.

There is no right of appeal against a Stop Notice, only the Enforcement Notice to which it is attached.

Failure to comply with a Stop Notice can lead to a substantial fine of up to £20,000.

#### **7. Temporary Stop Notice**

Since June 2015 LPAs in Wales have been able to issue Temporary Stop Notices which can require that an activity which is a breach of planning control should stop immediately.

*5 Planning and Compulsory Purchase Act 2004 (Commencement No. 14 and Saving) Order 2015.*

A Temporary Stop Notice does not have to be issued with an Enforcement Notice, and ceases to have effect after 28 days. Such Notice should only be issued when the LPA believes that the breach should be stopped immediately.

**8. Section 215 'Amenity' Notices (s215)**

Where the condition of land is adversely affecting the amenity of the area, the LPA may serve a notice under s215 of the Town and Country Planning Act 1990 requiring the proper maintenance of land.

Section 215 will be considered where untidy land is affecting 5 or more properties in that area. Where a property is found to be in disrepair, the Authority will seek to find an alternative option such as liaising with the owners to bring the home back into use. The s215 Notice will specify the steps that the LPA require to be taken in order to remedy the condition of the land.

There is a right of appeal to the Planning Inspectorate against a s215 Notice.

Failure to comply with a s215 Notice is an offence

**9. Injunction**

If an authority considers that a breach of planning control is sufficiently serious, and is causing or likely to cause exceptional harm, it may apply to the Courts for a restraint injunction. Those in breach of an injunction can be imprisoned.

**10. Prosecution Action**

As referred to above, where someone is in breach of the requirements of an Enforcement Notice, Breach of Condition Notice, or a Stop Notice, they are guilty of an offence and the planning enforcement service can initiate prosecution proceedings.

In addition, the LPA may also instigate prosecution proceedings against offences such as:-

- Display of Advertisement without Express Consent
- Unauthorised Works to Protected Trees
- Unauthorised Works to a Listed Building
- Non-Compliance with a PCN or s215 Notice

Prosecution action will always be dependent on legal advice that there is a reasonable prospect of success, and that it is in the public interest to pursue such action.

In some cases, it may be determined that a 'Simple Caution' can be issued, where there is evidence of an offence, the offender has admitted the offence, and mitigation is taken into account having regard to the public interest test.

**11. Direct Action**

The Authority can also enter the site and carry out the works required by the Notice in default and then seek to recover its costs from the owner/occupier.

## ENVIRONMENTAL AND PUBLIC PROTECTION SCRUTINY COMMITTEE

**22<sup>ND</sup> DECEMBER 2021**

<b>FORTHCOMING ITEMS</b>			
<b>for next meeting to be held on 1<sup>st</sup> February 2021</b>			
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.			
<b>Proposed Agenda Item</b>	<b>Background</b>	<b>Reason for report</b>	<b>Cabinet Member</b>
Revenue Budget Consultation 2022/23 – 2024/25	As part of the Council's consultation procedures on the development of its 2022/23 – 2024/25 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 David Jenkins
Departmental Business Plans	As part of the Business Plan Development process the Committee is invited to consider and comment on the Environment, Communities and Chief Executive Departmental Business Plans 2022/23 – 2023/24 relevant to its remit.	To afford the Committee the opportunity of commenting on and making any recommendations for changes to the Departmental Business Plans in respect of Environment, Communities, Chief Executive relevant to its remit.	Cllr Hazel Evans Cllr Philip Hughes Cllr Ann Davies

**Items to be circulated under a separate cover to Scrutiny Committee members**  
*(as agreed at the Committee's Forward Work Programme development session on 9<sup>th</sup> April 2021.)*

<b>Proposed Agenda Item</b>	<b>Background</b>	<b>Reason for report</b>	<b>Cabinet Member</b>
Local Environment Quality	This report sets out how the Waste and Environmental Services Division of the Environment Department undertakes litter management activity for public spaces within its portfolio.	To enable members to exercise their scrutiny role.	Cllr. Hazel Evans
Budget Monitoring Report [April to October 2021]	This is a standard bi-monthly budget report covering the revenue and capital budgets for the Environment Department, Public Protection Services and Community Safety which fall within the remit of the Environmental and Public Protection Scrutiny Committee	To enable members to exercise their scrutiny role	Cllr. David Jenkins



