

Fixed Penalty Notice (FPN) and Penalty Charge Notice (PCN) levels for environmental and highways offences set for London by London Councils' Transport and Environment Committee – the "joint committee"

A note of explanation

- The table in this document seeks to bring together FPN and PCN levels for environmental and highways offences for ease of reference for borough officers. It is sorted in alphabetical order of offence.
- The top right hand corner contains the last date this document was updated, so officers can identify if an update has taken place since their last viewing. It should not be relied upon in replacement of the legislation and officers using these levels for enforcement must make certain for themselves they are using the correct and current level before enforcement commences.
- Should you intend to print this document, please note that it is size A3.
- In June 2015 the London Environment Directors Network indicated it saw no need for increased penalty levels, and so it is London Councils' policy not to increase any penalty levels at the present time. If boroughs wish this decision to be reviewed, officers are asked to compile the relevant evidence and confirm that their Environment Director/Head of Service (or equivalent) supports a request to consider an increase penalty levels and then contact us. Information about the process of setting penalty levels can be found on our [website](#).¹
- An explanation of the role of the Transport and Environment Committee is given below.

What is TEC?

- TEC stands for London Councils' Transport and Environment Committee. It is a statutory committee, and acts as the "joint committee" required by the London Local Authorities Act 2004, section 17 (7) for Fixed Penalty Notices, and as required by the London Local Authorities Act 2007, section 60, for Penalty Charge Notices.
- It comprises one representative from every borough council and the City of London, usually the Environment or Transport Portfolio holder, as well as a representative of TfL. It alone has the powers to set penalty levels for the offences where the joint committee is required by law to set penalty levels. These are specified in each Act of Parliament. The legislative references are also listed below; next to the level TEC has set.
- Before it sets a penalty level, TEC undertakes public consultation, inviting views from boroughs, members of the public and relevant stakeholders depending on the offence.
- Boroughs cannot seek to levy any other penalty, higher or lower. To do so would open a borough to challenge and anyone issued with a PCN or FPN would not have to pay it.
- London has two enforcement methods:
 - Fixed Penalty Notices (FPNs) are an enforcement method available across the UK and are payable for a range of offences, including moving traffic offences (e.g. speeding and driving through red lights) as well as anti-social behaviour such as littering, spitting and public disorder offences. A fixed penalty notice is a conditional offer – one can accept guilt, pay the fixed penalty, and close the matter; or reject the fixed penalty notice and be summoned to court. There is no formal route of appeal. Evidence used to issue a FPN must be sufficient to stand up in court, if the FPN is unpaid or contested.
 - Penalty Charge Notices (PCNs) are part of a decriminalised enforcement system. This means that a person issued with a PCN can first make representations against the penalty to the local authority, and secondly can appeal a rejection of those representations to an independent adjudicator. This service is known as London Tribunals. Failure to pay a PCN can be pursued by the local authority through the County Court. Not all offences have been "decriminalised" and where they have been, a borough must opt to either use the FPN or the PCN route – it is not possible to use both.
- Boroughs are not obliged to use the powers set out below. As with all environmental and highways enforcement, a borough will judge whether there is a sufficient problem and whether it has sufficient resources to pursue enforcement.
- Although TEC has set the penalty levels below, before boroughs start using the powers they must first adopt the powers using their legal processes. Depending on the borough this may include adoption at Full Council. Publication of the adoption of the powers and the date in which the powers will come into force is usually a requirement. Each piece of legislation specifies what must happen before the powers are used.

¹ <http://www.londoncouncils.gov.uk/our-key-themes/environment/environmental-legislation/london-legislation/penalty-levels-0>

