

G DELEGATIONS TO THE CORPORATE LEAD OFFICER POLICY, PERFORMANCE & PUBLIC PROTECTION

The following functions are to be delegated to the Corporate Lead Officer Policy, Performance & Public Protection including Strategic Partnerships, Engagement and Equalities, Complaints, Compliments and Freedom of Information, Public Protection Services, (including Environmental Health, Animal Health, Food Safety and Trading Standards, Licensing and related activities), Corporate Performance, Research, Policy and counter-terrorism, and to any officers authorised by the relevant Corporate Lead Officer from time to time as appropriate subject to such officers being suitably qualified for the discharge of those duties and functions. These powers can also be exercised by the Chief Executive and Corporate Directors as necessary.

Freedom of Information and Complaints

1. To make suitable and appropriate payments in settlement of complaints against the Council and in local settlement of Ombudsman complaints, such payments to be made from the appropriate budget following consultation with the appropriate Corporate Lead Officer and Cabinet Member.
2. To take all appropriate action in relation to Reports by virtue of sections 16,17 and 21 of the Public Services Ombudsman (Wales) Act 2005.
3. Senior Officer with responsibility over the Internal Review process under FOI and EIR legislation and senior contact officer with the ICO and PSOW.
4. To undertake all relevant operational duties, responsibilities and functions contained in legislation or otherwise falling to Policy and Performance support to implement.

Public Protection Services

1. Definitions
 - 1.1 For the purpose of the matters dealt with in this arrangement, the Corporate Lead Officer means the Corporate Lead Officer Policy, Performance & Public Protection.
 - 1.2 Any reference to an Act in these arrangements includes a reference any amendment thereto or re-enactment thereof or any secondary legislation under it.
2. General Delegation- Specific Powers
 - 2.1 The Corporate Lead Officer (having consulted with the relevant Cabinet Portfolio Holder where necessary and appropriate) is authorised to take any

action necessary to protect or promote the Council's interests, subject to the restrictions noted in Part A above.

- 2.2 Without prejudice to the generality of the above provisions, this includes exercising his/her professional judgement to take such decisions as are necessary to implement the Council's policies and to promote the management and delivery of the services which are his/her responsibility.
- 2.3 Any powers granted to the Corporate Lead Officer Policy, Performance & Public Protection may be discharged either in his/her absence by such officer(s) as may be authorised by him/her or in accordance with any general instructions or provisions made by him/her. In the absence of the Corporate Lead Officer Policy, Performance & Public Protection, any officer appointed by him/her to deputise on his/her behalf may also authorise the exercise of the delegated powers. Such authorisations may be granted to persons who are not officers of the Council in agreement with the relevant persons employing authority or organisation. If no such authority has been granted prior to the absence of the Corporate Lead Officer, then the Chief Executive or Corporate Director may authorise such other officer(s) or persons as she/he thinks fit to exercise the powers of the absent Corporate Lead Officer.
- 2.4 The Corporate Lead Officer may authorise his/her staff to exercise such powers as necessary to enter or inspect any land, buildings or properties and to provide any evidence or authority as necessary for discharging their duties in accordance with the Council's statutory powers,.
- 2.5 In relation to matters reserved to the Council, the Cabinet or other Committee or Sub-Committee, if the matter is urgent, the Corporate Lead Officer will be permitted to act in between meetings, in consultation with the relevant Cabinet Portfolio Holder or Chair/Vice Chair of the relevant regulatory committee as appropriate, on condition that any such action is consistent with the Council's general policies and that, if appropriate, a report on the action taken is presented to the next meeting of the Council, the Cabinet, Committee or Sub-Committee.
- 2.6 To determine the appointment of officers for specified purposes to undertake work as inspectors, proper officers, or other similar designations contained in existing or future legislation.
- 2.7 The Corporate Lead Officer Policy, Performance & Public Protection is authorised to act in relation to procurement and contracts within the approved budget and in accordance with the Contract Standing Orders including the power to remove contractors from the approved lists, where there has been a failure to meet Council criteria.

2.8 The Corporate Lead Officer Policy, Performance & Public Protection is authorised to act on financial matters, in accordance with the relevant Financial Regulations.

2.9 The Corporate Lead Officer Policy, Performance & Public Protection is authorised for the issuing of determinations, consents, licences or notices on behalf of the Council.