**Items circulated to the Committee under separate cover since the last meeting held on 25<sup>th</sup> November 2021**

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

In line with the Environmental and Public Protection 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 2<sup>nd</sup> December 2021:

- **Budget Monitoring Report (1<sup>st</sup> April 2021 – 30<sup>th</sup> August 2021)** [Click here to view.](#)

The following queries were raised in relation to the abovementioned report:-

Question	Cabinet Member
<p><b>1. Reference to Sustainable Drainage approval Body Unit (SAB) [Page 9]. - £63k income not generated. Is the income fixed per development or can developer negotiate out of these fees?</b></p> <p>The range of Sustainable Drainage (SuDS) fees are based on the size of development in hectares. There are no negotiations entered into on any terms because SuDS application fees are determined using a set of area based calculation formulas provided through the regulations by WG. Essentially, the bigger the development the bigger the fee up to a maximum limit. <i>Appendix A is an extract from the Charging Digest which provides details of the fees.</i></p> <p><b>1.b) Has income not matched expectation because less developments have taken place or are their other factors at work?</b></p> <p>The Sustainable Drainage Approval Body is a statutory function introduced through WG legislation in 2018 and promoted as being principally self-funding. An income target of £165k was set based on an assumption of 300 SAB applications being received per year however this income target has not been achieved since the introduction of these charges. As the size of developments and the number of developments are difficult to predict it is not surprising that former forecasts have not been achieved. However, the predicted number of 300 SuDS application per year was a reasonable estimate given that approx. 1,100 planning applications had been identified as requiring a SuDS application over the past 3 years. It would be expected that the number of SuDS applications should mirror planning application numbers, at least partially at say 60% to 70%, certainly far more closely than has been experienced since implementation of the SuDS legislation back in Jan 2019.</p> <p>The difference between the number of projects identified as needing to submit a SuDS application and the number of actual applications received is remarkably high, ie. approximately 220 received compared to about 1100 planning application identified through the planning consultation process as requiring a SuDS application. In reality, not all planning applications are constructed and there is a 5-year period in which to commence works (potentially causing a time lag). However, the lack of SuDS applications is worrying compared to the number of planning applications. We have undertaken random checks of developments based on building regulation submissions but have found no unauthorised site activity.</p>	<p>Councillor David Jenkins, Cabinet Member for Resources</p>

For information, this SuDS Application trend is being experienced throughout the 22 Welsh LA's. Reluctance and ignorance, whether deliberate or unintentional may, in part be an attributable factor. A lack of awareness on the part of key stakeholders in the planning process throughout Wales should not be alluded to, since WG and SAB bodies have been very active in providing guidance and advice. Another probable factor at play might be the lack of specialist expertise available to applicants. Hence, there may be a backlog due to supply issues.

The estimated income for the year included in the budget monitoring report at the end of August, was £55k (£25k of income had already been received and we projected another £30k to year-end.) Previous years' income has been £27k in 2019/20 and £42k in 2020/21, therefore, even though we are predicting an increase year-on-year, it is highly unlikely that we'll receive the original estimate.

**2. Reference to parking fees [Page 10].  
What is the plan to claw back income from car parks??**

The following reimbursements have been received from WG for the loss of parking fees:

	<u>£</u>
Loss of income Claim Q1 2020/21	<b>-701,000</b>
Loss of income Claim Q2 2020/21	<b>-277,280</b>
Loss of income Claim Q3 2020/21	<b>-248,601</b>
Loss of income Claim Q4 2020/21	<b>-485,307</b>
Loss of income Claim Q1 2021/22	<b>-174,617</b>
Loss of income Claim Q2 2021/22	<b>-125,877</b>
<b>Grand Total</b>	<b><u><u>-2,012,682</u></u></b>

Quarters 2 and 3 of 2021/22 will be reimbursed by WG at a similar level.

