

CYNGOR SIR POWYS COUNTY COUNCIL
PORTFOLIO HOLDER DELEGATED DECISION
by
COUNTY COUNCILLOR JAMES EVANS
PORTFOLIO HOLDER FOR CORPORATE GOVERNANCE, HOUSING
AND PUBLIC PROTECTION
October 2018

REPORT AUTHOR: Professional Lead – Environmental Health - Commercial

SUBJECT: Approval of Food and Health & Safety Service 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).

2. Proposal

2.1 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.

2.2 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

3. Options Considered / Available

3.1 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.

3.2 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 2018/19. The Plans aim to ensure that national and local priorities and standards are addressed.

4. Preferred Choice and Reasons

4.1 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 2018-2019 be approved.

5. Impact Assessment

5.1 Is an impact assessment required? No

5.2 If yes is it attached? N/A

6. Corporate Improvement Plan

6.1 Food Safety and Health and Safety contribute to the various aspects of the 'Vision 2025' document - 'Change for Powys – delivering an open, proactive and engaging council for 2025'. These plans quite clearly contribute to the priority areas of developing a vibrant economy , health and care, strengthening learning and skills and supporting our residents and communities.

7. Local Member(s)

7.1 This report has no particular significance to any one electoral division.

8. Other Front Line Services

- 8.1 The recommendation does not have a significant impact on other services run by the Council or on behalf of the Council.

9. Communications

- 9.1 Communications Comment: No proactive communications action required.

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

- 10.1 Legal - The Principal Solicitor Public Protection states that he notes that approval is sought by Members of the two plans outlined and as the officer concerned has confirmed that both plans meet the Authority's Statutory Obligations the legal Services will assist and support as and when required
- 10.2 Finance –.The Finance Manager Place and Resources notes the contents of the report. All activities required by the plans will be carried out within the current revenue budget allocated to the service.

11. Scrutiny

- 11.1 This report has not been scrutinised.

12. Statutory Officers

- 12.1 The Head of Financial Services (Deputy Section 151 Officer) notes the comments of the Finance Manager.
- 12.2 The Solicitor to the Council (Monitoring Officer) commented as follows : “ I note the legal comments and have nothing to add to the report.”

13. Members' Interests

- 13.1 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/she should declare it, complete the relevant notification form and refer the matter to the cabinet for decision.

Recommendation:	Reason for Recommendation:
That the Food Plan in Appendix A to the report and the Health and Safety Plan for 2018-2019 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 2018/19. 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

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Background Papers used to prepare Report: