

**MINUTE OF COUNCIL 18 OCTOBER 2017**

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**HOUSING AND PLANNING ACT 2016: CIVIL PENALTIES & RENT REPAYMENT ORDERS**

Consideration was given to the report of the Director of Leisure and Wellbeing, as contained on pages 391 to 420 of the Book of Reports, which advised of new powers provided to Local Authorities under the Housing and Planning Act 2016, specifically, civil penalties and rent repayment orders (RROs).

- RESOLVED:
- A. That the amendment to the constitution at 4.2D part viii, Private Sector Housing, paragraph 18; as outlined at Appendix 1, which authorises the Director of Leisure and Wellbeing and officers designated by him to implement the new powers, be approved.
  - B. That the Director of Leisure and Wellbeing be authorised to consider written representations from landlords that have received a Notice of Intent to issue either a civil penalty or a RRO, and to determine whether to impose a civil penalty, the amount of the penalty, or apply for a RRO, in accordance with the Rent Repayment Orders Policy at Appendix 3 to the report.
  - C. That the Housing Civil Penalties Policy outlined at Appendix 2 to the report, be approved.
  - D. That the Rent Repayment Order Policy outlined at Appendix 3 to the report, be approved.
  - E. That the report be referred to Cabinet to consider an update to the current Private Sector Housing Enforcement Policy, originally approved by Cabinet, to include appropriate coverage of the civil penalties and rent repayment orders as outlined at Appendix 2 and 3.

(Note: Councillors Blane, Bullock, G Hodson, J Hodson, C Marshall and Mrs Marshall declared a Disclosable Pecuniary Interest and left the room whilst this item was under consideration.)