

Committee:	Standards Committee	Agenda Item No.:	13.
Date:	26 <sup>th</sup> October 2011	Category	
Subject:	Delegation to Environmental Health Officers to take action under The Trade in Animals and Related Products Regulations 2011.	Status	Open
Report by:	Principal Solicitor		
Other Officers involved:	Environmental Health Commercial Manager		
Director	Director of Health and Wellbeing		

#### **RELEVANT CORPORATE AIMS**

CUSTOMER FOCUSED SERVICES – Providing excellent customer focused services

ENVIRONMENT – Promoting and enhancing a clean and sustainable environment

STRATEGIC ORGANISATIONAL DEVELOPMENT – Continually improving our organisation.

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By ensuring officers are properly authorised to enforce the legislation.

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#### **TARGETS**

This report does not relate to a particular target.

#### **VALUE FOR MONEY**

There are no financial consequences from this report.

### **THE REPORT**

Environmental Health received notification from Trading Standards that a batch of honey had been tested which could be injurious to health.

Although officers have previously had the delegation in the Constitution to take action in relation to this matter, the legislation has recently changed and they no longer have specific authorisation to act under The Trade in Animals and Related Products Regulations 2011.

As this was a serious matter, officers needed to serve the appropriate Notices on the premises the next working day.

The Chief Executive Officer has delegated powers under paragraph 2(a) (4) of the Council's Constitution 'To issue/grant such authorisations as may be necessary to enable any employee to undertake with full legal force the full range of their duties subject to such authorisation remaining in force only until the next ordinary meeting of the Committee having authority to issue/ grant such authorisation.'

The Chief Executive Officer used this delegation to authorise Helen Rawson, Roberta Borges Stewart, Sharon Gillott and Richard Cooper to take all appropriate action under The Trade in Animals and Related Products Regulations 2011.

### **ISSUES FOR CONSIDERATION**

The proper delegation of officers under The Trade in Animals and Related Products Regulations 2011.

### **IMPLICATIONS**

Financial: None

Legal: The proposals set out within the report are consistent with the Council's Constitution in as much as this report should be considered by the Standards Committee.

Human Resources: None

### **RECOMMENDATION(S)**

**1. To endorse the action of the Chief Executive Officer that power be delegated to Helen Rawson, Roberta Borges Stewart, Sharon Gillott and Richard Cooper to take all appropriate action under The Trade in Animals and Related Products Regulations 2011.**

**2. To recommend to Council that they;**

**(a) endorse the action of the Chief Executive Officer in giving temporary authorisation and;**

**(b) that power be delegated to Helen Rawson, Roberta Borges Stewart, Sharon Gillott and Richard Cooper to take all appropriate action under The Trade in Animals and Related Products Regulations 2011 and this be included in the Delegation Scheme in the Constitution**

ATTACHMENT:               **N**  
FILE REFERENCE:  
SOURCE DOCUMENT: