



East  
Northamptonshire  
Council

## Policy and Resources Committee – 16 January 2012

### Scheme of Delegation - Update

#### Purpose of report

Two new pieces of legislation have been introduced recently which require additions to the Council's Scheme of Delegation to enable officers to undertake the related duties.

#### 1.0 Background

1.1 The last 12 months has seen the introduction of two new pieces of legislation which fall within the remit of Environmental Services namely:-

- Sunbeds (Regulation) Act 2010
- Trade in Animals and Related Products Regulations 2011

In addition to Officers requiring authorisation to undertake duties under the above legislation there are also new functions for which the Local Authority are now responsible for.

#### 2.0 New Duties

##### 2.1 Sunbeds (Regulation) Act 2010

This is new legislation aimed at controlling the use of sunbeds because of the links to skin cancer. The key duties are to;

- prevent persons under 18 from using sunbeds;
- requiring them to displaying of certain health information;
- requiring them to provide eye protection.

2.2 The following officers should be granted authority to act in relation to the Act:-

Licensing Enforcement Officer  
Commercial Health Officer  
Environmental Health Officers  
Student Environmental Health Officer  
Senior Environmental Health Officer  
Commercial Health Manager  
Environmental Protection Officers  
Environmental Protection Manager.

##### 2.3 Trade in Animals and Related Products Regulations 2011

These Regulations revoke and replace the following three main sets of Regulations, which cover food imports of, animals and animal products:

- The Products of Animal Origin (Third Country Imports) (England) Regulations 2006;
- The Animals and Animal Products (Import and Export) (England) Regulations 2006; and
- The Products of Animals (Import and Export) Regulations 1996.

This responsibility previously sat with Trading Standards at Northamptonshire County Council and will be monitored by us through our routine food safety enforcement activities.

2.4 The following officers should be granted authority to act in relation to the regulations:-

Julia Smith  
Amy White  
Amanda Robinson  
Chris Jordan  
Racheal Phillips.

### 3.0 Equality and Diversity Implications

3.1 There are no equality and diversity implications arising from the proposals.

### 4.0 Legal Implications

4.1 There are no legal implications arising from the proposals providing the report's recommendations are agreed.

### 5.0 Risk Management

5.1 There are no significant risks arising from the proposed recommendations in this report.

### 6.0 Financial Implications

6.1 There are no financial implications arising from the proposals. The additional duties will be carried in conjunction with existing activities in these areas.

### 7.0 Corporate Outcomes

7.1 The relevant Corporate Outcomes are:

- Good Quality of Life – healthy and safe
- Effective Management.

### 8.0 Recommendation

8.1 That Members resolve to recommend to Council adoption of the legislation listed above and add to the Council's Scheme of Delegation the delegated authority to the officers mentioned in paragraphs 2.2 and 2.4 to undertake the related duties.

<b>Legal</b>	Power: Sunbeds (Regulations) Act 2010 and the Trade in Animals and Related Products Regulations 2011				
	Other considerations:				
<b>Background Papers:</b>					
<b>Person Originating Report:</b> Julia Smith Commercial Health Manager 01832 742066 jsmith@east-northamptonshire.gov.uk					
<b>Date:</b> 21/12/11					
<b>CFO</b>		<b>MO</b>		<b>CX</b>	

(Committee Report Normal Rev. 22)