2.10 Authority to undertake work or provide services to third parties subject to resources being available, to there being no adverse impact on the provisions of Council operations, and appropriate charges being levied.

3 Specific powers and duties of Corporate Lead Officer Policy, Performance and Public Protection

3.1 To act within the scheme of delegation, exercise all the Council’s functions, duties, regulatory activity and powers, and any which become the Council’s responsibility in the future, in relation to:

- Public Protection Services;
- Regulatory offences;
- Trading standards;
- Licensing and Licensing Enforcement;
- Public Health Protection;
- Community Warden Services
- Proper maintenance of land; or
- Environmental offences

including, but not limited to the areas, functions and legislation referenced in the Table at 3.3 below.

3.2 The functions, duties, regulatory activity and powers referred to in 3.1 above include but are not limited to, enforcement powers e.g. taking steps, which may be deemed necessary to prevent offences, educating, issuing statutory notices, issuing simple cautions, prosecuting for offences, appointing inspector(s) under, granting/refusing/varying/suspending/revoking/reinstating licenses, arranging for submission of reports, or charging fees.

3.3 Responsibilities for the following functions and relevant legislation:

Area	Function	Legislation (including any other associated legislation)
Public Protection: This includes Environmental	Environmental Protection and Environmental Health: to include: <ul style="list-style-type: none"> • Dangerous Trees 	European Union (Withdrawal Agreement) Act 2020 Freedom of Information Act 2000

<p>Health, Licensing and Trading Standards</p>		<p>Local Government (Miscellaneous Provisions) Act 1982 Local Government (Miscellaneous Provisions) Acts 1953 and 1976 / 1982 Local Government (Wales) Act 1994 Local Government Act 2010 Local Government Acts 1972/1978/1985/1988/1992 / 2000 / 2003 Local Government and Housing Act 1989 National Assistance Act 1948 National Health Service (Amendment) Act 1986 National Health Service Act 1977 Police & Crime Act 2009 Public Interest Disclosure Act 1998</p>
	<p>Environmental Protection to include):</p> <ul style="list-style-type: none"> • Local air quality, • Environmental Permitting • Contaminated land, • Private Water Supplies • Water quality, • Statutory nuisances • Removal and Disposal of Vehicles • Refuse Disposal • Single Use Plastic Products 	<p>Clean Air Act 1993 Climate Change Act 2008 Control of Pollution (Amendment) Act 1989 Control of Pollution act 1974 Energy Act 2004 Environmental Protection Act 1990 Environment Act 1995 Environmental & Safety Information Act 1988 Environmental Protection Act 1990 Flood & Water Management Act 2010 Highways Act 1980 Household Waste Recycling Act 2003 Housing Act 1985 Noise Act 1996 Noise and Statutory Nuisance Act 1993 Party Wall etc Act 1996 Planning Act 2008 Planning and Hazardous Substances Act 1990 Pollution Prevention and Control Act 1999 Prevention of Damage by Pests Act 1949</p>

		Prevention of Oil Pollution Act 1971 Town and Country Planning Act 1990 Waste Minimisation Act 1998 Water (Fluoridation) Act 1985 Water Acts 1945/1948/1973/1989 / 2003 Water Consolidation (Consequential Provisional) Act 1991 Water Industry Act 1991 Water Resources Act 1991 Wildlife & Countryside Act 1981 Environmental Protection (Single-Use Plastic Products) (Wales) Act 2023
	Food Hygiene <ul style="list-style-type: none"> • Food Hygiene Ratings • Food Fraud 	Food Hygiene Rating (Wales) Act 2013 Food Safety Act 1990
	<ul style="list-style-type: none"> • Health & Safety 	Factories Act 1961 Fatal Accidents Act 1976 Fire and Safety of Places of Sport Act 1987 Health & Safety at Work etc Act 1974 Mines & Quarries Act 1954 Offices, Shops and Railway Premises Act 1963