Short title	Issue being tackled	Legislation	PCN or FPN	Level of charge	Early payment reduction and timescales	Possible to increase penalty level under legislation?	TEC Committee papers and minutes
Abatement notice	Contravention or failure to comply with requirement or prohibition imposed by abatement notice	Environment Protection Act 1990 S.80(4), provided for in Schedule 2 of LLA 2004	FPN	£100 (residential) £400 (industrial, trade or business) (28 days)	£60 (residential) £240 (industrial, trade or business) If paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (2 December 2005): http://www.londoncouncils.gov.uk/node/12159 Minutes showing approval (with amendments), from page 8: http://www.londoncouncils.gov.uk/node/12057 Early payment discount added following LLA 2007 Act Proposal (6 December 2007): http://www.londoncouncils.gov.uk/node/11784 Minutes showing approval (page 13): http://www.londoncouncils.gov.uk/node/11706
Alarms	Failure to nominate key-holder (within an alarm notification area) or to notify local authority in writing of nominated keyholder's details	S.73(2) Clean Neighbourhoods and Environment Act 2005	FPN	£80	None	No, maximum level set.	Proposal (15 June 2006): http://www.londoncouncils.gov.uk/node/12113 Minutes showing approval (from page 12): http://www.londoncouncils.gov.uk/node/12027 Note: boroughs are not required to adopt this level. Boroughs can opt to set a different level (within the range permitted by government).
Bird feeding	Bans feeding birds in public in specified areas within the City of Westminster	City of Westminster Byelaw http://www3.westminster.gov.uk/docstores/publications_store/Byelaws%20to%20Prevent%20the%20Feeding%20of%20Birds.pdf	FPN (option)	£80	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (18 June 2015): http://www.londoncouncils.gov.uk/node/26362 Minutes showing approval (from page 10): http://www.londoncouncils.gov.uk/node/27494
Builders' skips	A builders' skip is deposited on a highway without a permission granted under section 139 of the 1980 Act (control of builders' skips).	London Local Authorities and Transport for London Act 2013 S.9(3)(a)	PCN	£200	£100, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (15 October 2015): http://www.londoncouncils.gov.uk/node/27527 Minutes showing approval (from page 5): http://www.londoncouncils.gov.uk/node/27855 Confirmation that no objection received from Secretary of State (TEC Chair's Report 10 December 2015), page 7: http://www.londoncouncils.gov.uk/node/28009
Builders' skips	Builders' skip is deposited with permission but not properly lighted during hours of darkness.	London Local Authorities and Transport for London Act 2013 S.9(3)(b)(i)	PCN	£200	£100, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (15 October 2015): http://www.londoncouncils.gov.uk/node/27527 Minutes showing approval (from page 5): http://www.londoncouncils.gov.uk/node/27855 Confirmation that no objection received from Secretary of State (TEC Chair's Report 10 December 2015), page 7: http://www.londoncouncils.gov.uk/node/28009

Builders' skips	A builders' skip is deposited with permission but is not marked or lighted in accordance with regulations made under section 139 of the 1980 Act (control of builders' skips).	London Local Authorities and Transport for London Act 2013 S.9(3)(b)(ii)	PCN	£200	£100, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (15 October 2015): http://www.londoncouncils.gov.uk/node/27527 Minutes showing approval (from page 5): http://www.londoncouncils.gov.uk/node/27855 Confirmation that no objection received from Secretary of State (TEC Chair's Report 10 December 2015), page 7: http://www.londoncouncils.gov.uk/node/28009
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Builders' skips	A builders' skip is deposited with permission but is not clearly and indelibly marked with the owner's name and telephone number or address.	London Local Authorities and Transport for London Act 2013 S.9(3)(b)(iii)	PCN	£200	£100, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (15 October 2015): http://www.londoncouncils.gov.uk/node/27527 Minutes showing approval (from page 5): http://www.londoncouncils.gov.uk/node/27855 Confirmation that no objection received from Secretary of State (TEC Chair's Report 10 December 2015), page 7: http://www.londoncouncils.gov.uk/node/28009
Builders' skips	A builders' skip is deposited with permission but is not removed as soon as practicable after it has been filled.	London Local Authorities and Transport for London Act 2013 S.9(3)(b)(iv)	PCN	£200	£100, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (15 October 2015): http://www.londoncouncils.gov.uk/node/27527 Minutes showing approval (from page 5): http://www.londoncouncils.gov.uk/node/27855 Confirmation that no objection received from Secretary of State (TEC Chair's Report 10 December 2015), page 7: http://www.londoncouncils.gov.uk/node/28009
Builders' skips	A builders' skip is deposited with permission but does not comply with the conditions of that permission.	London Local Authorities and Transport for London Act 2013 S.9(3)(b)(v)	PCN	£200	£100, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (15 October 2015): http://www.londoncouncils.gov.uk/node/27527 Minutes showing approval (from page 5): http://www.londoncouncils.gov.uk/node/27855 Confirmation that no objection received from Secretary of State (TEC Chair's Report 10 December 2015), page 7: http://www.londoncouncils.gov.uk/node/28009
Builders' skips	The owner of a builders' skip who, under subsection (2) of section 140 of the 1980 Act (removal of builders' skips), is required to remove or reposition the skip or cause it to be removed or repositioned has failed to comply with the requirement as soon as is practicable.	London Local Authorities and Transport for London Act 2013 S.9(3)(c)	PCN	£200	£100, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (15 October 2015): http://www.londoncouncils.gov.uk/node/27527 Minutes showing approval (from page 5): http://www.londoncouncils.gov.uk/node/27855 Confirmation that no objection received from Secretary of State (TEC Chair's Report 10 December 2015), page 7: http://www.londoncouncils.gov.uk/node/28009
Builders' skips	Release charge from immobilisation device where a skip	London Local Authorities and Transport for London Act 2013	Neither – release fee	£100		Yes, TEC sets the release charge.	Proposal (15 October 2015): http://www.londoncouncils.gov.uk/node/27527