**2.b How do we square the need to significantly increase use of public transport and sustainable modes of travel with car use?**

The Council's Parking strategy sets out the need to account for the important economic role that parking plays in supporting town centres and revenue generated from parking helps sustain key infrastructure and public transport to provide sustainable travel options. The Wales Transport Strategy recognises the need for increased investment in public transport and active travel by 2040 to reduce car usage. Once investment levels by Government are in place to provide people with the more sustainable travel options our parking strategy will be reviewed and updated.

*The Parking Strategy has been e-mailed to Members for information.*

Councillor David Jenkins, Cabinet Member for Resources

Councillor David Jenkins, Cabinet Member for Resources

Question	Cabinet Member
<p><b>3. Reference to property maintenance and design <a href="#">[Page 10]</a>. Significant income based on increase in internal charging. This seems like moving money from departments inside authority. Has this had a detrimental impact on other depts budgets? i.e. overspends due to unforeseen charges from this department or has the income come from additional grants/government pots to pay for the maintenance and design work?</b></p> <p>The surplus of £302k equates to 0.73% of the total estimated income of £41m for the 2021/22 financial year, therefore it is not significant but relatively modest when compared to the Property Maintenance section's overall turnover. There is a variable amount of work year on year and the Property Maintenance section might generate surpluses in one year but deficits in another which the business unit would have to bear if, for whatever reason, the income target was not met. The charges are set to cover overheads and a very small element is built into the job costings to allow for unforeseen unproductive time with the onset of covid a good, if not a little extreme, example of when the business unit couldn't generate income due to strict covid measures.</p> <p>The fees and costs are charged to grants, capital and HRA expenditure codes.</p>	<p>Councillor Hazel Evans, Cabinet Member for Environment</p>

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**Extract from CHARGING DIGEST - Environment department**

2020/21 Actual £	2021/22 Budget £	2022/23 Budget £	Business Unit	Service Provided	2021/22 Charge Levied	2022/23 Proposed Charge	2022/23 Comments
41,888	130,277	132,883	Sustainable Drainage (SAB)	Sustainable Drainage (SAB) consent application fee < or =0.5 hectares	£420 - £700	£420 - £700	Statutory fee under Schedule 3 of the Flood and Water Management Act 2010. Application fee of £350 plus additional surcharge of £70 per 0.1 hectares
				Sustainable Drainage (SAB) consent application fee >0.5 and < or = 1 hectares	£750 - £950	£750 - £950	Statutory fee under Schedule 3 of the Flood and Water Management Act 2010. Application fee of £700 plus additional surcharge of £50 per 0.1 hectares
				Sustainable Drainage (SAB) consent application fee >1 and < or = 5 hectares	£970-£1750	£970-£1750	Statutory fee under Schedule 3 of the Flood and Water Management Act 2010. Application fee of £950 plus additional surcharge of £20 per 0.1 hectares up to and including 5 hectares
				Sustainable Drainage (SAB) consent application fee >5 hectares	£1760 - £7500 max fee	£1760 - £7500 max fee	Statutory fee under Schedule 3 of the Flood and Water Management Act 2010. Application fee of £1750 plus additional surcharge of £10 per 0.1 hectares up to a maximum fee of £7500
				Sustainable Drainage (SAB) consent - Inspection fees and site visit fees	£168	£168	Statutory fee under Schedule 3 of the Flood and Water Management Act 2010. Fees chargeable per visit in discharging the duties of the SAB approval body

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## ENVIRONMENTAL & PUBLIC PROTECTION SCRUTINY COMMITTEE

25 NOVEMBER 2021

**PRESENT:** Councillor J.D. James (Chair)

**Councillors:**

J.M. Charles, T.A.J. Davies, J.A. Davies, K. Davies, T.M. Higgins, E. Morgan,  
B.D.J. Phillips, J.S. Phillips, D. Thomas and A. Vaughan Owen.  
Councillor W.T. Evans - Substitute for Councillor S.J.G Gilasbey;  
Councillor D. Jones - Substitute for Councillor P. Edwards.

**Also in attendance:**

Councillor H.A.L. Evans, Cabinet Member for Environment;  
Councillor P.M. Hughes, Cabinet Member for Public Protection.

**The following Officers were in attendance:**

R. Mullen, Director of Environment;  
J. Morgan, Head of Homes & Safer Communities;  
S. Pilliner, Head of Transportation & Highways;  
R. S. Waters, Highways and Transportation Services Manager;  
T. Evans, Transport Planning - Strategy and Infrastructure;  
D. King, Highway Services Manager;  
C.N. Nelson, Highways Asset Manager;  
E. Evans, Principal Democratic Services Officer;  
K. Thomas, Democratic Services Officer;  
S. Rees, Simultaneous Translator;  
J. Owen, Democratic Services Officer.

**Virtual Meeting: 10:00am - 12:00pm**

**[Note:**

- The Chair having received a request from Councillor Hazel Evans, Cabinet Member for Environment informed the Committee that to provide clarity it was necessary to change the order business on the agenda and that Item 7, would be taken prior to Item 6. However, ease of referencing these minutes reflect the order of business itemised on the agenda for the meeting.
- Due to the Chair experiencing technical difficulties during Agenda Item 5, Councillor Aled Vaughan-Owen as Vice-Chair took over as Chair for the remaining business on the agenda.

**1. APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors S.J.G. Gilasbey, P. Edwards E. Morgan and A. Speake.

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

There were no declarations of any prohibited party whips.  
There were no declarations of interest made.

**3. PUBLIC QUESTIONS (NONE RECEIVED)**

The Chair advised that no public questions had been received.

**4. ENVIRONMENTAL & PUBLIC PROTECTION TASK & FINISH GROUP 2021/22 – UPDATE**

The Committee received an update report from the Environmental and Public Protection Task and Finish Group in relation to the review of the Management of fly-tipping within Carmarthenshire. The report presented by the Chair of the Task and Finish Group provided the Committee with an update on the review, the Group's decision and the reasons.

**UNANIMOUSLY RESOLVED that;**

**4.1 the report of the Task and Finish Group be received;**

**4.2 the Group's decision to defer the review of the Management of Fly-tipping within Carmarthenshire until after the 2022 elections be accepted.**

**5. CARMARTHENSIRE COUNTY COUNCIL (CCC) ELECTRIC VEHICLE CHARGING INFRASTRUCTURE STRATEGY - DECARBONISING TRANSPORT**

The Committee received a report which set out a proposal to adopt an Electric Vehicle Charging Infrastructure Strategy for Carmarthenshire. The proposed strategy, presented by the Cabinet member for Environment, contained 13 key policies specific to Carmarthenshire which would help the future development of electric vehicle charging infrastructure across the County to support the delivery of carbon reduction targets.

The report outlined that the strategy and development of the infrastructure aimed to encourage the uptake of electric vehicles for businesses, residents, and visitors. In addition, the strategy would allow for a structured evidence-based network to be created that would demonstrate a commitment to meeting net zero targets by 2030 and 2050.

It was reported that, should the Authority decide not to adopt the strategy it would leave the county vulnerable to losing out on future funding from Welsh Government and inhibit the delivery against the net zero carbon objective. With no strategy in place for this fast-moving area and with the ban of petrol and diesel cars in 2030 there was a danger of not being able to facilitate and encourage a charging network that would support all residents, businesses and visitors.