	<ul style="list-style-type: none"> Animal Health, Welfare and by products 	<p>Agriculture - (Safety, Health and Welfare Provisions) Act 1956 Agriculture (Miscellaneous Provisions) Act 1968 Animal Health Acts 1981 and 2002 Animal Health and Welfare Acts 1981/1984 Animal Welfare Act 2006 Animals Act 1971 Control of Horses (Wales) Act 2014 Protection Against Cruel Tethering Act 1988 Protection of Animals (Amendment) Act 1988 Protection of Animals (Anaesthetics) Act 1954/1964 Protection of Animals Act 1911 The Animal By-Products (Enforcement) (Wales) Regulations 2014</p>
	<p>Public Health</p> <ul style="list-style-type: none"> Infectious Diseases Public Health Funerals Smoking in public places and other locations where restrictions apply 	<p>Aids Control Act 1987 Building Act 1984 Burial Act 1857 Burials Acts 1952-1906 Burials Law (Amendment) Act 1880 Cremation Act 1902 Cremation Act 1952 Defective premises Act 1972 Equality Act 2010 Health Act 2009 Health act 206 Health and Social Care Act 2008/2012 Health Services & Public Health Act 1968 Part 5 (Intimate Piercing) of the Public Health (Wales) Act 2017 Public Health (Drainage of Trade Premises) Act 1937 Public Health (Wales act) 2017 Public Health Act 1936 Public Health Act 1961</p>
	<p>Anti-social behaviour</p>	<p>Anti- Social Behaviour Crime and Policing Act 2014 Anti-social Behaviour Act 2003 Clean Neighbourhoods and Environment Act 2005</p>

		Crime and Disorder Act 1998
	Food Standards (Composition & labelling)	Food Safety Act 1990 Food Act 1984 Food Safety Act 1990 Products Containing Meat etc (Wales) Regulations 2014 - Healthy Eating in Schools (Wales) Measure 2009 Tryptophan in Food (Wales) Regulations 2005 Condensed Milk and Dried Milk (Wales) Regulations 2018 Contaminants in Food (Wales) Regulations 2013 Fish Labelling (Wales) Regulations 2013 Food Additives, Flavourings, Enzymes and Extraction Solvents (Wales) Regulations 2013 Food Irradiation (Wales) Regulations 2009 Foods Intended for Use in Energy Restricted Diets for Weight Reduction Regulations 1997 Honey (Wales) Regulations 2015 Kava-Kava in Food (Wales) Regulations 2006 Novel Foods (Wales) Regulations 2017 Processed Cereal-based Foods and Baby Foods for Infants and Young Children (Wales) Regulations 2004 European Union (Withdrawal) Act 2018 as it continues to give effect to the following Regulations or Orders: Beef and Veal Labelling (Wales) Regulations 2011 Country of Origin of Certain Meats (Wales) Regulations 2015 Eggs and Chicks (Wales) Regulations 2010 Food for Specific Groups (Information and Compositional Requirements) (Wales) Regulations 2016 Food Information (Wales) Regulations 2014

		<p>Fruit Juices and Fruit Nectars (Wales) Regulations 2013</p> <p>Genetically Modified Food (Wales) Regulations 2004</p> <p>Genetically Modified Organisms (Traceability and Labelling) (Wales) Regulations 2005</p> <p>General Food Regulations 2004</p> <p>Infant Formula and Follow-on Formula (Wales) Regulations 2020</p> <p>Materials and Articles in Contact with Food (Wales) Regulations 2012</p> <p>Natural Mineral Water, Spring Water and Bottled Drinking Water (Wales) Regulations 2015</p> <p>Official Controls (Animals, Feed and Food, Plant Health Fees etc.) (Wales) Regulations 2020</p> <p>Official Controls (Animals, Feed and Food, Plant Health Fees etc.) Regulations 2019</p> <p>Official Feed and Food Controls (Wales) Regulations 2009</p> <p>Olive Oil (Marketing Standards) Regulations 2014</p> <p>Organic Products Regulations 2009</p> <p>Poultry meat (Wales) Regulations 2011</p> <p>Products of Animal Origin (Disease Control) (Wales) Regulations 2008</p> <p>Quick Frozen Foodstuffs (Wales) Regulations 2007</p> <p>Scotch Whisky Regulations 2009</p> <p>Specified Products from China (Restriction on First Placing on the Market) (Wales) Regulations 2008</p> <p>Spirit Drinks Regulations 2008</p> <p>Trade in Animals and Related Products (Wales) Regulations 2011</p> <p>Wine Regulations 2011.</p>
	<p>Agricultural standards including Feed Hygiene and fertilisers</p>	<p>Agriculture (Miscellaneous Provisions) Act 1968; Agriculture Act 1970</p> <p>Animal Feed (Composition, Marketing and Use) (Wales) Regulations 2016</p>

