

## COUNCIL QUESTIONS

No	Date Received	Question By	Question	Response required by	Response	Sent to Cllr	Published
1	20/05/05	Cllr E Lynch	a What is this Council's definition of fly-posting?	2 <sup>nd</sup> June 05	<p><b>Response by Cabinet Member, Environment &amp; Highways</b></p> <p>The law on fly-posting is complex. The definitions are found in various legislation including the Town &amp; Country Planning Acts, the Anti-Social Behaviour Act 2003 and the Clean Neighbourhoods and Environment Act 2005.</p> <p>Essentially there are two types of fly-posting:-</p> <p>(i) Commercial e.g. estate agents signs, directional signs for new housing developments, advertisements for circuses, car boot sales, markets, antiques fayres etc. and other commercial enterprises</p> <p>(ii) Domestic e.g. posters to advertise community events, school fetes, people's birthdays/anniversaries etc.</p> <p>The posters may be professionally produced or handwritten and are often affixed to lamp-posts, telegraph poles, highway signs, litter bins and other street furniture or they may be mounted on their own posts erected on grass verges or on roundabouts.</p> <p>None of the above can be considered fly-posting if they have planning permission or are displayed on private land with the owner's permission.</p> <p>There are 10 different classes of advertisement which are excluded from the Council's control. Details can be</p>	E Lynch by email 26/5/05	<p><b>Website - 27/05/05</b></p> <p><b>Sent out - 02/06/05</b></p>

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			<p>b What is this Council's policy in respect of fly-posting?</p> <p>c Is this policy being effectively enforced?</p>	<p>obtained from the Planning Department.</p> <p>The Council does not have a specific policy on fly-posting, as it is mostly a question of applying the law as it stands. However, a consultation exercise was carried out last Autumn on how best to tackle this growing problem within the District. Four options were considered and the majority of respondents favoured a 'zero-tolerance' approach, with the Council retaining the enforcement responsibility. This approach was subsequently adopted.</p> <p>The Council has a duty to enforce the legislation and regular or persistent offenders may be prosecuted or issued a fixed penalty notice. Enforcement is normally carried out by the Street Scene staff who remove fly-posting as part of their normal litter clearance activities. So far this practice appears to be effective.</p>		
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Last Updated 26<sup>th</sup> May 2005