	has been issued with a PCN	TBC				Secretary of State must approve increase.	Minutes showing approval (from page 5): http://www.londoncouncils.gov.uk/node/27855 Confirmation that no objection received from Secretary of State (TEC Chair's Report 10 December 2015), page 7: http://www.londoncouncils.gov.uk/node/28009
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Builders skips	Depositing builder's skip on highway without permission	Highways Act (1980) S.139(3) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TFL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Builders skips	Failure to secure lighting or other marking of builder's skip	Highways Act (1980) S.139(4)(a) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TFL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Builders skips	Failure to secure marking of builder's skip with name and address	Highways Act (1980) S.139(4)(b) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TFL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Builders skips	Failure to remove or reposition builder's skip	Highways Act (1980) S.140(3) , FPN provision by Schedule 4 of	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511

		the London Local Authorities and Transport for London Act 2003				Secretary of State must approve increase.	<p>Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470</p> <p>Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050</p> <p>Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307</p>
Short title	Issue being tackled	Legislation	PCN or FPN	Level of charge	Early payment reduction and timescales	Possible to increase penalty level under legislation?	TEC Committee papers and minutes
Builders skips	Failure to secure removal of builder's skip	Highways Act (1980) S.139(4)(c), FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	<p>Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511</p> <p>Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470</p> <p>Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050</p> <p>Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307</p>
Builders skips	Failure to comply with conditions of permission	Highways Act (1980) S.139(4)(d), FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	<p>Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511</p> <p>Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470</p> <p>Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050</p> <p>Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307</p>
Charging points	Unlawful use of an electric vehicle charging point	London Local Authorities and Transport for London Act 2013 S.19	Prosecution possible	Fine not exceeding level 3 on the standard scale	N/A	N/A	N/A
Clamping	Release fee from clamp	S.74 of the Road Traffic Act 1991, amended by S.284 of the Greater London Authority Act 1999.	Neither – release fee	£70		Yes, TEC sets the fee. Mayor of London and Secretary of State must approve increase.	<p>Proposal (8 December 2006): http://www.londoncouncils.gov.uk/node/11967</p> <p>Minutes showing approval (from page 12): http://www.londoncouncils.gov.uk/node/11904</p>