		<p>Medicines Act 1968 European Union (Withdrawal) Act 2018 as it continues to give effect to the following Regulations or Orders: Animal Feed (Hygiene, Sampling etc. and Enforcement) (Wales) Regulations 2016; Official Controls (Animals, Feed and Food, Plant Health Fees etc.) (Wales) Regulations 2020; Official Feed and Food Controls (Wales) Regulations 2009; Official Controls (Animals, Feed and Food, Plant Health Fees etc.) Regulations 2019; EC Fertilisers (England and Wales) Regulations 2006; Quality Schemes (Agricultural Products and Foodstuffs) Regulations 2018.</p>
Community Warden Services	Pest Control	Prevention of Damage by Pests Act 1949
	Fair Trading	<p>Accommodation Agencies Act 1953 (& 1957) Administration of Justice Act 1970 Birmingham Commonwealth Games Act 2020 Cancer Act 1939 Christmas Day Trading Act 2004 Companies Act 2006 Consumer Credit Act 2006 Consumer Rights Act 2015 Copyright, Designs and Patents Act 1988 Criminal Justice Act 1988 Criminal Justice and Police Act 2001 Customs and Excise Management Act 1979 Education Reform Act 1988 Energy Act 2011 - Energy Efficiency (Private Rented Property)(England and Wales) Regulations 2015; Enterprise Act 2002 Estate Agents Act 1979 Forgery and Counterfeiting Act 1981 Fraud Act 2006</p>

		<p>Hallmarking Act 1973; Knives Act 1997 Legal Services Act 2007 Lifts Regulations 1997 Olympic Symbol (Protection) Act 1995 Pet Animals Act 1951 (S.2 prohibit pet sales in a street or public place) Police and Criminal Evidence Act 1984 Prices Act 1974 - Price Marking Order 2004 Public Health (Minimum Price for Alcohol) (Wales) Act 2018 Registered Designs Act 1949 Renting Homes (Fees etc.) (Wales) Act 2019 Climate Change Act 2008 (Single Use Carrier Bags Charge (Wales) Regulations 2010) Sunday Trading Act 1994 Theft Act 1968 Theft Act 1978 Trade Description Act 1968 Trade Marks Act 1994 Unsolicited Goods and Services Acts 1971 and 1975 Video Recordings Act 1984 Vehicles (Crime) Act 2001 European Union (Withdrawal) Act 2018 as it continues to give effect to the following Regulations or Orders:- Advanced Television Services Regulations 2003; Biofuel Labelling Regulations 2004; Business Protection from Misleading Marketing Regulations 2008; Cat and Dog Fur (Control of Import, Export and Placing on the Market) Regulations 2008; Consumer Contracts (Information, Cancellation and Additional Charges) Regulations 2013; Consumer Protection from Unfair Trading Regulations 2008; Consumer Rights (Payment Surcharges) Regulations 2012;</p>
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		<p>Eco-design for Energy-Related Products Regulations 2010; Energy Information Regulations 2011; Energy Performance of Buildings (England and Wales) Regulations 2012; Financial Services (Distance Marketing) Regulations 2004; Footwear (Indication of Composition) Labelling Regulations 1995; Household Appliances (Noise Emission) Regulations 1990 Package and Linked Travel Arrangements Regulations 2018; Packaging (Essential Requirements) Regulations 2015 Passenger Car (Fuel Consumption and CO2 Emissions Information) Regulations 2001; Rights of Passengers in Bus and Coach Transport (Exemptions and Enforcement) Regulations 2013; Textile Products (Labelling and Fibre Composition) Regulations 2012; Timeshare, Holiday Products, Resale and Exchange Contracts Regulations 2010.</p>
	<p>Age Restricted Sales</p>	<p>Anti-social Behaviour Act 2003 (aerosol paint) Licensing Act 2003 (alcohol) Children and Young Persons Act 1933 Children and Young Persons (Protection from Tobacco) Act 1991 Children and Families Act 2014 The Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015 Protection from Tobacco (Sales from Vending Machines) (Wales) Regulations 2011 The Pyrotechnic Articles (Safety) Regulations 2015 (fireworks) Video Recordings Act 1984 (films etc) Criminal Justice Act 1988 (knives)</p>

