



West Lindsey District Council: Notice of Seizure

The Control of Waste (Dealing with Seized Property)
(England and Wales) Regulations 2015

Sections 34B Environmental Protection Act 1990 (EPA90) (breach of duty of care & illegal depositing of waste)

Seizure Authority: West Lindsey District Council

Reference - 286934

Property Seized: Vehicle

Vehicle Registration: SH06 VTG

Make / Model: Ford Transit

Brief description: White Large Van

Additional property:

folder with Astro turf

Bag with invoices

Date/Time of seizure:

13/2/18 10.10

Place of Seizure: Sandsfield Lane, Gainsborough

could not access rear due to damaged door

Nothing of any value

Legislation enabling seizure

Sections 34B Environmental Protection Act 1990 (EPA90) (breach of duty of care & illegal depositing of waste)

This notice will be displayed on our website until the -

in accordance with Regulations 7(1)(a) and 8(b) The Control of Waste (Dealing with Seized Property) (England and Wales) Regulations 2015.

34B Power to search and seize vehicles etc

(1) This section applies where an authorised officer of an enforcement authority or a constable reasonably believes that the grounds in subsection (2) or (3) below exist.

(2) The grounds in this subsection are that—

(a) a relevant offence has been committed, or an offence under regulation 38(1) or (2) of the Environmental Permitting Regulations has been committed in relation to a waste operation

(b) a vehicle was used in the commission of the offence, and

(c) proceedings for the offence have not yet been brought against any person.

(3) The grounds in this subsection are that—

(a) a relevant offence is being or is about to be committed, or an offence under regulation 38(1) or (2) of the Environmental Permitting Regulations is being or is about to be committed in relation to a waste operation, and

(b) a vehicle is being or is about to be used in the commission of the offence.

Address and contact details to claim entitlement to seized property

West Lindsey District Council, Guildhall, Marshall Yard, Gainsborough, DN21 2NA

Telephone: 01427 675576

Monday to Friday 8am to 6pm

Please call before attending our offices quoting the Reference.

Documents required for a valid claim of entitlement

1. Proof of I.D. – valid photo card driving licence or passport
2. Proof of address (e.g. two different utility bills in the applicant's name no older than 3 months)
3. Vehicle Registration or other proof of ownership documents for seized property
4. Valid insurance and drivers licence to be able to remove the vehicle.

5. Written proof of authority to act as Agent. If acting in a representative capacity (e.g valid power of attorney + items 3 – 4 above and proof of ID and address of Agent)

UNCLAIMED PROPERTY

In the event of the following and in accordance with the regulations:

- a) The claim period ending on 3/2/18 expires and no claim is made,
- b) A claim made on or before 28/2/18 is not successful or
- c) The property is no longer required to be retained
- d) Proceedings in relation to which the property is seized are discontinued or have ended

The seizure authority may immediately dispose of seized property if the vehicle is not claimed within the allocated time

If we decide to investigate or prosecute

We can keep your vehicle in storage for up to 15 working days if we need to investigate an offence. We may keep it longer to continue an investigation or we decide to prosecute. **We will keep your vehicle during the court process.** However if the court decides that you have committed a waste crime, they may take away your vehicle permanently.

Veronica Edwards
Medway
DIT