

CYNGOR SIR POWYS COUNTY COUNCIL.
PORTFOLIO HOLDER DELEGATED DECISION
by
COUNTY COUNCILLOR W JOHN T POWELL
PORTFOLIO HOLDER FOR ENVIRONMENT AND SUSTAINABILITY

November 2016

REPORT AUTHOR: Professional Lead – Environmental Health - Commercial

SUBJECT: Food and Health and Safety Plans

REPORT FOR: Decision

1 Summary

1.1 Approval is sought for two operational plans, the Food Plan (Appendix A) and the Health and Safety Plan (Appendix B).

1.2 Food Plan

The Framework Agreement on Official Feed and Food Controls by Local Authorities provides the Food Standards Agency with a mechanism for implementing its powers under the Food Standards Act to influence and oversee local authority enforcement activity.

The Agreement applies to local enforcement of all feed and food laws, and incorporates the latest guidance and standards on feed and food law enforcement.

The Agreement requires for publicly available local service plans to be produced covering specific areas as detailed within the framework agreement to increase transparency of local enforcement services.

The attached food plan (Appendix A) has therefore been produced in line with the standards as laid out within the framework agreement.

1.3 Health and Safety Plan

The Health and Safety Executive (HSE) has issued guidance to Local Authorities under Section 18 of the Health and Safety at Work etc. Act 1974 (HASWA). Under this Act, Local Authorities are required to make adequate arrangements for the enforcement of health and safety in their areas.

Every Enforcing Authority is required to set out its priorities and plan of interventions for the current year which should take into account, national & regional priorities, targets and plans, locally derived objectives and relevant guidance and policies.

The attached health and safety plan (Appendix B) has been produced to comply with these requirements

2 Proposal

2.1 It is a requirement of both plans that they be approved at the appropriate member level. This report attaches the two plans for their consideration and approval.

3 One Powys Plan

3.1 Food Safety and Health and Safety contribute in a cross cutting manner to various aspects of the One Powys Plan and these plans will serve to build on this.

4 Options Considered/Available

4.1 These Plans set out the way in which food and health and safety enforcement work is carried out in the County of Powys by the Environmental Health and Trading Standards services of the Authority in 2016/17. The Plans aim to ensure that national and local priorities and standards are addressed.

5 Preferred Choice and Reasons

5.1 The proposals outlined in both plans are designed to be delivered within existing budgets and ensure compliance with our statutory requirements. It is therefore recommended that both the Food Plan and the Health and Safety Plan for 2016-2017 be approved.

6 Sustainability and Environmental Issues/Equalities/Crime and Disorder,/Welsh Language/Other Policies etc

6.1 The proposal does not have any impact on any of the above.

7 Children and Young People's Impact Statement - Safeguarding and Wellbeing

- 7.1 The proposal does not have any impact, other than a positive one in the context of securing the safety of protection of children and young people.

8 Local Member(s)

- 8.1 The proposal will apply with equal force across the whole County.

9 Other Front Line Services

- 9.1 The proposal has no implication on other front line services.

9 Support Services (Legal, Finance, Corporate Property, HR, ICT, Business Services)

- 9.1 Legal - the Professional Lead –Legal recognises that this report follows both the aims duties and guidance under the Health and Safety at Work etc. legislation that this authority is required to follow and will be supported by Legal Services in its operation
- 9.2 Finance – The Finance Business Partner Place notes the contents of the report.

10 Local Service Board/Partnerships/Stakeholders etc

- 10.1 This report has no implications in respect of the above.

11 Corporate Communications

- 11.1 Communication Comment: No proactive communications action required.

12 Statutory Officers

- 12.1 The Strategic Director Resources (S151 Officer) has commented as follows: The Strategic Director Resources (S151 Officer) notes the comments made by finance

12.2 The Solicitor to the Council (Monitoring Officer) has commented as follows: "I note the legal comment and have nothing to add to the report."

13 Members' Interests

The Monitoring Officer is not aware of any specific interests that may arise in relation to this report. If the Portfolio Holder has an interest he should declare, complete the relevant notification form and refer the matter to Cabinet for decision.

Recommendation:	Reason for Recommendation:
That the Food Plan in Appendix A to the report and the Health and Safety Plan for 2016-2017 in Appendix B to the report be approved.	These Plans set out the way in which food and feeding stuffs and health and safety enforcement work is carried out in the County of Powys by the Environmental Health and Trading Standards services of the Authority in 2016/17. The Plans aim to ensure that national and local priorities and standards are addressed.

Relevant Policy (ies):	
Within Policy:	Y
Within Budget:	Y

Relevant Local Member(s):	All Members
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Person(s) To Implement Decision:	Professional Leads for Environmental Health Commercial and Trading Standards
Date By When Decision To Be Implemented:	Immediate

Contact Officer Name:	Tel:	Fax:	Email:
Beverley Cadwallader	01938 551222		bevcad@powys.gov.uk

Background Papers used to prepare Report:

Food Standards Agency Framework Agreement - FSA
<http://www.food.gov.uk/enforcement/enforcework/frameagree/>

s18 Standard – Health & Safety Executive - HSE