		<p>Psychoactive Substances Act 2016</p> <p>The Sunbed (Regulation) Act 2010 (sunbeds)</p> <p>Gambling Act 2006</p> <p>Offensive Weapons Act 2019</p>
	Consumer & Product Safety	<p>Botulinum Toxin and Cosmetic Fillers (Children) Act 2021</p> <p>Clean Air Act 1993 (Motor Fuel (Composition and Content) Regulations 1999 & Biofuel (Labelling) Regulations 2004)</p> <p>Consumer Protection Act 1987</p> <p>Environmental Protection Act 1990 - Environmental Protection (Microbeads) (Wales) Regulations 2018;</p> <p>Motor Vehicles (Safety Equipment for Children) Act 1991</p> <p>Medicines and Medical Devices Act 2021</p> <p>Motor Cycle Noise Act 1987</p> <p>Road Traffic Acts 1988 and 1991</p> <p>Tobacco Advertising and Promotion Act 2002</p> <p>Violent Crime Reduction Act 2006</p> <p>Violent Crime Reduction Act 2006 (Realistic Imitation Firearms) Regulations 2007</p> <p>Aerosol Dispensers Regulations 2009</p> <p>European Union (Withdrawal) Act 2018 as it continues to give effect to the following Regulations or Orders:-</p> <p>Construction Products Regulations 2013;</p> <p>Cosmetic Products Enforcement Regulations 2013 and the EU Cosmetic Products Regulation 1223/2009;</p> <p>Crystal Glass (Descriptions) Regulations 1973;</p> <p>Detergents Regulations 2010;</p> <p>Electrical Equipment (Safety) Regulations 2016;</p> <p>Electromagnetic Compatibility Regulations 2016;</p> <p>Fluorinated Greenhouse Gases Regulations 2015;</p>

		<p>Gas Appliances (Enforcement) and Miscellaneous Amendments Regulations 2018; General Product Safety Regulations 2005; Medical Devices Regulations 2002; Ozone-Depleting Substances Regulations 2015; Personal Protection Equipment (Enforcement) Regulations 2018; Pressure Equipment (Safety) Regulations 2016; Radio Equipment Regulations 2017; REACH Enforcement Regulations 2008; Recreational Craft Regulations 2017; Simple Pressure Vessels (Safety) Regulations 2016; Supply of Machinery (Safety) Regulations 2008; Tobacco and Related Products Regulations 2016; Toys (Safety) Regulations 2011; Volatile Organic Compounds in Paints, Varnishes and Vehicle Refinishing Products Regulations 2012; Specific legislation made under the Health & Safety at Work Act etc. 1974: The Ammonium Nitrate Materials (High Nitrogen Content) Safety Regulations 2003; The Biocidal Products and Chemicals (Appointment of Authorities and Enforcement) Regulations 2013; The Chemical (Hazard Information and Packaging for Supply) Regulations 2009; The Dangerous Substances and Explosive Atmospheres Regulations 2002; The Explosives Regulations 2014.</p>
	<p>Legal Metrology (Weight & Measures)</p>	<p>Weights and Measures Act 1985 Measuring Instruments (Beltweighers) Regulations 2006 Measuring Instruments (Capacity</p>

		<p>Serving Measures) Regulations 2006</p> <p>Measuring Instruments (Liquid Fuel and Lubricants) Regulations 2006</p> <p>Police Reform Act 2002 (S.41A)</p> <p>European Union (Withdrawal) Act 2018 as it continues to give effect to the following Regulations or Orders:</p> <p>Measuring Container Bottles (EEC Requirements) Regulations 1977;</p> <p>Measuring Instruments Regulations 2016;</p> <p>Non-automatic Weighing Instruments Regulations 2016;</p> <p>Weights & Measures (Packaged Goods) Regulations 2006;</p> <p>Measuring Instruments (EEC Requirements) Regulations 1988</p> <p>Enforced exclusively by officers appointed as Weights and Measures Inspectors</p>
Proper maintenance of land		
	<p>Licensing of premises and personal registrations to carry out acupuncture, piercings and tattooing, semi-permanent skin colouring, cosmetic piercing, electrolysis</p>	<p>Public Health (Wales) Act 2017 – Part 5</p> <p>Local Government (Miscellaneous Provisions) Act 1982</p>
	<p>Licensing of Petroleum sites</p>	<p>Health and Safety at Work etc Act 1974 - Petroleum (Consolidation) Regulations 2014</p>
	<p>Licensing of scrap metal dealers</p>	<p>Scrap Metal Dealers Act 2013</p>
	<p>Power to issue, amend or replace safety certificates</p>	<p>The Safety of Sports Grounds Act 1975 (c. 52)</p>

