


Samantha Longfellow-Peniket
Entertainment Licencing
Enterprise
Leeds

Cleaner Neighbourhoods Team
Communities & Environment Directorate
Leeds City Council
Millshaw Park Way
Leeds
LS11 0LS

Contact: Mrs Jane Stone
Tel: 0113 378 5775


Our reference: 19/098023/E_CWI
12 March 2020


Dear Samantha

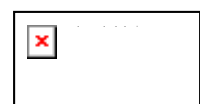
Re: The New Middleton, 4 Thorpe Street, Middleton, Leeds, LS10 4HD

Please see the attached witness statement in support of a review of the above premises.

Please accept this as my formal representation by an officer on behalf of the Cleaner Neighbourhoods Team. I am an Environmental Action Officer, my duties/responsibility are to investigate environmental crime, investigating complaints of fly tipping offences, commercial/domestic waste management, accumulations of waste on private land and other environmental issues. Investigations relating to waste that has been deposited on private land are carried out under the Anti Social and Policing Act 2014.

I have recently been investigating large accumulations of waste that have been deposited in the rear car park of The New Middleton, 4 Thorpe Street, Middleton Leeds LS10 HD. Please see my witness statement below for full details of my investigation:

My name is Jane Stone, I am employed as an Environmental Action Officer working for Communities and Environment, Leeds City Council. On the 29th November 2019 I received a complaint from Jessica Deighton, Senior Technical Officer, Environmental Protection. The complaint related to accumulations of waste to the rear car park of The New Middleton 4, Thorpe Street, Middleton, Leeds LS10 4HD. The waste consisted of old sofas, large amount of wooden pallets, old fridge, old car parts and general domestic waste. To confirm the ownership of the premises I carried out a land registry check this identified the owner of the premises to be 



On the 2nd December 2019 I served a Section 34(5) notice under the provisions of the Environmental Protection Act 1990 on [REDACTED] and The New Middleton, 4 Thorpe Street, the requirements of the notice are for [REDACTED] to produce all controlled waste notes/ waste disposal receipts for the disposal of commercial waste produced by his business from June 2019 to 22nd December 2019. I posted copies of the notice 1st class to [REDACTED], another copy of the notice was posted by 1st class post to [REDACTED] at The New Middleton, 4 Thorpe Street, Middleton, Leeds LS10 4HD. Using the evidence supplied by Jessica Deighton, on the 3rd December 2019 I sent a warning letter under the Anti-Social Behaviour Crime and Policing Act requesting that the waste was cleared from the land. Copies of the letter were sent to both addresses. On the 22nd January 2020 I carried out a further inspection of the premises, I was un able to gain access to the rear car park but could see through the gate there was still a large amount of waste evident. There had been no improvement. On the 30th January 2020 a Fixed Penalty notice for £300 was served on [REDACTED] for non-compliance of the Section 34(5) noticed served on the 2nd December 2019. On 31st January 2020 I served a Community Protection Notice on [REDACTED] addressed to 2 and 4 Thorpe Street, Middleton, Leeds LS10 4HD. The requirements of the notice were to clear the land off all waste and leave in a tidy and clean condition. On the 24th February a reminder letter was posted out to [REDACTED] for non-payment of the Fixed Penalty Notice. On the 5th March 2020 a further inspection of the premises was carried out, there has been no improvement, a large amount of waste was still in situ. On the 10^h March 2020, a fixed penalty notice for £100 was served on [REDACTED] for non-compliance of the Community Protection notice. This Department intends to prosecute [REDACTED] for the offences of failure to produce commercial waste documentation and failure to comply with the Community Protection Notice.

In view of the issues referred to and the failure of the operator to operate responsibly in upholding the licensing objectives I strongly support the review application submitted by the Licensing Authority

Yours sincerely

[REDACTED]

Jane Stone
Environmental Action Officer