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						Charges reviewed 9 December 2010 and no changes proposed (see Appendix 1, page 17): http://www.londoncouncils.gov.uk/node/19550	
Clamping	Release fee from car pound	S.74 of the Road Traffic Act 1991, amended by S.284 of the Greater London Authority Act 1999. Also relevant for removed vehicles under S.4 of the London Local Authorities Act 2004.	Neither – release fee	£200	Yes, TEC sets the fee. Mayor of London and Secretary of State must approve increase.	Proposal (8 December 2006): http://www.londoncouncils.gov.uk/node/11967 Minutes showing approval (from page 12): http://www.londoncouncils.gov.uk/node/11904 Charges reviewed 9 December 2010 and no changes proposed (see Appendix 1, page 17): http://www.londoncouncils.gov.uk/node/19550	
Clamping	Daily storage charge	S.74 of the Road Traffic Act 1991, amended by S.284 of the Greater London Authority Act 1999. Also relevant for removed vehicles under S.4 of the London Local Authorities Act 2004.	Neither – daily storage charge	£40 per day	Yes, TEC sets the fee. Mayor of London and Secretary of State must approve increase.	Proposal (8 December 2006): http://www.londoncouncils.gov.uk/node/11967 Minutes showing approval (from page 12): http://www.londoncouncils.gov.uk/node/11904 Charges reviewed 9 December 2010 and no changes proposed (see Appendix 1, page 17): http://www.londoncouncils.gov.uk/node/19550	
Clamping	Disposal of vehicle charge	S.74 of the Road Traffic Act 1991, amended by S.284 of the Greater London Authority Act 1999. Also relevant for removed vehicles under S.4 of the London Local Authorities Act 2004.	Neither – disposal charge	£70	Yes, TEC sets the fee. Mayor of London and Secretary of State must approve increase.	Proposal (8 December 2006): http://www.londoncouncils.gov.uk/node/11967 Minutes showing approval (from page 12): http://www.londoncouncils.gov.uk/node/11904 Charges reviewed 9 December 2010 and no changes proposed (see Appendix 1, page 17): http://www.londoncouncils.gov.uk/node/19550	
Dogs	Dog Control Orders (includes dog fouling, keeping dogs on leads, excluding dogs from certain areas, and the maximum number of dogs per person in an area).	S.59(2) Clean Neighbourhoods and Environment Act 2005	No longer possible to make new Dog Control Orders. Existing orders remain in force for 3 years. (Use instead Public Space Protection Orders or Community Protection Notices in the Anti-Social Behaviour, Crime and Policing Act 2015)			Proposal (15 June 2006): http://www.londoncouncils.gov.uk/node/12113 Minutes showing approval (from page 12): http://www.londoncouncils.gov.uk/node/12027	
Short title	Issue being tackled	Legislation	PCN or FPN	Level of charge	Early payment reduction and timescales	Possible to increase penalty level under legislation?	TEC Committee papers and minutes
Flytipping	Flytipping	S.33 of the Environmental Protection Act 1990	FPN	£400	Minimum discounted penalty is £120 which is specified by government.	Depends on whether borough adopts full £400 suggested penalty.	Proposal (16 June 2016): http://www.londoncouncils.gov.uk/node/29411 Minutes showing approval (from page 7): http://www.londoncouncils.gov.uk/node/30542 Note: boroughs are not required to adopt this level. Boroughs can opt to set a different level (within the range permitted by government).

Short title	Issue being tackled	Legislation	PCN or FPN	Level of charge	Early payment reduction and timescales	Possible to increase penalty level under legislation?	TEC Committee papers and minutes
Flyposting	Displaying advertisement in contravention of regulations (flyposting)	Town and Country Planning Act 1990 S.224(3), provided for in Schedule 2 of LLA 2004	FPN	£100 (28 days)	£60, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (2 December 2005): http://www.londoncouncils.gov.uk/node/12159 Minutes showing approval (with amendments), from page 8: http://www.londoncouncils.gov.uk/node/12057 Early payment discount added following LLA 2007 Act Proposal (6 December 2007): http://www.londoncouncils.gov.uk/node/11784 Minutes showing approval (page 13): http://www.londoncouncils.gov.uk/node/11706
Graffiti	Graffiti and flyposting	S.43 Anti-Social Behaviour Act 2003, amended by S.28 of Clean Neighbourhoods and Environment Act 2005 Penalty levels amended by The Environmental Offences (Fixed Penalties) (England) Regulations 2017 ²	FPN	Was £80 (14 days) From 1 April 2018 to 31 March 2019 maximum of £150, minimum of £50, default of £100 From 1 April 2019 onwards maximum of £150, minimum level £65, default of £100	From 1 April 2018 a reduced amount can be set (for a time period specified by borough) but it cannot be less than £50.	No, maximum level set.	Proposal (15 June 2006): http://www.londoncouncils.gov.uk/node/12113 Minutes showing approval (from page 12): http://www.londoncouncils.gov.uk/node/12027 Note: boroughs are not required to adopt this level. Boroughs can opt to set a different level (within the range permitted by government).
Highways	Unauthorised interference with barriers on highways (opening or closing gates etc.)	London Local Authorities and Transport for London Act 2013 S.15	Prosecution possible	Fine not exceeding level 3 on the standard scale	N/A	N/A	N/A
Highways	Painting or otherwise inscribing or affixing picture etc. upon the surface of a highway or upon a tree, structure or works on or in a highway	Highways Act (1980) S.123(1), FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Highways	Wilful obstruction of highway	Highways Act (1980) S.137(1), FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLA and TfL Act 2008