	(whether general or special) for sports grounds.	
	Power to issue, cancel, amend or replace safety certificates for regulated stands at sports grounds.	Part III of the Fire Safety and Safety of Places of Sport Act 1987 (c. 27).
	Licensing and regulating all form of gambling (covers arcades, betting, bingo, casinos, gaming machines, society lotteries, and remote gambling (including online gambling))	Gambling Act 2005
	Licensing and regulating the sale and supply of alcohol, the provision of entertainment and the provision of late night refreshment	Licensing Act 2003
	Entertainment and alcohol licensing including premises licensing, Temporary Event Notices, Club Premises Certificates, Sex Establishments, Personal Licences, Licensing Act reviews, etc	Section 12 of the Children and Young Persons Act 1933 (c. 12); Crime and Disorder Act 1998, Criminal Justice and Police Act 2001 (s.19-25); Fire Safety & Safety at Places of Sports Act 1987; Hypnotism Act 1952; Licensing Act 2003; Local Government (Miscellaneous Provisions) Act 1982; Policing and Crime Act 2017; Theatres Act 1968;
	Animal related licensing including animal health and welfare	Animal Boarding Establishments Act 1963; Animal By Products (Wales) Regulations 2003; Animal Health and Welfare Acts 1981/1984; Animal Welfare Act 2006; Breeding of Dogs Act 1973; Game Act 1831; Guard Dogs Act 1975; Local Government Act 1988; Pet

		Animals Act 1951; Pet Animals (Amendment) Act 1983; Protection Against Cruel Tethering Act 1988; Protection of Animals (Amendment) Act 1988; The Riding Establishments Acts 1964 and 1970; Wild Animals and Circuses (Wales) Act 2020; Wildlife & Countryside Act 1981
	Power to register animal trainers and exhibitors	Performing Animals (Regulations) Act 1925
Licensing and Licensing Enforcement	Licensing premises for the breeding of dogs	The Animal Welfare (Breeding of Dogs) (Wales) Regulations 2014
	Licensing pet shops and other establishments where animals are bred or kept for the purposes of carrying on a business	Section 1 of the Pet Animals Act 1951 (c. 35) Section 1 of the Animal Boarding Establishments Act 1963 (c. 43) The Riding Establishments Acts 1964 and 1970 (c. 1964 c. 70 and 1970 c. 70) The Animal Welfare (Licensing of Activities Involving Animals) (Wales) Regulations 2021
	Animal Welfare/Licensing	Animal Welfare Act 2006 (including any subsequent legislation, to include (but not limited to): The Animal Welfare (Breeding of Dogs) (Wales) Regulations 2014; and The Animal Welfare (Licensing of Activities Involving Animals (Wales) Regulations 2021).
	Licensing of zoos and dangerous wild animals	Section 1 of the Zoo Licensing Act 1981 (c. 37) Section 1 of the Dangerous Wild Animals Act 1976 (c. 37)

	<p>Licensing premises for manufacturing, storing and selling fireworks and explosives (enforcement of these laws carried out by Trading Standards)</p>	<p>Pyrotechnic Articles (Safety) Regulations 2015 (as amended by the Product Safety and Metrology etc (Amendment etc)(EU Exit) Regulations 2019); Fireworks Act 2003; Fireworks Regulations 2004; Explosives Act 1875; Consumer Protection Act 1987; Explosives Regulations 2014; Product Safety Amendment and Revocation Regulations 2012; Health and Safety at Work Act etc 1974; Public Health Acts 1936 and 1961; Health & Safety and Nuclear (Fees) Regulations 2021.</p> <p>Enforcement carried out by Trading Standards.</p>
	<p>Licensing of Hackney Carriages and Private Hire Vehicles, including licensing of drivers of hackney carriages and private hire vehicles, and licensing of operators of hackney carriages and private hire vehicle.</p> <p>Note: In certain circumstances it will be necessary for the Chair/ Vice Chair of the Council's Licensing Committee to be consulted upon to confirm whether or not an applicant, an existing licence holder should be referred to the Licensing Sub-Committee for determination.</p>	<ul style="list-style-type: none"> i. As to hackney carriages – the Town Police Clauses Act 1847 (10 & 11 Vict. c. 89), as extended by section 171 of the Public Health Act 1875 (38 & 39 Vict. c. 55), and section 15 of the Transport Act 1985 (c. 67); and sections 47, 57, 58, 60 and 79 of the Local Government (Miscellaneous Provisions) Act 1976 (c. 57); ii. As to private hire vehicles - sections 48, 57, 58, 60 and 79 of the Local Government (Miscellaneous Provisions) Act 1976.; iii. As to drivers of hackney carriages and private hire vehicles - Sections 51, 53, 54, 59, 61 and 79 of the Local Government

