

**AUTHORISATION OF OFFICERS AND OTHER PERSONS REGARDING ENVIRONMENTAL
HEALTH MATTERS**

As Corporate Director, under the specific duties and responsibilities as defined in the Delegation Arrangements Document, I am authorised to: -

- (1) Delegate to appropriate Officers the service of notices and the taking of action in default.
- (2) Authorise persons to act in a statutory role to undertake duties and responsibilities including powers of entry under statutes detailed in the attached table and any regulations and orders made there under.

The attached table and information details the legislation, a summary of the extent of delegation and the Officers or other persons who are delegated to deal with particular sections of legislation.

I authorise Officers and other persons to act in the capacities mentioned.

M Avey

Director of Place
Gedling Borough Council

Dated: 14th May 2025

OFFICERS TITLES AND NAMES – AS OF 14th May 2025

FHM	-	Food Health & Housing Manager	-	Samuel Palmer
CSO		Community Safety Officer	-	Niki Pekal
CPM	-	Community Protection Manager	-	Kevin Michael Nealon
SEHO	-	Senior Environmental Health Officer	-	Tom Southam
EHO	-	Environmental Health Officer	-	Michael Bondswell
			-	Rachel Harby
			-	Shabnam Khizer
			-	Doreen Cunnington
			-	Terry Buttle
			-	William Langston
TO	-	Environmental Health Graduate	-	Hayley Figura-Scott
TO	-	Empty Homes Officer	-	Nicola Bryant
TO	-	Environmental Health Technical Officer	-	Andrew Dziadosz
IO	-	Improvement & Enforcement Officer	-	Jamie Moran
			-	Natalie Novellino
			-	Rachael Bryant
			-	Cyprian Orukpe
			-	Dale Notley
EA	-	Environmental Assistant/Pest Control	-	Alex Culshaw
NW		Neighbourhood Warden	-	
SNW		Senior Neighbourhood Warden	-	John Murphy
ASBC		Anti-Social Behaviour Coordinator	-	Andrew Shaw
LO	-	Licensing Officer	-	Abbie Hutchinson
			-	Rachel Towlson
			-	James Brough
SO	-	Scientific Officer	-	Brendan Cox
Vet	-	Veterinary Surgeon	-	Mrs M Wharmby B.V.M & S, MRCVS
			-	Ms Lindsay Harrison BVMS, MRCVS
			-	Miss R Grundon MB, BSc, CertVR, MRCVS
			-	Miss Emma Faulkner B.V.C & Med, MRCVS
			-	Mr Ewan McNeill BVMS, MRCVS
			-	Mr Jack Ferguson BV Medsci BVM BVS MRCVS
			-	Ms Kate Thurston BVSc, RCVS, MRCVS
			-	Mr Mark Tabachnik BSc (hons) BVM&S
				Cert EP PG Cert VMB MRCVS
DR	-	Doctor	-	See attached list (phone numbers in out of hours rota, duty officer folder)

**GEDLING BOROUGH COUNCIL
ENVIRONMENTAL HEALTH**

DELEGATED POWERS

LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
<u>Public Health Act 1936</u> S.45 S.48 S.50 S.78 S.79 S.83 S.84 S.85 S.140 S.259, S.260, S.261 S.262 S.264 S.268	Power to serve Notice requiring repair of closets Examination of drains Power to serve Notice re overflowing or leaking cesspools Power to cleanse common courts and passages Power to serve Notice requiring removal of noxious material Power to serve Notice requiring cleansing of filthy or verminous premises Power to cleanse or destroy filthy or verminous articles Power to cleanse filthy and verminous persons and their clothing Power to close or restrict use of water from polluted supply Power to deal with ponds, ditches etc. in such a state as to be prejudicial to health or a nuisance Power to require culverting of watercourses Power to require repair maintenance and cleansing of culverts Power to deal with nuisances from tents, vans, sheds etc	CPM FHM, EHO, TO, SEHO CPM FHM, EHO, EA, TO, SNW CPM FHM, EHO, IO, TO, SEHO CPM FHM, EHO, TO, CPM FHM, EHO, SEHO CPM FHM, EHO, IO, TO, SEHO DR, CPM FHM DR, CPM FHM, TO, SEHO CPM FHM CPM FHM, EHO CPM FHM CPM FHM CPM FHM, EHO, SEHO
<u>Public Health Act 1936</u> <u>S.275</u> <u>S.276</u> <u>S.287</u> <u>S.289</u>	Power of local authority to execute certain work on behalf of owners or occupiers. Power of local authority to sell certain materials. Power to enter premises. Power to require occupier to permit works to be executed by owner.	CPM FHM, EHO, TO, SEHO CPM FHM, EHO, TO, SEHO CPM FHM, EHO, TO, SEHO CPM FHM, EHO, TO, SEHO
<u>Public Health Act 1961</u> S.17 S.34 S.36 S.37 S.74	Power to repair drains etc Power to remove rubbish Power to require vacation of premises during fumigation Prohibition of sale of verminous articles Power to reduce number of pigeons and other birds in built up areas	CPM FHM, EHO, TO, SEHO CPM FHM, EHO, TO, SEHO CPM FHM, EHO, SEHO DR, CPM FHM CPM FHM, SEHO
<u>Prevention of Damage by Pests Act 1949</u> S.2 S.4 & S.6	Power to carry out inspections and destroy rats/mice Power to enforce duties of owners and occupiers and to serve Notices	CPM FHM, EHO, EA, TO, SEHO, CPM FHM, EHO, TO, SEHO

LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
<u>Clean Air Act 1993</u> S.4 S.6 S.8 S.10 S.12 S.15 S.19A S.36 S.51	Power to approve new furnace installations Power to approve or refuse to approve arrestment plant for furnaces Power to approve or refuse to approve plant for arresting grit and dust Power to serve Notice requiring measurement of grit and dust Power to serve Notice requiring details of fuel used Power to approve, either conditionally or otherwise, or reject, chimney heights Penalty for emission of smoke in smoke control area in England Power to require information regarding emission of pollutants and other substances into the air from premises Power to sign written notifications regarding smoke offences	CPM FHM APPROVE–CPM FHM/REFUSE COMMITTEE APPROVE–CPM FHM/REFUSE COMMITTEE CPM FHM, EHO CPM FHM, EHO APPROVE CPM FHM/REFUSE - COMMITTEE CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO
<u>Local Government (Miscellaneous Provisions) Act 1976</u> S.16 S.20 S.35 S.60	Power to obtain particulars of persons interested in land Power to serve Notice requiring provision of sanitary accommodation at places of entertainment Power to serve Notice requiring removal of obstructions from private sewer Power to revoke or suspend a vehicle license	CPM FHM, EHO, SEHO, IO, TO CPM FHM, EHO, SEHO CPM FHM, EHO, TO, SEHO CPM FHM, LO
<u>Local Government (Miscellaneous Provisions) Act 1982</u> S.29	Power to serve Notice requiring execution of works to prevent unauthorised entry to buildings and to recover expenses	CPM FHM, EHO, IO,TO, SEHO
<u>Rag Flock and Other Filling Materials Act 1951</u> S.2 S.6 S.7 S.14	Duty to maintain register Power to issue or refuse to issue licences to manufacture rag flock Power to issue or refuse to issue licences to store rag flock Power to take samples	CPM FHM APPROVE–CPM FHM/REFUSE - COMMITTEE APPROVE–CPM FHM/REFUSE - COMMITTEE CPM FHM, EHO
<u>Control of Pollution Act 1974</u> S.16 S.60 S.61	Power to serve Notice requiring removal of controlled waste Power to serve Notice re noise from construction sites Power to grant or refuse to grant Prior Approval for noise levels	CPM FHM, EHO CPM FHM, EHO CPM FHM

LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
S.64 S.65 S.66 S.67 S.93	from construction sites Power to authenticate records of noise abatement zone noise levels Power to grant consent to exceed registered levels in noise abatement zones Power to serve noise reduction Notices Authentication and registration of noise levels from new buildings in noise abatement zones Power to serve Notice requiring information	CPM FHM, EHO CPM FHM CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO
<u>Caravan Sites and Control of Development Act 1960</u> S.3 S.5 S.8 S.10 S.11	Power to issue and refuse licences Power to attached conditions to licences Power to alter conditions Power to transfer licences Power to require a site licence to be delivered up	CPM FHM CPM FHM CPM FHM CPM FHM CPM FHM
<u>Caravan Sites and Control of Development Act 1960 (continued)</u> S.19 S.23 S.25	Power to require reduction in numbers of caravans Power to prohibit caravans on commons Register of site licences	CPM FHM CPM FHM CPM FHM
<u>Building Act 1984</u> S.59 S.60 S.62 S.64 S.65 S.66 S.67 S.73 S.76 S.79 S.81 S.84	Power to serve Notice regarding defective drainage Power to serve Notice regarding use and ventilation of soil pipes Power to require sealing of disused drains Power to serve Notice requiring provision of closets Power to serve Notice requiring provision of closets at workplaces Power to serve Notice requiring replacement of earth closets Power to loan temporary sanitary conveniences Power to serve Notice requiring raising of chimney height Power to serve Notice re defective premises Power to serve Notice re ruinous and dilapidated buildings and neglected Sites Power to serve Notice re demolition works Power to serve Notice requiring drainage of yards and passages	CPM FHM, EHO, IO,TO, SEHO CPM FHM, EHO. IO, ,TO, SEHO CPM FHM, EHO, CPM, IO, FHM,TO, SEHO CPM FHM, EHO, IO, SEHO CPM FHM, EHO, IO, SEHO CPM FHM, EHO, IO, SEHO CPM FHM, EHO, SEHO CPM FHM, EHO, SEHO CPM FHM, EHO, SEHO CPM FHM, EHO, SEHO CPM FHM, EHO, SEHO CPM FHM, EHO, IO, TO, SEHO CPM FHM, EHO, SEHO CPM FHM, EHO, SEHO

<u>Pet Animals Act 1951</u>		
LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
S.1	Power to grant or refuse licences	APPROVE–CPM FHM/REFUSE – COMMITTEE
<u>Riding Establishments Act 1964 & 1970</u>		
S.1	Power to grant or refuse licences	APPROVE–CPM FHM/REFUSE - COMMITTEE
S.2	Determination of charges for licences. Power to authorise suitably qualified personnel to enter premises and inspect	COMMITTEE/CPM FHM/VET
<u>The Animal Welfare Act 2006</u>		
s.10	Improvement Notices	CPM FHM, EHO, LO, TO
s.18	Power in relation to animals in distress	CPM FHM, EHO, LO, TO
s.19	Powers of entry for section 18 purposes	CPM FHM, EHO, LO, TO
s.25	Inspection of records required to be kept by the holder if a licence	CPM FHM, EHO, LO, TO
s.26	Inspection in connection with licences	CPM FHM, EHO, LO, TO
s.27	Inspection in connection to registration	CPM FHM, EHO, LO, TO
s.28	Inspections of farm premises	CPM FHM, EHO, LO, TO
s.30	Power of local authority to prosecute offences	CPM FHM, EHO, LO, TO
s53 & Schedule 2	Powers of entry inspection and search supplementary	CPM FHM, EHO, LO, TO
s.54	Power to stop and detain vehicles	CPM FHM, EHO, LO, TO
<u>Dangerous Wild Animals Act 1976</u>		
S.1	Power to grant or refuse licences	APPROVE–CPM FHM/REFUSE - COMMITTEE
S.4	Power to seize and retain any animal.	CPM FHM, EHO, TO
S.31	Power to destroy and recover costs Power to appoint any Veterinary Surgeon, Veterinary Practitioner or such other competent person in connection with the inspection of premises	CPM FHM CPM FHM
The Animal Welfare (Licensing of Activities Involving Animals) (England) Regulations 2018	Power to grant a notice Power to take samples Power to vary a license Power to suspend or revoke a license	CPM FHM, EHO, LO, TO CPM FHM, EHO, LO, TO CPM FHM, EHO, LO, TO CPM FHM, EHO, LO, TO

