

# NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

**CABINET**  
1<sup>st</sup> August 2018

## **Report of the Director of Environment**

### **Matter for Decision**

**Wards Affected:** ALL

### **Transfer of Delegated Authority in relation to Pest Control**

#### **Purpose of Report**

- 1 To seek approval for the further transfer of delegated authority from the Director of Social Services, Health & Housing to the Director of Environment to complete the transfer of the Environmental Health and Trading standards function to the Environment Directorate.

#### **Background**

- 2 Approval was granted by the Personnel Committee on the 11<sup>th</sup> January 2016 to transfer the Environmental Health and Trading Standards service from the Social Services Directorate to the Environment Directorate.
- 3 The transfer of responsibilities included the need to restructure the service to secure improvements in service delivery and to deliver associated savings required as part of the Council's Forward Financial Plan. In order for the Environment Directorate to manage the service, the associated transfer of delegated authorisations to the Director of Environment and the Head of Planning and Public Protection was approved by the then Social Care, Health and Housing Cabinet Board on the 18<sup>th</sup> February 2016.
- 4 As part of the service restructure, the Pest Control function of Environmental Health was transferred to Streetcare to be incorporated with other enforcement functions. It is therefore necessary to further delegate legislative powers associated with

this function to the Director of Environment and the Head of Streetcare.

- 5 The powers listed below will need to be transferred to the Director of Environment and the Head of Streetcare, who need also be delegated to authorise individual competent and qualified Officers to act under the items of legislation listed. For ease of reference the powers to be transferred are as follows:

European Communities Act 1972  
Public Health Act 1936  
Public Health Act 1961

As given on pages 3.125 to 3.126 of the Constitution (Schedule 1 of the Environmental Health and Trading Standards)

### **Financial Impact**

- 6 There are no financial impacts associated with this report

### **Equality Impact Assessment**

- 7 There are no equality impacts associated with this report

### **Workforce Impact**

- 8 There are no workforce impacts associated with this report

### **Legal Impact**

- 9 The transfer of delegated arrangements as described within this report is essential to enable the Council to continue to deliver the services of Pest Control in accordance with the legislation.

### **Risk Management**

- 10 There are no risk management issues associated with this report.

### **Consultation**

- 11 There is no requirement under the Constitution for external consultation on this item

## **Recommendation(s)**

12 It is recommended that:

(1) Delegated powers in relation to European Communities Act 1972, Public Health Act 1936, Public Health Act 1961 be transferred to the Director of Environment and Head of Streetcare and;

(2) the Head of Legal Services be authorised to seek amendment of the Constitution by the Council in due course in order to reflect the above changes to the delegation arrangements with the Constitution.

## **Reason for Proposed Decision(s)**

13 To ensure the Constitution reflects changes to responsibilities and as such identifies the delegated powers required to deliver on those responsibilities.

## **Implementation of Decision**

14 The decision is proposed for implementation after the three day call in period.

## **Appendices**

15 There are no appendices to this report

## **List of Background Papers**

16 Report to the Personnel committee on the 11<sup>th</sup> January 2016

17 Report to the Social Care, Health and Housing Cabinet Board on the 18<sup>th</sup> February 2016

## **Officer Contact**

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