		<p>(Miscellaneous Provisions) Act 1976.</p> <p>iv. As to operators of hackney carriages and private hire vehicles - Sections 55 to 58, 62 and 79 of the Local Government (Miscellaneous Provisions) Act 1976.</p> <p>Also include: Town Police Clauses Act 1889; Road Traffic Act 1991 and 1988;</p>
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- 3.4 Authorised to Act as an Authorised and Authorising Officer for the purposes of the Regulation of Investigatory Powers Act 2000, the Monitoring Officer as Senior Responsible Officer, to be notified of any such application.
- 3.5 Authorised to Act as Authorising Officer for the purposes of the Protected Food Name Scheme: The Quality Schemes (Agricultural Products and Foodstuffs) Regulations 2018.
- 3.6 To act as Proper Officer for the management of outbreaks of notifiable infectious and communicable disease and to appoint and authorise Alternative Proper Officers to act on behalf of the authority in respect of legislative provisions relating to the prevention and control of outbreaks of disease or infection
- 3.7 To sign issue and serve Statutory Notices under all relevant legislation listed below together with all future legislation within the remit of Policy & Performance including requisitions for information.
- 3.9 To initiate and make arrangements for the execution of works in default in the event of any non-compliance or contravention of the terms of any Statutory Notice served under delegated powers.
- 3.10 To instruct the Legal Services in relation to proceedings for non-compliance with any provision of legislation falling to Policy & Performance to enforce.
- 3.11 To undertake all relevant operational and administrative duties, responsibilities and functions contained in legislation or otherwise falling to Policy, Performance & Public Protection to implement.
- 3.12 To undertake inspections, investigations, interviews, sampling, prohibitions, seizures, detentions, recording, monitoring (the issue of fixed penalty notices), service of notices, (including suspension notices), notifications, waivers, transfers, authorisations, licensing, registrations

and legal proceedings under any legislation that falls within the remit of Policy & Performance, together with any regulations made thereunder, and any amendments or additions thereto together with all future legislation within the remit of Policy, Performance & Public Protection and to exercise all other relevant powers, including powers of entry provided under such legislation.

3.13 To undertake all duties relating to Public Health (Coronavirus) associated legislation, as amended, including but not limited to:

3.13.1 The Health Protection (Coronavirus Restrictions) (Wales) Regulations; and

3.13.2 The Health Protection (Coronavirus Restrictions) (Functions of Local Authorities) (Wales) Regulations.

3.14 To act as the Senior Responsible Officer (Proceeds of Crime Act 2002).

3.15 Responsible for ensuring compliance with the Armed Forces Covenant Duty pursuant to section 343AB of the Armed Forces Act 2006 and any guidance issued under section 343AE of the same act.

Civil Contingencies & Business Continuity

To exercise all the Council's functions and powers and to take all appropriate action in relation to civil contingencies and business continuity including but not limited to:

1. The Civil Contingencies Act 2004.

Community Safety and Counter Terrorism

To exercise the Council's powers, duties and functions relating to the Crime and Disorder Act 1998, the Counter Terrorism and Security Act 2015 and the CONTEST strategy.

CHIEF INSPECTOR OF WEIGHTS AND MEASURES

The following functions are to be delegated to the current post holder: Trading Standards & Licensing Manager:

1. To act as the Council's Chief Inspector of Weights and Measures under Section 72 of the Weights and Measures Act 1985 (including any associated subsequent legislation).

Proper Officer Responsibilities- Public Health (Control of Disease) Act 1984

The Corporate Lead Officer Policy, Performance and Public Protection is designated Proper Officer in relation to Public Health (Control of Disease) Act 1984 (as amended by the Health and Social Care Act 2008) and any subordinate Regulations or legislative provisions.

The Proper Officer can authorise and delegate to competent persons as necessary to act on behalf of the Council.