



PUBLICATION OF DECISION LIST NUMBER 35/16-17

MUNICIPAL YEAR 2016/2017

Date Published: Tuesday 25th October 2016

This document lists the Decisions that have been taken by the Council, which require publication in accordance with the Local Government Act 2000. The list covers Key, Non-Key, Council and Urgent Decisions. The list specifies those decisions, which are eligible for call-in and the date by which they must be called-in.

A valid request for call-in is one which is submitted (on the form provided) to the Scrutiny Team in writing within 5 working days of the date of publication of the decision by at least 7 Members of the Council.

Additional copies of the call-in request form are available from the Scrutiny Team.

If you have any queries or wish to obtain further report information or information on a decision please refer to:
– Claire Johnson (ext.4329)

Phone 020 8379 then extension number indicated

INDEX OF PUBLISHED DECISIONS – Tuesday 25th October 2016

List Ref	Decision Made by	Date Decision came into effect	Part 1 or 2	Subject/Title of Report	Category of Decision	Affected Wards	Eligible for Call-In & Date Decision must be called in by (If Applicable)	Page Number
1/35/16-17	Cabinet Member for Environment (Cllr Anderson)	Wednesday 2 nd November 2016	Part 1	Setting A Penalty Charge Notice Fee for Letting Agencies (Letting and Property Management) who fail to publish a full tariff of their fees	Non-Key	All	Tuesday 1 st November 2016	1

DECISIONS

For additional copies or further details please contact Claire Johnson (020 8379 4239), Governance Team.

CALL – IN UPDATE –

Please note no decisions have been called in for review from previously published lists.

SUBJECT TITLE OF THE REPORT							
SETTING A PENALTY CHARGE NOTICE FEE FOR LETTING AGENCIES (LETTING AND PROPERTY MANAGEMENT) WHO FAIL TO PUBLISH A FULL TARIFF OF THEIR FEES							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1	All	Cabinet Member for Environment and Regeneration (Cllr Anderson)	Wednesday 2 nd November 2016	None	Non-Key	Sue McDaid 0208 379 3680	Tuesday 1 st November 2016
DECISION:							
AGREED: Subject to no call-in being received, the following decision will come into effect on Wednesday 2 nd November 2016:							
<ol style="list-style-type: none"> To agree the enforcement of Chapter 3 of the Consumer Rights Act 2015 by setting the penalty charge notice fee at the statutory maximum of £5,000. To delegate to the Head of Regulatory Services of the authority to reduce the amount of the penalty charge on receipt of a written representation from a letting agent if there are extenuating or good reasons for doing so. 							
ALTERNATIVE OPTIONS CONSIDERED:							
<ol style="list-style-type: none"> We have a statutory duty to enforce this legislation and there are no alternative options to consider on the new provisions. The only optional element is the whether to serve penalty charge notices and the penalty charge amount. 							
REASONS FOR RECOMMENDATIONS:							
To ensure that Trading Standards have the facility to enforce the legislation enacted to reduce the tenant and landlord detriment suffered by Enfield residents as required by the Act.							
BACKGROUND							
Please note that a copy of the Part 1 report is available via the Decision list link on the Council's Democracy pages.							