

Appendix 2 – Fly Tipping Enforcement Case Studies

Case study 1

Illegal deposit of waste (Fly tipping)

Alleged Offences contrary to section 33 (1) (a), Depositing controlled waste on land; Knowingly causing/ permitting controlled waste to be deposited on land.

The details of the case are as follows;

062895 - S33 EPA Waste Offence – Long Lane, Treeton

The above matter was heard in the Sheffield Magistrates' Court on Tuesday 13/08/2019.

The Defendant appeared unrepresented, and pleaded guilty to the offence(s).

The Court imposed:

Penalty: £500.00

Costs: £398.98

Victim Surcharge: £50.00

The total, of £948.98 is to be paid by instalments of £50.00 per week, with the 1st Instalment within 7 days days.

The details of the case are as follows;

On the 15/02/2019, an Enforcement Officer, visited Long Lane, Treeton, Rotherham. He discovered ten bags of soil /rubble in a lay by alongside the highway.

While at the site the Enforcement Officer photographed the fly tipping. He also removed the hard drive to a hidden camera that had previously been installed with authorisation at that location to gather evidence of persons fly tipping.

The hidden cameras footage was reviewed and on Tuesday 12/02/2019 a white Vauxhall Vivaro was seen to arrive in the lay by at 15:12hrs, the male driver who was alone then removed nine black bags from the rear of the vehicle and deposited them in the layby before driving away

A check on South Yorkshire Polices vehicle database identified the current keeper/ insured of White Vauxhall Vivaro. On 1/03/2019, a letter was sent to the defendant, requesting that he attend a recorded interview, with reference to this matter.

On 13/03/2019, the defendant attended a recorded interview at Rotherham North Neighbourhood Team building, Green lane, Rawmarsh, Rotherham. In the interview he admitted to being the person filmed dumping the bags on the footage shown to him taken on 12/02/2019. He also stated that he ran a driveway design and

installation business. He accepted that the waste was commercial waste relating to his business.

Long Lane Treeton



Case study 2

Illegal deposit of waste (Fly tipping)

Alleged Offences contrary to section 33 (1) (a), Depositing controlled waste on land;
Knowingly causing/ permitting controlled waste to be deposited on land.

The details of the case are as follows;

062898 - S33 EPA Waste Offence – Back Lane, Nether Haugh and Bassingthorpe Lane, Munsbrough

The above matter was heard in the Sheffield Magistrates' Court on Tuesday 13/08/2019.

The Defendant appeared, represented by his/her solicitor, and pleaded guilty to the offence(s).

The Court imposed:

Penalty: £480.00
Costs: £200.00
Victim Surcharge: £48.00

The total, of £728.00 is to be paid by instalments of £5.00 per week, with the 1st Instalment within 28 days.

The details of the case are as follows;

On the 25th March 2019, an Enforcement Officer, visited Bassingthorpe Lane, Munsbrough, Rotherham. He discovered mounds of soil/ rubble that had been deposited on the highway there.

While at the site the Enforcement Officer photographed the fly tipping using a digital camera. He had previously installed a hidden camera at the location for capturing evidence of people fly tipping waste. He removed the hard drive and reviewed the footage taken.

Footage showed that on Saturday 23rd March 2019, a black Suzuki Swift, arrived at 15:40hrs and the male driver was seen to deposit several blue bags of soil/ rubble from the vehicle and empty them into the lay-by, before driving way. He burnt this footage to a disc to be used as evidence.

On 27th March 2019, the Enforcement Officer received an email from a Police Community Support Officer of Rotherham North Neighbourhood Policing Team which showed that the Police vehicle database had identified the keeper and insured driver of the Black Suzuki Swift.

On 27th March 2019, a letter was sent to the defendant, requesting that he attend a taped interview, with reference to this matter.

On the 8th April 2019, the Enforcement Officer visited Back lane, Nether Haugh, Rotherham. He found a box and bags of household waste that had been deposited at the side of the highway.

Footage showed that on Thursday 4th April 2019, a black Suzuki Swift, arrived at 18:03hrs and the male driver was seen to deposit a box and several black bin bags which contained household waste from the vehicle into the lay-by, before driving way. He copied this footage to a disc to be used as evidence.

On 10th April 2019, the defendant attended a recorded interview at Rotherham North Neighbourhood Team Building. In the interview the defendant admitted to being the person captured on CCTV depositing waste from Black Suzuki Swift at Bassingthorpe Lane, Munsbrough and on 4/04/2019 at Back Lane, Nether Haugh, Rotherham.

Bassingthorpe Lane, Munsbrough