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

- It was asked, if the use of electric bikes could be added to the 13 key policies? The Officer for Transport Planning - Strategy and Infrastructure explained that the provision of shelter and capacity to charge up to 10 e-bikes was or would soon be available at Carmarthen Leisure Centre, Amman Valley Leisure Centre, Llandovery Leisure Centre, Beacon, Eastgate, Pembrey Country Park, St Catherine's Walk – Carmarthen and Pendine. The use of these facilities for e-bikes at these locations would be free to use with Carmarthenshire County Council or third parties covering the energy costs. It was explained that currently this Strategy had concentrated on cars and light vehicles only and that a separate strategy would be required for freight. The Head of Transportation and Highways added that whilst this strategy had concentrated on those vehicles that would be impacted by the significant changes in the near future, he acknowledged the growth in the use of e-bikes and would consider including within the strategy.
- The Officer for Transport Planning - Strategy and Infrastructure, in response to a query raised regarding the charging facility in Crosshands, confirmed that there were four 50kw rapid charges for light vehicles and one 150kw super rapid charger available for use within the Crosshands facility. In addition, as the site provision was available for expansion, the usage would be monitored and should there be a requirement to expand the ability to do so was available.
- Reference was made to the scheme to place charging facilities within public locations, a query was raised as to who pays for the electric, the customer or the supplier? The Officer for Transport Planning - Strategy and Infrastructure explained the current process in relation to applications and funding to install a charging facility for public use. The use of the charging facility would be paid for by the customer by card or via an app. Should community halls wish to seek funds to install charging facilities themselves to generate an income stream, it was explained that specific grants were available from the Office of Zero Emission Vehicles.
- Following an observation raised that the majority of charging facilities were located within towns, it was asked if there were any plans to locate charging facilities in rural villages? The Head of Highways and Transportation stated that the strategy to date was to place charging facilities in rural areas that are within close proximity of the principal road network in order to satisfy local need as well as roads with a high volume of traffic. Several publicly available charging facilities are currently sited within the rural areas signified on the map on page 37 of the report. The Officer for Transport Planning - Strategy and Infrastructure informed Committee members that a list detailing the locations of all the charging facilities that had been installed to date was available on the Council's website. Furthermore, Members were made aware that a further 15 installations focusing on rural destinations and Leisure Centres around the County would be completed in due course.

In relation to the availability of grants to Community/Village Halls the Officer for Transport Planning - Strategy and Infrastructure would be happy to advise and assist those who would be interested in applying.

- In response to a concern raised that some charging points may not be suitable for disabled access, the Head of Transport and Highways highlighted that whilst early installations catered for the majority of cars/light vehicles, some sites required adaptations in order to solve access limitations. In addition, further developments were in hand in terms of catering for the larger vehicle. Reassurance was provided that future design now catered for disabled access which had been factored in the development of the charging hub in Crosshands. As the market develops disabled access would be an area that would be fostered in the future.
- A query was raised regarding the availability of the wider facilities, eg toilets and refreshments to those who wait for their vehicles to be charged and if this was factored into the location plans? The Officer for Transport Planning - Strategy and Infrastructure confirmed that the chargers located in the Charging Hub in Crosshands were 'rapid' chargers which should take up to 30 minutes to full charge with the super rapid taking only 20 minutes resulting in a minimal wait. The Director of Environment added that it was anticipated that the majority of the public would utilise the charging facilities that had been strategically located along routes with comfort facilities and at community halls as a charging boost whilst visiting the location. The Head of Highways and Transport emphasised that this was an area that the County Council could not achieve independently, a significant investment was relied upon from the Government given the scale of the focus which was to develop the electric vehicle infrastructure.
- Reference was made to "EV4 - to encourage use of EV's in the fleet". It was asked if the word encourage was the correct term to use and if something stronger would be more suitable? The Head of Highways and Transportation explained that the Fleet Strategy was complex in that several assessments would have to be completed in terms of infrastructure, operation implications, and service needs with this in mind it was envisaged that the strategy would be brought to the Committee in Spring 2022. The Cabinet Member for Environment added that unfortunately, the Council was unable to mandate the use of electric vehicles, however it would encourage at every possible opportunity by providing the appropriate facilities.
- Reference was made to "EV6 - Investigate ways to Encourage Charge Point Provision through the Planning Process", it was asked what the planning process was in relation to the provision electric vehicle chargers and if politically there was anything that could be done in order to strengthen the process? The Director of Environment stated that the Welsh Government would be looking into new builds both domestic and businesses as part of their Carbon Net Zero Wales Carbon Strategy, therefore the Councils planning department would not be considering this in isolation. The Officer for Transport Planning - Strategy and Infrastructure clarified that as part of the Council's commitment to increase the supply of affordable housing, electric vehicle charging points were included on all Council new build developments.

