



Derby City Council

**Council Cabinet**  
**18 July 2018**

Report to the Strategic Director Communities  
and Place

**ITEM 11**

**Health and Safety Law Enforcement Service Plan 2018/2019**

**Summary**

- 1.1 We live in a society where we expect to be safe at work, be able to shop at businesses which do not put a significant hazard to us, and to a range of facilities, for leisure and other purposes, which we can enjoy safely. The Health and Safety at Work Act etc. 1974 provides for this, but these standards can only be achieved, maintained and improved, through the work of the Health and Safety Executive (hereafter referred to as HSE) and Local Authorities, who enforce the provisions of the Act.
- 1.2 The council is required to approve the Health and Safety Enforcement Plan 2018/2019, under the statutory National Local Authority Enforcement Code.

**Recommendation**

2. To adopt the Health and Safety Enforcement Service Plan for the administrative year 2018/2019.

**Reasons For Recommendation**

- 3.1 The Health and Safety Enforcement Plan 2018/2019 meets the Council's statutory duties as an 'enforcing authority' under the Act, detailing our priorities, based on the National Code and our available resources.
- 3.2 In the last three years, we have continued to redesign the manner in which we deliver the Council's health and safety regulatory functions, to meet the Government's objective of reducing the health and safety burden on business. This approach is specified in the National Code, which local authorities must comply with.
- 3.3 The plan is written to meet all the requirements of the HSE National Local Authority Enforcement Code in terms of its content and format.

**Supporting Information**

4.1 The Health and Safety Enforcement Plan 2018/2019 is consistent with last year’s plan and is attached below.

**Other Options Considered**

5.1 None. The Service Plan is a statutory requirement.

<p><b>For more information contact:</b></p> <p><b>Attached report:</b></p> <p><b>List of appendices:</b></p>	<p>Elizabeth Blaney 01332 641966 <a href="mailto:elizabeth.blaney@derby.gov.uk">elizabeth.blaney@derby.gov.uk</a></p> <p> 180503HS Enforcement Service This is available on CMIS.</p> <p>Appendix 1 – Implications</p>
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**Implications**

**Financial and Value for Money**

- 1.1 None arising from the report. Any increase in demand will be managed within current budget.

**Legal**

- 2.1 The Council has a statutory duty to enforce the aforementioned legislation.

**Personnel**

- 3.1 None arising from this report.

**IT**

- 4.1 None arising from this report.

**Equalities Impact**

- 5.1 None arising from the report.

**Health and Safety**

- 6.1 None arising from the report.

**Environmental Sustainability**

- 7.1 There are no environmental impacts with regards to this plan.

**Property and Asset Management**

- 8.1 None arising from this report.

**Risk Management**

- 9.1 The Council is required to carry out statutory functions in relation to health and safety. The annual plan sets out how the Council will fulfil its obligations under this legislation.
- 9.2 Failure to ensure that the council discharges its responsibilities can have serious consequences for the Council.
- 9.3 Should the Council not exercise its duties and provide a health and safety service there is the potential that both unsafe and unscrupulous activities would go unchecked and un-enforced, which may lead to an increase in sickness levels and serious accidents occurring to employees and residents, businesses within the city.

**Corporate objectives and priorities for change**

- 10.1 Proper enforcement of the aforementioned legislation contributes to the Council's pledges in particular **Safe Derby**.