



Derby City Council

**COUNCIL CABINET**  
**7 September 2016**

**ITEM 9**

Report of the Cabinet Member for Regulatory Services

**Health and Safety Enforcement Service Plan 2016/2017**

**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 formally approve the Health and Safety Enforcement Plan 2016/2017, under the statutory National Local Authority Enforcement Code.

**RECOMMENDATION**

- 2.1 To recommend the Health and Safety Enforcement Plan 2016/2017 be approved by the Council.

**REASONS FOR RECOMMENDATION**

- 3.1 The Health and Safety Enforcement Plan 2016/2017 meets the Council's statutory duties as an 'enforcing authority' under the Act, detailing out priorities for 16/17, based on the National Code, and our available resource.
- 3.2 In the last year, 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.



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Report of the Strategic Director for Communities and Place

**SUPPORTING INFORMATION**

- 4.1 The Health and Safety Enforcement Plan 2016/2017 is consistent with last year's plan. Copies have been placed in the Members' Room for information and the document can also be viewed on CMIS

**OTHER OPTIONS CONSIDERED**

- 5.1 None. The Service Plan is a statutory requirement.

This report has been approved by the following officers:

<b>Legal officer</b> <b>Financial officer</b> <b>Human Resources officer</b> <b>Estates/Property officer</b> <b>Service Director(s)</b> <b>Other(s)</b>	Lucie Keeler Amanda Fletcher
<b>For more information contact:</b> <b>Background papers:</b> <b>List of appendices:</b>	Helen Castledine-Smith, 01332 641941, helen.castledine-smith@derby.gov.uk None Appendix 1 – Implications

<b>IMPLICATIONS</b>
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**Financial and Value for Money**

- 1.1 None arising from this report. Whilst the plan will be followed using current resources, this is becoming more and more difficult to meet as resources are reduced.

**Legal**

- 2.1 The Council has a statutory duty to conduct a range of enforcement functions in accordance with the Health and Safety at Work etc. Act 1974.

**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**.