² Penalty levels amended by The Environmental Offences (Fixed Penalties) (England) Regulations 2017: <http://www.legislation.gov.uk/uksi/2017/1050/contents/made>

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							proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Highways	Erecting a building, fence or hedge on highway	Highways Act (1980) S.138, FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Highways	Failure to comply with notice requiring removal of tree or shrub	Highways Act (1980) S.141(3) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Highways	Using of stall etc. for road side sales in certain circumstances	Highways Act (1980) S.147A(2) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Highways	Depositing material etc. on a made-up carriageway	Highways Act (1980) S.148(a) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TfL Act 2008

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Highways	Depositing material etc. within 15 feet from centre of made-up carriageway	Highways Act (1980) S.148(b) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Highways	Depositing anything on highway to the interruption of user	Highways Act (1980) S.148(c) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Highways	Pitching of booths, stalls or stands or encamping on highway	Highways Act (1980) S.148(d) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Highways	Failure to comply with notice requiring works to prevent soil or refuse escaping onto street or into	Highways Act (1980) S.151(3) , FPN provision by Schedule 4 of the London Local Authorities	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511

	sewer	and Transport for London Act 2003				must approve increase.	Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Short title	Issue being tackled	Legislation	PCN or FPN	Level of charge	Early payment reduction and timescales	Possible to increase penalty level under legislation?	TEC Committee papers and minutes
Highways obstructions	Failure to comply with notice requiring removal of projection from buildings	Highways Act (1980) S.152(4) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Highways obstructions	Failure to comply with notice requiring alteration of door, gate or bar opening outwards onto street	Highways Act (1980) S.153(5) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Highways	Keeping of animals straying or lying on side of highway	Highways Act (1980) S.155(2) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Highways	Depositing things on highway which cause injury or danger	Highways Act (1980) S.161(1) , FPN provision by Schedule 4 of	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511