<u>Food & Environment Protection Act 1985</u>	Designation of CPM FHM as proper officer to receive notification of aerial crop spraying	CPM FHM
LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
<u>Environmental Protection Act 1990</u>	Power to authorise officers to act in matters arising under the Act	CPM FHM
<u>Part I</u>		
S.6	Power to grant or refuse authorisation in respect of prescribed processes	APPROVE–CPM FHM/REFUSE - COMMITTEE
S.8(8)		CPM FHM
S.10	Revocation of authorisation for non-payment of subsistence fee	CPM FHM
S.11	Variation of authorisations by enforcing authority	CPM FHM
S.12	Variation of authorisations by holders of authorisations	CPM FHM
	Revocation of authorisation where process has not been carried on for a period of 12 months	CPM FHM
S.13		CPM FHM
S.14	Power to serve Enforcement Notices	CPM FHM
S.16(6)	Power to serve Prohibition Notices	CPM FHM
S.18	Power to appoint inspectors for the purposes of Part I of the Act	CPM FHM
S.19	Power to deal with cause of imminent danger of serious harm	CPM FHM, EHO
	Power to serve Notice to obtain information	
<u>Part II</u>		
S.33	Prohibition on unauthorised or harmful deposits	CPM FHM, EHO, EA, SNW, NW, TO
S.33ZA	Power to serve a fixed penalty notice for unauthorised or harmful deposits	CPM FHM, EHO, EA, SNW, NW, TO
S.34	Duty of Care	CPM FHM, EHO, EA, SNW, NW, TO
S.46	Power to require household waste to be placed in receptacles as specified	CPM FHM, EHO, EA, SNW, NW, TO
S.47	Power to require receptacles for commercial or industrial waste to be provided	CPM FHM, EHO, EA, EA, SNW, NW, TO
S.59	Powers to require removal of waste unlawfully deposited.	CPM FHM, EHO, EA, SNW, NW, TO
S.71	Obtaining of information from persons	
<u>Part III</u>		
S.80		
S.81(1)	Power to serve Notice requiring abatement of statutory nuisance	CPM FHM, EHO, TO
	Power to serve Notice under S.80 where nuisance caused by more than one person	CPM FHM, EHO, TO
S.81(2)	Power to serve Notice under S.80 where cause of nuisance arises outside district	CPM FHM, EHO, TO
S.81A		
<u>Part IV</u>		
S.88	Expenses recoverable from owner to be charge on premises	CPM FHM, EHO, FHM
	Fixed Penalty Notices for leaving litter	CPM FHM, EHO, EA, SNW, NW

S.92 S.93 <u>Part VIII</u> S.149	Power to serve litter abatement Notice Power to serve street litter control Notice Seizure of stray dogs	CPM FHM, CPM FHM, CPM FHM, EHO, EA, SNW, NW, TO
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LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
<u>The Littering from Vehicles Outside London (Keepers: Civil Penalties) Regulation 2018</u>	Power to serve fixed penalty notice for littering from vehicles	EA, SNW, LO, EHO, NW
<u>Environment Act 1995</u> S.78B S.78C S.78E S.78N S.78P S.78R S.78T S.108(6) General provision under Part II	Notice that Local Authority has identified Notice of designation of special site Service of remediation notices Works in default Recovery of costs Set charges for copy of register entries Notice of confidentiality Powers of entry (Part IIA)	CPM FHM CPM FHM CPM FHM CPM FHM CPM FHM CPM FHM CPM FHM CPM FHM CPM FHM, EHO, SO
<u>Environmental Permitting (England and Wales) Regulations 2016</u> <u>Regulation 13</u> <u>Regulation 18</u> <u>Regulation 20</u> <u>Regulation 21</u> <u>Regulation 22</u> <u>Regulation 23</u> <u>Regulation 36</u> <u>Regulation 37</u> <u>Regulation 57</u> <u>Regulation 61</u>	Grant of an Environmental Permit Consolidation of an Environmental Permit Variation of an Environmental Permit Transfer of an Environmental Permit Revocation of an Environmental Permit Revocation of an Environmental Permit: steps to be taken after the revocation takes effect Enforcement Notices Suspension Notices Power of the regulator to prevent or remedy pollution Power to Require the Provision of Information	CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO
<u>Dangerous Dogs Act 1991</u> S.5	Seizure of exempted dogs and dogs dangerously out of control	CPM FHM, EHO, EA, SNW, NW
<u>Water Act 1989</u> S.55	Power to require a water undertaker to provide a supply other than in pipes	CPM FHM, EHO, SO

<u>Water Industry Act 1991</u>		
S.77	Duty of LA to keep itself informed of water quality	CPM FHM, EHO, SO
S.78	Duty of LA to notify water undertaker and Secretary of State of unsatisfactory public supply	CPM FHM, EHO, SO
S.79	Power to LA to require water undertaker to provide a wholesome supply of water	CPM FHM, EHO, SO
S.80	Remedial powers of LA in relation to private water supply	CPM FHM, EHO, SO
LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
S.81	Requirement to confirm certain private supply notices with Secretary of State	CPM FHM, EHO, SO
S.82	Enforcement and variation of private supply notices	CPM FHM, EHO, SO
S.83	Duty of LA to act as if a water undertaker in certain circumstances	CPM FHM, EHO, SO
S.84	Powers of Entry	CPM FHM, EHO, SO
S.85	Power to obtain information	CPM FHM, EHO, SO
<u>Private Water Supplies Regulations 2016</u>		
S.18	Notice to ensure that any private supply of water, intended for human consumption, does not constitute a potential danger to human health.	CPM FHM, EHO, SO
<u>Food Safety Act 1990</u>	<p>Power to authorise, in writing, any person (whether or not an Officer of the Authority) either generally or specifically, to act in matters arising under the Act and Regulations or Orders made thereunder, including the approval of establishments, (subject to no person being authorised unless he/she has such qualifications as may be prescribed by Regulations) Officers as detailed are authorised to act under the following:-</p> <p>Section 9: (Inspection and seizure of suspected food) Section 32: (Powers of entry under Principal Act and Regulations made thereunder)</p>	<p>CPM FHM</p> <p>CPM FHM, EHO CPM FHM, EHO</p>