- Reference was made to the table located on page 18 of the report where it stated that Fast Charging (a) need to have between 30,000 and 55,000 fast chargers available for use by 2030 (currently have less than 1% of this installed). It was asked if the Council was confident that the remaining 99% would be installed in 8 years' time? The Director of Environment stated that there was a National De-carbonisation Panel formulated by the WLGA which consisted of representatives from other regions and included the Chief Executive. In relation to the delivery of the strategy, it was heavily dependent upon the Welsh Government and the national approach. However, it was reported that following a recent meeting with Cabinet Members, Director of Environment and Lee Waters – Deputy Minister of Climate Change, there seemed to be an expression of confidence of a financial commitment which would enable the delivery of the strategies.

**UNANIMOUSLY RESOLVED TO RECOMMEND TO CABINET that the proposed Electric Vehicle Charging Infrastructure Strategy for the Council be adopted.**

## **6. HIGHWAYS ASSET MANAGEMENT PLAN (HAMP) MAINTENANCE MANUAL**

[Note: This item was taken after Agenda Item 7]

The Committee received the Highway Asset Management Plan (HAMP) Maintenance Manual in support of the Highway Asset Management Plan presented by Cabinet Member for Environment. The report asked that the Committee consider and comment on parts 4.1 to 4.4 attached to the report prior to adoption by the Cabinet.

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

- Reference was made to section 4.2 Highway Network Hierarchy on page 13 of the report. In relation to CH4 of the table, a concern was raised regarding the low priority of rural roads, it was commented that many of the rural roads both serve and connect communities located within rural areas and due to this they should be given a higher priority. The Head of Transportation and Highways highlighted the scale of the challenge in terms of the condition assessment and the annual statement of the roads, together with the level of investments required to maintain the road network in Carmarthenshire. Whilst recognising that rural communities were equally as important, the list reflected a prioritised system of assessment, inspection and repair according to the resources available.
- Reference was made to section 4.3 Highway Inspection and Repair Regime of the report. Concern was raised that rural roads were inspected only once a year as stated within the report, it was felt that this was not enough. The Head of Highways and Transport confirmed that whilst a formal assessment was carried out once a year, other methods of intelligence was accepted by way of the public information which was responded to accordingly. The Highways and Transportation Services Manager added that a new online reporting system was now available to the public which aimed for a more efficient response to reported issues.

- Reference was made to the table within the Carriageway: Routine Inspection Frequencies. Clarity was sought on the tolerance range. The Highways and Transportation Services Manager explained that the routine Highway Inspection Frequency was programmed as shown in the report. A tolerance in frequency of inspections was necessary in the case of any disruption such as adverse weather, unplanned incidents and sickness or leave, the programme and tolerance in frequency was managed by the respective Assistant Area Manager.

**UNANIMOUSLY RESOLVED TO RECOMMEND TO CABINET that Parts 4.1 to 4.4 of the Highways Asset Management Plan Maintenance Manual be adopted.**

## **7. HIGHWAY ASSET MANAGEMENT PLAN - ANNUAL STATEMENT REPORT 2021**

[Note: this item was taken prior to Agenda item 6]

The Committee received the Highway Asset Management Plan (HAMP) Annual Statement Report 2021, presented by Cabinet Member for Environment and supported by a PowerPoint presentation delivered by the Highways and Transportation Services Manager.

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

- It was asked if the low expenditure in comparison to other Councils was directly attributed to the large road network within Carmarthenshire? The Director of Environment explained that the expenditure allocated to highways was attributed through the conscious decisions made by Council during the budget setting and would have an impact upon the road network under the responsibility of Carmarthenshire Council. The detail cited within this report would be considered when making representations against the other pressures and demands facing the Council.
- Concern was raised that the new method of re-surfacing had failed and had to be re-done and that some roads within Carmarthenshire were still waiting to be repaired after a lengthy period of time. More information on this matter was sought. The Highways and Transportation Services Manager explained that road surfacing carried out by contractors were warranted and that any issues with materials would be rectified at the contractors' expense. The Highways and Transportation Services Manager, in response to the ongoing specific issues relating to road surfaces, stated that he would liaise the Members outside of the Committee meeting.
- In response to a question raised in relation to the conversion of the public lighting to LED's, the Highways and Transportation Services Manager confirmed that the programme was completed in the summer of 2020 and as a result of the conversions, it was estimated that a reduction of 1200 tons of carbon dioxide emissions had been achieved.

