

CITY OF
WOLVERHAMPTON
COUNCIL

NOTICE OF SEIZURE OF PROPERTY

Reference No: 24/03237

Control of Waste (Dealing with Seized Property) (England and Wales) Regulations 2015.
Section 34B. Environmental Protection Act 1990.

NOTICE IS HEREBY GIVEN THAT City of Wolverhampton Council [*the seizure authority*], has seized property of the following description:

Vehicle Description	Renault Master LM35 Business DCI – NU64 OZC
Location	Leicester Street, Wolverhampton, WV6 0PP
Date and Time	12/06/2024 - 8:10 am
Authorising Officer	Alex Hyatt

Under the following legal provisions [*mark as appropriate*]:

X	Environmental Protection Act 1990, Section 33
	Control of Pollution (Amendment) Act 1989, Section 5

Address and contact details to claim entitlement to seized property

City of Wolverhampton Council, Public Protection, Civic Centre, St Peter's Square, WV1 1RP

Telephone: 01902 554315 Authorising Officer: Alex Hyatt

Email: alex.hyatt@wolverhampton.gov.uk

Any claim for release must be made by: 3rd July 2024

Signature:  Date: 12th June 2024

Any enquiries should be made to the Authorising Officer

ADVISORY NOTE

- The Authority may be of the opinion that it is necessary to retain the seized property for the duration of an investigation or criminal proceedings.
- A seizure authority may sell, destroy or otherwise dispose of seized property where a seizure notice has been published and

(a) the claim period has ended and no claim was made; or

(b) a claim was made within the claim period but the seizure authority did not determine that the claimant was entitled.

- A copy of this Notice has been served on the chief constable, and in the case of a vehicle, the registered keeper and any other person identified as entitled to possession, and has been published on the seizure authority's website.

ADVISORY NOTE

City of Wolverhampton Council has powers to seize a vehicle, trailer or mobile plant and their contents if it's believed it is being, has been or will be used to commit a waste crime such as flytipping. A vehicle can be seized in the following circumstances:

- If it is used in flytipping.
- If it is driven by somebody who is not registered as a waste carrier.
- If it is used to transfer waste to somebody who is not registered as a waste carrier.

When a vehicle is seized a copy of the Notice is displayed at the council's main office and on the authority's website. West Midlands Police, the registered keeper and any other relevant third parties will be notified in writing.

A seized vehicle can be held for 15 working days whilst it is being investigated. Where legal proceedings have been started, the vehicle may be retained for the duration of the legal proceedings.

Any person or organisation with a legal entitlement to seized property, wishing to make a claim is advised to consult the legislation [*described in the Seizure Notice*] and may wish to seek independent legal advice. Any claim for release of a seized vehicle or other property must be accompanied by sufficient information to enable the council to make a determination of entitlement to the seized property. **A claim can only be made by the legal owner or other person/organisation that is legally entitled to make a claim and any claim for a motor vehicle must include the V5C Vehicle Registration document.**

Where a lawful claim of entitlement has been made for a vehicle or other property and return has been authorised by the council the owner will have 10 working days to collect the vehicle/property. If a claimed vehicle/property is authorised for release, but is not collected within 10 working days it can be sold or destroyed.

(If a seized motor vehicle or other property is not claimed within 15 working days, it will be sold or destroyed).

Any person making a claim for seized property will be required to provide proof of name and address and in the case of a vehicle, the registration document relating to that vehicle. Examples of suitable proof are below.

Acceptable proof of name examples	Acceptable proof of address examples
Current signed passport	Utility bill issued within the last three months
Original birth certificate	Council tax bill for the current council tax year
EEA member state or National photo identity card	Current UK driving licence
Current UK or EEA photo card driving licence	Bank, Building Society, or Credit Union statement
DWP or HMRC original notification letter	Council or housing association rent card/tenancy agreement

Where an agent makes the claim on behalf of the legal owner of the vehicle/property [*their principal*] they will need to produce proof of name and address of themselves and their principal and proof of authority to act as agent. Any claim made by a hire company for recovery by a vehicle will require production by them of *authority to requisition the vehicle from the hirer* and the recovery agent for the hire company will be required to provide the name and address proofs described above and written confirmation of entitlement/instruction to act on behalf of the hire company.