

Single Member Cabinet Decision

Executive  
Forward Plan  
Reference

**E 3328**

**Adoption of an Enforcement Policy for the Energy Efficiency (Private Rented Property) (England and Wales) Regulations 2015**

<b>Decision maker/s</b>	Cllr TIM BALL, Cabinet Member for Planning and Licensing
<b>The Issue</b>	The Council has a duty to enforce the Energy Efficiency (Private Rented Property) (England and Wales) Regulations 2015 which are fully implemented from April 2020 and needs to adopt a policy to set out how Officers will enforce the Regulations to maintain minimum energy efficiency standards in the private rented sector.
<b>Decision Date</b>	Not before 18 <sup>th</sup> December 2021.
<b>The decision</b>	The Cabinet Member has considered the matter and agrees that the Council should adopt the Policy as the way the Council will enforce the Energy Efficiency (Private Rented Property) (England and Wales) Regulations 2015
<b>Rationale for decision</b>	The policy implements statutory requirements which have been in full effect from April 2020. Enforcement of these Regulations will encourage landlords to improve the energy efficiency of the worst properties, reduce their energy consumption and contribute to reducing the impact of climate change. It will help us reach our target of carbon neutrality by 2030. It important that the enforcement of these Regulations both encourage compliance but at the same time utilise fair and balanced penalties. The financial penalties have been set at a level that is necessary, proportionate, and appropriate.
<b>Financial and budget implications</b>	The Council put in a bid in a competitive process and was awarded funding from the Department of Business, Energy and Industrial Strategy, of £96,000. This is sufficient to an enforcement project up to 31st March 2022. No further central government funding has been awarded after that date and so action after that date will have to come from the Council's current resources.
<b>Issues considered</b>	Sustainability; Property; Equality (age, race, disability, religion/belief, gender, sexual orientation); Human Rights; Other Legal Considerations
<b>Consultation undertaken</b>	Cabinet colleagues; Other B&NES Services; Section 151 Finance Officer; Monitoring Officer
<b>How consultation was carried out</b>	The consultation was carried out by direct contact and dialogue.
<b>Other options considered</b>	The policy implements statutory requirements and there is limited discretion on the way it is implemented, so this is the only option considered.

<b>Declaration of interest by Cabinet Member(s) for decision:</b>	none
<b>Any conflict of interest declared by anyone who is consulted by a Member taking the decision:</b>	none

<b>Name and Signature of Decision Maker/s</b>	<b>Councillor TIM BALL</b>
<b>Date of Signature</b>	21 <sup>st</sup> December 2021

**Subject to Call-in until 5 Working days have elapsed following publication of the decision**