- Reference was made to the Drainage Surveys within the report. In regard to the passage “The surveys so far have shown that 32% of our drainage pipes are either severely reduced or blocked and unsafe”, concern was raised that as a result of the reduced and blocked drains, excess water would cause impairment of road surfaces. The Highways and Transportation Services Manager stated that the figure of 32% was concerning it was based on a small sample of drainage surveys undertaken along the A484 and other critical routes that were prone to issues during adverse weather. It was hoped that a high percentage of blockages would be resolved by way of high-pressure jetting, however it was recognised that some drainage networks may have structural issues along pipelines and would therefore require further assessment. The Head of Highways and Transportation added that capital bids had been put forward to help address the issues and in reaction to storm events, further bids for funds from the Welsh Government were pursued to assist in addressing any damage caused.
- The Head of Transportation and Highways, in response to a query raised in regard to the progress of the Cardi Bach footpath, confirmed that the joint project was at feasibility study stage, however, he was unaware of the current position of the project. An update would be forwarded onto the local Councillor for information.
- It was commented that potholes were arising as a result of repair works by utility companies. It was asked, if the warranty of 2-years was considered long enough and if this could be extended? The Highways and Transportation Services Manager explained that the 2-year warranty was a national standard, however the Council was increasing its focus on the inspection regime with utility works. To assist with the inspection regime, Committee Members were informed that an additional resource had been secured on a temporary basis.
- Reference was made to the 3 investment options outlined within the report. It was asked if there was any potential that the Welsh Government would continue to contribute towards the £6m in 2022/23 as detailed within option 3? The Head of Highways and Transportation explained that it would certainly assist with the pressures on the wider capital programme, however Members were informed that the Welsh Government was currently undertaking a highways review and the outcome of the review would determine any future funds. In relation to the budget, the Cabinet Member for Environment acknowledged that the condition of the roads affected all members of the public and encouraged all Members to consider the road network during the budget setting process.

**UNANIMOUSLY RESOLVED that the Highway Asset Management Plan – Annual Statement Report 2021 be noted.**

## 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 22<sup>nd</sup> December, 2021 and was afforded the opportunity to request for any specific information that Members may wish to include within the reports.

The report reflected the change that the Equestrian Strategy which was due to be circulated by e-mail to Scrutiny Committee members in December, had been deferred to March 2022.

The report also stated that two reports had been circulated to members by e-mail in October, in line with the Committee's 2021 decision to scrutinise outside of the Committee's formal process:-

- Budget Monitoring Report (1st April 2021 – 30th June 2021)
- Public Rights of Way Network Hierarchy

Members were informed that no comments or queries were received.

An update was requested regarding the Dog Breeding Regulations/Licensing conditions – Welsh government review which was referenced on the Committee's Forward Work Programme to be added. As the Cabinet Member for Public Protection was not present in the meeting, due to having to leave early, the Scrutiny Support Officer would convey the request to the Cabinet Member and an update would be circulated by e-mail to Committee Members.

### UNANIMOUSLY RESOLVED

8.1 that the list of forthcoming items to be considered at the next scheduled meeting on the 22<sup>nd</sup> December 2021 be noted;

8.2 to note the Committee's revised Forward Work Programme 2021/22.

## 9. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE COMMITTEE HELD ON THE 4<sup>TH</sup> OCTOBER 2021

**RESOLVED** that the minutes of the meeting of the Committee held on the 4<sup>th</sup> October, 2021 be signed as a correct record.

\_\_\_\_\_  
CHAIR

\_\_\_\_\_  
DATE