		the London Local Authorities and Transport for London Act 2003				Secretary of State must approve increase.	<p>Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470</p> <p>Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050</p> <p>Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307</p>
Short title	Issue being tackled	Legislation	PCN or FPN	Level of charge	Early payment reduction and timescales	Possible to increase penalty level under legislation?	TEC Committee papers and minutes
Literature	Unauthorised distribution of literature on designated land	<p>Schedule 3A, paragraph 7(2) Environmental Protection Act 1990, amended by S.23 of Clean Neighbourhoods and Environment Act 2005</p> <p>Penalty levels amended by The Environmental Offences (Fixed Penalties) (England) Regulations 2017³</p>	FPN	<p>Was £80 (14 days)</p> <p>From 1 April 2018 to 31 March 2019 maximum of £150, minimum of £50, default of £100</p> <p>From 1 April 2019 onwards maximum of £150, minimum level £65, default of £100</p>	<p>From 1 April 2018 a reduced amount can be set (for a time period specified by borough) but it cannot be less than £50.</p>	No, maximum level set.	<p>Proposal (15 June 2006): http://www.londoncouncils.gov.uk/node/12113</p> <p>Minutes showing approval (from page 12): http://www.londoncouncils.gov.uk/node/12027</p> <p>Note: boroughs are not required to adopt this level. Boroughs can opt to set a different level (within the range permitted by government).</p>
Litter	Dropping and leaving Litter	<p>S.88(1) Environmental Protection Act 1990, amended by S.19 Clean Neighbourhoods and Environment Act 2005</p> <p>Penalty levels amended by The Environmental Offences (Fixed Penalties) (England) Regulations 2017³</p>	FPN	<p>Was £80 (14 days)</p> <p>From 1 April 2018 to 31 March 2019 maximum of £150, minimum of £50, default of £100</p> <p>From 1 April 2019 onwards maximum of £150, minimum level £65, default of £100</p>	<p>From 1 April 2018 a reduced amount can be set (for a time period specified by borough) but it cannot be less than £50.</p>	Yes possible to increase from 1 April 2018 to maximum levels set by government (see left and footnote).	<p>Proposal (15 June 2006): http://www.londoncouncils.gov.uk/node/12113</p> <p>Minutes showing approval (from page 12): http://www.londoncouncils.gov.uk/node/12027</p> <p>Note: boroughs are not required to adopt this level. Boroughs can opt to set a different level (within the range permitted by government).</p>
Litter	Street litter control notices and litter clearing notices	S.94A(2) Environmental Protection Act 1990, amended by S.20 and S.21 of by Clean Neighbourhoods and Environment Act 2005	Replaced by Community Protection Notices, use these powers instead.				<p>Proposal (15 June 2006): http://www.londoncouncils.gov.uk/node/12113</p> <p>Minutes showing approval (from page 12): http://www.londoncouncils.gov.uk/node/12027</p> <p>Note: boroughs are not required to adopt this level. Boroughs can opt to set a different level (within the range permitted by government).</p>

³ Penalty levels amended by The Environmental Offences (Fixed Penalties) (England) Regulations 2017: <http://www.legislation.gov.uk/uksi/2017/1050/contents/made>

Litter	Littering from vehicles	London Local Authorities Act 2007 S.24	PCN	£100	£60, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase. Note that an increase was considered in 2012 and not taken forward.	Proposal (June 2009): http://www.londoncouncils.gov.uk/node/17605 Minutes showing approval (with amendments), from page 15: http://www.londoncouncils.gov.uk/node/18003 Penalty level was considered on 14 June 2012, minutes show level was left unchanged (from page 8): http://www.londoncouncils.gov.uk/node/21657
Parks	A range of anti-social actions relating to parks	GLC Parks Byelaws as they apply to specified parks in Wandsworth	FPN	£80 (28 days)	£50 (14 days)	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (12 October 2017) https://www.londoncouncils.gov.uk/node/32215 (from page 105) Minutes showing approval (page 83): https://www.londoncouncils.gov.uk/node/33020
Public Space Protection Orders	Failure to comply with a Public Space Protection Order	Anti-social behaviour, crime and policing Act 2014 S.68(1)	FPN	Levels set individually by borough councils not TEC. FPNs must not exceed £100. Option of early payment discount available.	Boroughs can make this decision. Level must not exceed £100.	N/A	
Short title	Issue being tackled	Legislation	PCN or FPN	Level of charge	Early payment reduction and timescales	Possible to increase penalty level under legislation?	TEC Committee papers and minutes
Public urination	Bans public urination in the City of Westminster	City of Westminster Byelaw http://transact.westminster.gov.uk/docstores/publications_store/Good%20Rule%20and%20Government%20No%202.pdf	FPN (option)	£80	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (18 June 2015): http://www.londoncouncils.gov.uk/node/26362 Minutes showing approval (from page 10): http://www.londoncouncils.gov.uk/node/27494
Noise	Noise from dwellings	S.8 Noise Act 1996, amended by S.82 Clean Neighbourhoods and Environment Act 2005	FPN	£110	None	No, maximum level set.	Proposal (15 June 2006): http://www.londoncouncils.gov.uk/node/12113 Minutes showing approval (with amendments) (from page 12): http://www.londoncouncils.gov.uk/node/12027 Note: boroughs are not required to adopt this level. Boroughs can opt to set a different level (within the range permitted by government).
Noise	Bans noise in streets in the City of Westminster, exceptions apply	City of Westminster Byelaw http://transact.westminster.gov.uk/docstores/publications_store/Good%20Rule%20and%20Government%20No%202.pdf	FPN (option)	£80	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (18 June 2015): http://www.londoncouncils.gov.uk/node/26362 Minutes showing approval (from page 10): http://www.londoncouncils.gov.uk/node/27494

Scaffolding	Erecting scaffolding or other structure without licence or failing to comply with terms of licence or perform duty under subsection (4)	Highways Act (1980) S169(5) , FPN provision by Schedule 4 of the London Local Authorities and Transport for London Act 2003	FPN	£100	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposed (27 January 2004): http://www.londoncouncils.gov.uk/node/12511 Minutes confirming approval (from page 5): http://www.londoncouncils.gov.uk/node/12470 Early payment reduction added by LLAA and TfL Act 2008 proposal (10 June 2010): http://www.londoncouncils.gov.uk/node/19050 Minutes confirming approval (from page 10): http://www.londoncouncils.gov.uk/node/19307
Spitting	Anti-social spitting	Enfield Council Byelaw http://www.londoncouncils.gov.uk/node/23414 (can be found at Appendix 1)	FPN (option)	£80 (28 days)	£50, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal: http://www.londoncouncils.gov.uk/node/23414 Minutes showing approval, from page 7: http://www.londoncouncils.gov.uk/node/25942 Confirmation that no objection received from Secretary of State (TEC Chair's Report 18 March 2015), page 5 http://www.londoncouncils.gov.uk/node/25923
Short title	Issue being tackled	Legislation	PCN or FPN	Level of charge	Early payment reduction and timescales	Possible to increase penalty level under legislation?	TEC Committee papers and minutes
Street trading	Contravention of condition of street trading licence or temporary licence	London Local Authorities Act 1990, S.34(1), provided for in Schedule 2 of LLAA 2004	FPN	£100 (28 days)	£60, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (2 December 2005): http://www.londoncouncils.gov.uk/node/12159 Minutes showing approval (with amendments), from page 8: http://www.londoncouncils.gov.uk/node/12057 Early payment discount added following LLAA 2007 Act Proposal (6 December 2007): http://www.londoncouncils.gov.uk/node/11784 Minutes showing approval (page 13): http://www.londoncouncils.gov.uk/node/11706
Street trading	Making false statement in connection with application for street trading licence or temporary licence	London Local Authorities Act 1990, S.34(2), provided for in Schedule 2 of LLAA 2004	FPN	£125 (28 days)	£75, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (2 December 2005): http://www.londoncouncils.gov.uk/node/12159 Minutes showing approval (with amendments), from page 8: http://www.londoncouncils.gov.uk/node/12057 Early payment discount added following LLAA 2007 Act Proposal (6 December 2007): http://www.londoncouncils.gov.uk/node/11784 Minutes showing approval (page 13): http://www.londoncouncils.gov.uk/node/11706

