

## ESSENTIAL REFERENCE PAPER 'B'

### Implications for East Herts from Legislative Changes

Description of Offence	Current Act	Implications of the Anti-social Behaviour, Crime and Policing Act 2014	Commencement Date
Abandoning a Vehicle	Refuse Disposal (Amenity) Act 1978	None – current powers unaffected	
Exposed vehicles for sale repairing vehicles on a road	Clean Neighbourhoods and Environment Act 2005	None – current powers unaffected	
Litter	Environmental Protection Act 1990, section 88	Secretary of State can make regulations so under s88 the registered keeper of the vehicle can be given a fixed penalty notice as a result of litter being deposited from a vehicle (may be recovered as a civil debt)	To be determined
Street Litter Control Notice / Litter Clearing Notice	Environmental Protection Act 1990, sections 92 to 94A	Community Protection Notices replace the current litter notices (litter clearing & street litter control notices) and can be used to deal with persistent littering and accumulations of waste as well.	October 2014
Unauthorised distribution of literature	Clean Neighbourhoods and Environment Act 2005, section 23	None – current powers unaffected	
Waste Carrier Registration Documents	Control of Pollution (Amendment) Act 1989	None – current powers unaffected	
Waste Transfer Notes	Environmental Protection Act 1990	None – current powers unaffected	
Waste Receptacle Offences	Environmental Protection Act 1990, section 46	None from this legislation but the coalition government reduced the fixed penalty notice amount for s46, to £80 under an Amendment Order from May 2012	May 2012
Graffiti and Fly Posting Offences	Anti-Social Behaviour Act 2003, sections 48 to 52	Repeal of powers to issue Defacement Removal Notices. Community Protection Notices will replace the current notices.	October 2014
Dog Control Order Offences	Clean Neighbourhoods and Environment Act 2005	Repeal of Dog Control Orders – replaced by Public Space Protection Orders.  Community Protection Notices and Injunction to Prevent Nuisance and Annoyance introduced to tackle persistent anti-social behaviour subject to tests being met.	October 2014