<u>The Products of Animal Origin (Third Country Imports) (England) Regulations 2006</u> Regulation 5 Regulation 7 Regulation 8 Regulation 9 Regulation 11 Regulation 24 Regulation 25	To act as an authorised officer either generally or specially, to act in matters arising under the Regulations. Exercise of enforcement powers. Powers of entry and inspection. Powers in relation to documents. Application for warrant. Consignments and products illegally introduced into England- Notice taking charge of consignment or product. Products dangerous to animal or public health- Notice taking charge of consignment or product.	CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO
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<u>The Products of Animal Origin (Import and Export) Regulations 1996</u>		
LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
Regulation 6(2)	Power of entry to authorised officer of the Authority.	CPM FHM, EHO
Regulation 6(3)	Enforcement powers of authorised officer.	CPM FHM, EHO
Regulation 13 (2)	Power to inspect imported foods at their place of destination all products of animal origin imported into Great Britain.	CPM FHM, EHO
Regulation 13(3)	Power to inspect products of animal origin at any time during transport to their place of destination where information leads him to suspect an infringement of these Regulations or any animal or public health condition relating to imports.	CPM FHM, EHO
Regulation 16	Service of notice prohibiting movement of a consignment posing a serious hazard to animals or humans or to order the batch to be destroyed or used in some other way.	CPM FHM, EHO

LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
<u>The Official Feed and Food Controls (England) Regulations 2007</u> Regulation 18 Regulation 30 Regulation 35 Regulation 36 Regulation 37	Powers of entry. Service of Notices pursuant of official detention under Article 18 or 19(1) of EC Regulation 882/2004 (Imports of feed and food from 3 rd countries). Procurement by authorized officer of samples with regard to food. Analysis of samples. Powers of entry.	CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO CPM FHM, EHO
<u>The Food Safety and Hygiene (England) Regulations 2013:</u> Reg. 6 Reg. 7 Reg. 8 Reg. 9 Reg. 10 Reg. 14 Reg. 15 Reg. 16 Reg. 29	Hygiene Improvement Notices Hygiene Prohibition Notices Hygiene emergency prohibition notices and orders Remedial Action Notices Detention notices Procurement of samples Analysis of samples Powers of entry Certification of food which has not been produced processed or distributed in accordance with the Hygiene Regulations.	EHO, FHM EHO, FHM EHO, FHM EHO, FHM EHO, FHM EHO, FHM EHO, FHM EHO, FHM EHO, FHM, TO EHO, FHM
<u>Public Health (Control of Diseases) Act 1984</u> S.1 S.16	Power to appoint Proper Officers for the purposes of notifiable disease and food poisoning LA may resolve to make temporary order in relation to making a	CPM FHM
S.23 S.4 S.25 S.26 S.28 S.30	disease notifiable within its district, other than those specified in S.10 and S.13 Prohibition and restriction of admission of persons under a prescribed age to places of entertainment or assembly Power to require information from the occupier of any building in relation to the laundering of articles Power to disinfect or destroy library books exposed to infection from notifiable disease Power to serve notice in relation to infected material Prohibition of certain work on premises were notifiable disease	DR, CPM FHM DR, CPM FHM DR, CPM FHM DR, CPM FHM DR, CPM FHM DR, CPM FHM