Street trading	Resisting or obstructing authorised officer	London Local Authorities Act 1990, S.34(3), provided for in Schedule 2 of LLA 2004	FPN	£250 (28 days)	£150, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	<p>Proposal (2 December 2005): http://www.londoncouncils.gov.uk/node/12159</p> <p>Minutes showing approval (with amendments), from page 8: http://www.londoncouncils.gov.uk/node/12057</p> <p>Early payment discount added following LLA 2007 Act Proposal (6 December 2007): http://www.londoncouncils.gov.uk/node/11784</p> <p>Minutes showing approval (page 13): http://www.londoncouncils.gov.uk/node/11706</p>
Street trading	Failure to produce street trading licence on demand	London Local Authorities Act 1990, S.34(4), provided for in Schedule 2 of LLA 2004	FPN	£100 (28 days)	£60, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	<p>Proposal (2 December 2005): http://www.londoncouncils.gov.uk/node/12159</p> <p>Minutes showing approval (with amendments), from page 8: http://www.londoncouncils.gov.uk/node/12057</p> <p>Early payment discount added following LLA 2007 Act Proposal (6 December 2007): http://www.londoncouncils.gov.uk/node/11784</p> <p>Minutes showing approval (page 13): http://www.londoncouncils.gov.uk/node/11706</p>
Short title	Issue being tackled	Legislation	PCN or FPN	Level of charge	Early payment reduction and timescales	Possible to increase penalty level under legislation?	TEC Committee papers and minutes
Street trading	Unlicensed street trading	London Local Authorities Act 1990, S.38(1), provided for in Schedule 2 of LLA 2004	FPN	£150 (28 days)	£90, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	<p>Proposal (2 December 2005): http://www.londoncouncils.gov.uk/node/12159</p> <p>Minutes showing approval (with amendments), from page 8: http://www.londoncouncils.gov.uk/node/12057</p> <p>Early payment discount added following LLA 2007 Act Proposal (6 December 2007): http://www.londoncouncils.gov.uk/node/11784</p> <p>Minutes showing approval (page 13): http://www.londoncouncils.gov.uk/node/11706</p>
Vehicles	Bond for the release of nuisance and abandoned vehicles	London Local Authorities Act 2007 S.28(2)(b) and (5D)	Neither – bond	£120		Yes, TEC sets the bond levels. Secretary of State must approve any increase.	<p>Proposal (11 June 2009): http://www.londoncouncils.gov.uk/node/17605</p> <p>Minutes showing approval (from page 15): http://www.londoncouncils.gov.uk/node/18003</p>
Waste	Waste receptacles – commercial and industrial waste only	S.47ZA(2) Environmental Protection Act 1990	FPN	£110 (14 days)	From 1 April 2018 a reduced amount can	Maximum level set, could offer an early	<p>Proposal (15 June 2006): http://www.londoncouncils.gov.uk/node/12113</p>

				(valid only for commercial and industrial premises)	be set (for a time period specified by borough) but it cannot be less than £60. ⁴	payment but would have to be less than 14 days.	Minutes showing approval (from page 12): http://www.londoncouncils.gov.uk/node/12027 Note: boroughs are not required to adopt this level. Boroughs can opt to set a different level (within the range permitted by government – not less than £75 ⁵). Note: boroughs can also decriminalise their regime and use PCNs powers in the LLAA 2007. See PCN level below.
Waste	Waste receptacles – household waste only	s.46 of the Environmental Protection Act 1990, amended by s.58 of the Deregulation Act 2015	FPN	£60-£80, boroughs must set a new level following 2015 Act to continue using the powers.	No less than £40, if set.	Would depend where on the scale the borough set the penalty.	No papers – the level must be set by boroughs (not TEC). A new level must be set following the amendments of the Deregulation Act 2015. Note – boroughs can also decriminalise their regime and use PCNs powers in the LLAA 2007. See PCN level below.
Waste	Waste receptacles – household waste only	s.20 of the LLAA 2007, amended by Schedule 12 of the Deregulation Act 2015	PCN	£80	£48	No, maximum level set.	Proposal (18 June 2015): http://www.londoncouncils.gov.uk/node/26363 Minutes showing approval (from page 10): http://www.londoncouncils.gov.uk/node/27494
Waste	Waste receptacles (commercial and industrial premises only)	s.23 of the LLAA 2007	PCN	£110	£66	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (June 2009): http://www.londoncouncils.gov.uk/node/17605 Minutes showing approval (with amendments), from page 15: http://www.londoncouncils.gov.uk/node/18003
Waste	Failure to comply with requirement at civic amenity site	London Local Authorities Act 2007 S.26 and S.69	FPN	£100 (households) £300 (businesses)	£60, if paid within 14 days £180, if paid within 14 days	Yes, TEC sets the penalty levels. Secretary of State must approve increase.	Proposal (11 June 2009): http://www.londoncouncils.gov.uk/node/17605 Minutes showing approval (from page 15): http://www.londoncouncils.gov.uk/node/18003

⁴ Penalty levels amended by The Environmental Offences (Fixed Penalties) (England) Regulations 2017: <http://www.legislation.gov.uk/uksi/2017/1050/contents/made>

⁵ Penalty levels amended by The Environmental Offences (Fixed Penalties) (England) Regulations 2017: <http://www.legislation.gov.uk/uksi/2017/1050/contents/made>