

Decision under Delegated Powers

Officer Requesting Decision

Stuart Adkins – Health and Safety Business Engagement Manager

Officer Making the Decision

Alan Twells – Head of Regulatory Services

Recommendation

That the revised and amended Health and Safety Enforcement Policy August 2019 be approved.

Reason

To ensure that the attached reviewed and updated Health and Safety Enforcement Policy is compliant with Charnwood Borough Council's Enforcement Policy and national guidance provided by the Health and Safety Executive (HSE). To ensure, in line with the HSE and the Cabinet Offices Enforcement Concordat, that the Authority maintains and implements an up to date, documented Enforcement Policy in accordance with Section 18 guidance issued by the HSE. This Enforcement Policy must be approved by the Authority's relevant Member Forum.

Authority for Decision

Section 8.3 of the Constitution contains authority for the Head of Regulatory Services to make amendments to the Enforcement Policy in response to future legislative changes, or changes at local or regional level, in consultation with the Lead Member for Regulatory Services (item 8 on page 8-28 of the Constitution).

Decision and Date

Background

The Charnwood Borough Council Health and Safety Enforcement Policy will be reviewed on an annual basis or when there are significant changes to policy from the HSE under Section 18 guidance. This details how health and safety enforcement service will be delivered to those premises where we have an enforcement responsibility and refers to the Corporate Enforcement Policy and Regulatory Services Enforcement Policy, which details the enforcement options and approach adopted by the Council. The current Enforcement Policy is due for revision to incorporate relevant changes and make sure it is

line with the Council's Corporate Enforcement Policy 2017. Some minor amendments have been made to reflect changes in job roles and updates to the Corporate Complaints Procedure and to include a document control facility. Amendments have been also been made to ensure that the revised policy appropriately reflects the Council's Corporate Enforcement Policy.

The Lead Member for Regulatory Services, Cllr Smidowicz, has been consulted on the draft Policy and has confirmed she is in agreement with the amendments proposed.

Comments from HR

Not applicable.

Financial Implications

There are no financial implications

Risk Management

No specific risks have been identified with this report.

Key Decision: No

Background Papers: Regulatory Services Enforcement Policy 2019
Corporate Enforcement Policy 2018
Health and Safety Enforcement Policy Aug 2019 (held within the department)