

**11.12 DRAFT COMPLIANCE AND ENFORCEMENT POLICY**

**Author:** Julie Rogers, Manager Environmental Services

**Authoriser:** Adam McSwain, General Manager

**RECOMMENDATION**

That Council exhibit the draft Compliance and Enforcement Policy, attachment two, for a period of 28 days and receive a further report upon completion of the exhibition period.

**BACKGROUND**

A review of the former Deniliquin Council Enforcement Policy has been completed. Attachment 1 is the existing policy and Attachment 2 is the draft policy.

**ISSUE/DISCUSSION**

The former Deniliquin Council policy is based on the NSW Ombudsman's 'Enforcement Guidelines for Councils' (2002). The draft policy has been based on the 2015 version of the same document.

The draft policy reflects Council's current practice when dealing with compliance and enforcement matters and includes enforcement principles to guide Council. The main parts of the draft policy are:

- Responding to concerns about unlawful activity;
- Investigating alleged unlawful activity;
- Taking enforcement action;
- Options for dealing with confirmed cases of unlawful activities;
- Taking legal action; and
- Shared enforcement responsibilities.

It is recommended to Council that the draft policy be placed on exhibition for a period of 28 days and receive a further report upon completion of the exhibition period.

**STRATEGIC IMPLICATIONS**

The review of this policy will form a part of a trio of interrelated documents being the Code of Conduct, Compliance and Enforcement Policy and a Complaints Management Policy.

**COMMUNITY STRATEGIC PLAN**

The review of this policy satisfies action 1 'a great place to live'.

**FINANCIAL IMPLICATIONS**

Nil.

**LEGISLATIVE IMPLICATIONS**

Nil.

**ATTACHMENTS**

1. Deniliquin Council - Enforcement Policy
2. Draft Compliance and Enforcement Policy