S.31	exists	DR, CPM FHM
S.32	Power to serve notice on owners and occupiers of houses in relation to cessation of occupation after recent case of notifiable disease Power to serve notice to cleanse and disinfect premises and to disinfect and destroy articles Power to cause the removal of any person from any house where infectious disease has occurred, and the provision of temporary accommodation	DR, CPM FHM DR, CPM FHM
S.34	Power to provide for disinfection of public conveyance	DR, CPM FHM
S.37	Power to apply to a Justice of the Peace for an order to remove to hospital a person suffering from a notifiable disease	DR, CPM FHM
S.38	Power to apply to a Justice of the Peace for the detention in hospital of a person suffering from a notifiable disease	DR, CPM FHM
S.41	Power to remove by order a person suffering from a notifiable disease from a common lodging house to a hospital	DR, CPM FHM
S.42	Power to apply to a Magistrates' Court for a common lodging house to be closed	CPM FHM
S.51	Power to take such steps as necessary to prevent the spread of infectious disease in relation to persons on a canal boat.	CPM FHM
<u>Public Health (Infectious Diseases) Regulations 1988</u> Reg.11	Power to take measure for destroying all rats in district and preventing rats from gaining entry to buildings	DR, CPM FHM
<u>National Assistance Act 1948 (As Amended)</u> S.47	Power to appoint Proper Officers	CPM FHM
LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
<u>Animal Health Act 1981</u> S.52	Relating to appointment of inspectors and other officers for execution and enforcement of Act, Regulations and Orders made thereunder	CPM FHM, EHO
<u>The Agriculture (Miscellaneous Provisions) Act 1968</u> S.6(2)	Authorisation in writing of officers to act in relation to matters arising under the Act, Regulations or Orders made thereunder	CPM FHM
<u>Natural Mineral Waters Regulations 1985</u> Reg.4	Recognition of natural mineral waters	CPM FHM

<u>Health and Safety at Work Etc. Act 1974 and the Relevant Statutory Provisions</u>	<p>To appoint inspectors and other persons for the purposes of the Act and relevant statutory provisions. The Act gives appointed powers to serve notices, enter premises, remove/render harmless articles or substances, investigate, examine, take recordings, photographs, measurements, seize articles or substances, require information, take copies of documents etc.</p> <p>Section 20(2) a-m inclusive. (Powers of inspection) Section 21 (Improvement Notices) Section 21 (Prohibition Notices) Section 25 (Power to deal with cause of imminent danger) All Regulations made under the HSWA 1974 All of the provisions of the Acts mentioned in Schedule 1 of the HSWA 1974 which are specified in the third column of that schedule</p>	<p>CPM FHM, EHO, TO CPM FHM, EHO, TO CPM FHM, EHO, TO CPM FHM, EHO, TO CPM FHM, EHO, TO CPM FHM, EHO, TO</p>
<u>The Health and Safety (Enforcing Authority) Regulations 1989</u>	Transfer of premises	CPM FHM
<u>Sunday Trading Act 1994</u> Para.3 Sched2	Relating to appointment of Officers to enforce the provisions of the Act	CPM FHM, EHO
<u>Zoo Licensing Act 1981</u>	<p>Power to issue licences Granting of requests for dispensations Power to refuse licences</p>	<p>CPM FHM CPM FHM Committee</p>

LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
<u>Food & Environment Protection Act 1985 - The Control of Pesticides Regulations 1986</u>	Designation of appropriate officers for the purposes of enforcement of the Act and Regulations	CPM FHM
<u>Public Health Act 1975 Section 164</u>	Dog Prohibition Areas Byelaws	CPM FHM, EHO, EA, SNW
<u>Town and Country Planning Act 1990 Section 215</u>	Power to require proper maintenance of land	CPM FHM, EHO, TO
<u>Town and Country Planning Act 1990 Section 330</u>	Power to require information as to interest in land.	CPM FHM, EHO, IO, TO, SEHO
<u>Refuse Disposal (Amenity) Act 1978</u>	Material abandoned	CPM FHM, EHO
<u>Licensing Act 2003 S.10</u>	Discharge of any function permitted by Section 10 to officers	CPM FHM, LO

LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
<u>Licensing Act 2003</u> S59 S96 S108 S179 Section 55A Section 92A	Power of entry to inspect premises before grant of licence etc. Power of entry to inspect premises before grant of club certificate etc. Right of entry where temporary event notice given Right of entry to investigate licensable activities Suspension of a premise licence for failing to pay annual fee Suspension of club premises certificate for failing to pay annual fee	CPM FHM, EHO, LO CPM FHM, EHO, LO CPM FHM, EHO, LO CPM FHM, EHO, LO CPM FHM, EHO, LO CPM FHM, EHO, LO
<u>Gambling Act 2005</u>	Officer delegation In accordance with the Gambling Act delegation scheme approved by the Licensing Act Committee.	CPM FHM, LO
<u>Criminal Justice and Police Act 2001</u> S19	Power to serve a premises closure notice for unauthorised alcohol sales	CPM FHM, LO, EHO
<u>Health Act 2006 and regulations made thereunder</u>	Authorise persons to undertake smoke free duties and responsibilities, including power of entry.	CPM FHM, EHO, EA, LO
<u>The Clean Neighbourhoods and Environment Act 2005</u> S.92 S.92 A-C S.94 A S.94 B S.77-79 S.3-5 S.6-9 S.55-58	Litter Provisions “ “ Free Literature Alarms, Powers of Entry Nuisance Parking Nuisance Vehicles Dog Control Orders	CPM FHM, EHO, TO EHO, CPM FHM, TO EHO, CPM FHM, TO EHO, CPM FHM, TO EHO, CPM FHM, TO EHO, CPM, FHM, TO EHO, CPM FHM, TO CPM FHM, TO
<u>Housing Act 1985</u> Part 10	Overcrowding	CPM FHM; EHO; IO, TO
<u>Housing Act 2004</u> Parts 1 – 7	Housing conditions, Licensing of Houses in Multiple occupation,	CPM FHM; EHO; IO, TO, SEHO

LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
	Selective Licensing of other residential accommodation, additional provisions in relation to residential accommodation, Home Information Packs, other provisions about housing, and supplementary and final provisions	CPM FHM; EHO; IO,TO,SEHO CPM FHM; EHO; IO,TO,SEHO
s.11 & 12	Service of improvement notices for cat 1 and cat 2 hazards.	CPM FHM; EHO; IO,TO,SEHO
s.20 & 21	Service of prohibition notices for cat 1 and cat 2 hazards.	CPM FHM; EHO; IO,TO,SEHO
s.28 & 29	Service of hazard awareness notices for cat 1 and cat 2 hazards.	CPM FHM; EHO; IO,TO,SEHO
s.40	Power to carry out emergency remedial action	CPM FHM; EHO; IO,TO,SEHO
s.41	Service of notice of emergency remedial action.	CPM FHM; EHO; IO,TO,SEHO
s.42	Recovery of expenses of taking emergency remedial action.	CPM FHM; EHO; IO,TO,SEHO
s.43	Service of emergency prohibition orders.	CPM FHM; EHO; IO,TO,SEHO
s.49	Recovery of expenses relating to enforcement action	CPM FHM; EHO; IO,TO,SEHO
s.55	Licensing of HMOs	CPM FHM; EHO; IO,TO,SEHO
s.61	Requirement for HMOs to be licensed	CPM FHM; EHO; IO,TO,SEHO
s.63	Applications for licences.	CPM FHM; EHO; IO,TO,SEHO
s.64	Grant or refusal of licence	CPM FHM; EHO; IO,TO,SEHO
s.66	Tests for fitness etc. and satisfactory management arrangements	CPM FHM; EHO; IO,TO,SEHO
s.67	Licence conditions (Mandatory licensing)	CPM FHM; EHO; IO,TO,SEHO
s.70	Revocation of Licences	CPM FHM; EHO; IO,TO,SEHO
s.72	Offences in relation to licensing of HMOs	CPM FHM; EHO; IO,TO,SEHO
s.86	Service of Temporary Exemption Notice	CPM FHM; EHO; IO,TO,SEHO
s.88	Grant or refusal of licence	CPM FHM; EHO; IO,TO,SEHO
s.89	Tests for fitness etc. and satisfactory management arrangements	CPM FHM; EHO; IO,TO,SEHO
s.90	Licence conditions (Selective Licensing)	CPM FHM; EHO; IO,TO,SEHO
s.92	Variation of licenses	CPM FHM; EHO; IO,TO,SEHO
s.93	Revocation of licences	CPM FHM; EHO; IO,TO,SEHO
s.131 Power to enter premises to carry out works in connection with Interim or Final Management orders, Improvement notices (schedule 3(3)(4) or Empty Dwelling Management Orders (schedule 7).		
s.234	Management in respect of HMOs	CPM FHM; EHO; IO,TO,SEHO
s.235 Power to require documents to be produced.		
s.239 Power to enter premises for survey and examination to determine whether parts 1-4 and 7 should be exercised.	Including determining whether any category 1 or 2 hazard exists Determining whether any enforcement action to remedy category 1 or 2 hazard has been complied with Inspection in connection with licensing of houses in multiple occupation and selective licensing of other residential	CPM FHM; EHO; IO,TO,SEHO CPM FHM; EHO; IO,TO,SEHO

LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
Schedule 3 (3) Schedule 5, Part 1 Schedule 5, Part 2 Schedule 6, Part 1 Schedule 6, Part 2 Schedule 13A, s1-3 Schedule 13A, s5-8 Schedule 13A, s9	accommodation Inspection in connection with Interim and Final Management Orders Inspection in connection with Empty Dwelling Management Orders Recovery of expenses for improvement notices. Provisions relating to Grant or Refusal of Licence Provisions relating to variation or revocation of licences Provisions relating to making of management orders Provisions relating to variation or revocation of management orders Notice of Intent to impose financial penalty Final notice to impose financial penalty Withdrawal or amendment of notice	CPM FHM; EHO; IO,TO,SEHO CPM FHM; EHO; IO,TO,SEHO CPM FHM; EHO; IO,TO,SEHO CPM FHM; EHO; IO,TO,SEHO CPM FHM; EHO; IO,TO,SEHO CPM FHM; EHO; SEHO, CPM FHM; SEHO CPM FHM; SEHO CPM FHM, SEHO CPM FHM, SEHO
<u>The Smoke and Carbon Monoxide Alarm (England) Regulations 2015</u> s.5 s.7 s.8,	Duty to serve remedial action notice Duty of local housing authority to arrange remedial action Power to issue penalty charge for breach of s6	CPM FHM; EHO; IO,TO,SEHO CPM FHM; EHO; IO,TO,SEHO CPM FHM; EHO; IO,TO,SEHO
<u>Housing and Planning Act 2016</u> s.15 s.19 Schedule 9, s249A Schedule 13A, s1-3 Schedule 13A, s5-8 Schedule 13A, s9	Application and notice of intended proceedings for Banning Order Power to require information Power to impose financial penalty for certain housing offences Notice of Intent to impose financial penalty Final notice to impose financial penalty Withdrawal or amendment of notice	CPM FHM; EHO; IO,TO, SEHO CPM FHM; EHO; IO,TO, SEHO CPM FHM; EHO; SEHO CPM FHM; EHO; SEHO, IO,TO CPM FHM; SEHO CPM FHM; SEHO
<u>Energy Efficiency (Private Rented Property) (England and Wales) Regulations 2015</u> EPCs Part 3, Chapter 5 Part 3, Chapter 6	Authorised officers and service of compliance notices Penalty notices, publication of notices, and breaches. Reviews, waiving and modification of penalties	CPM FHM; EHO; IO,TO, SEHO CPM FHM; EHO; IO,TO, SEHO
<u>Redress Schemes for Lettings Agency Work and Property Management Work (Requirement to belong to a Scheme etc) (England) Order 2014 (the Order)</u>		

LEGISLATION	EXTENT OF DELEGATION	OFFICER/PERSON DELEGATED
Part 4	Enforcement, penalty for breach of requirement. Appeals. Recovery of monetary penalty	CPM FHM; EHO; IO,TO, SEHO
Schedule	Procedure for imposition of monetary penalty	CPM FHM; EHO; IO,TO, SEHO
<u>Criminal Justice and Public Order Act 1994</u> Sections 77-80	To serve statutory notices and take all necessary steps to secure the removal of unauthorised campers	CPM FHM, EHO
<u>Scrap Metal Dealers Act 2013</u> s.3 s.9 s.16		CPM FHM, EHO, EA, LO
<u>On behalf of Nottingham City Council, Broxtowe Borough Council, Rushcliffe Borough Council and Gedling Borough Council.</u> <u>Local Government (Miscellaneous Provisions) Act 1976</u> S53(3) S68 S73	 Produce drivers badge/licence for inspection To inspect and test vehicles at reasonable times and suspend the licence if not satisfied as to their fitness Obstruction of authorised officer	 CPM FHM, LO CPM FHM, LO CPM FHM, LO

Authorisation for the Anti-Social Behaviour, Crime and Policing Act 2014

Legislation	Extent of Delegation	Officer/Person Delegated
Anti-Social Behaviour, Crime and Policing Act 2014		
Community Protection Notice Chapter One Part 4 Sec 43	Power to issue notices	Community Safety Officer Anti-Social Behaviour Coordinator Community Protection Manager Food, Health and Housing Manager Environmental Health Officer Senior Neighbourhood Warden, TO
Chapter One Part 4 Sec 47	Remedial action by local authority	Community Safety Officer Anti-Social Behaviour Coordinator Community Protection Manager Food, Health and Housing Manager Environmental Health Officer Senior Neighbourhood Warden, TO
Chapter One Part 4 Sec 49	Remedial orders	Community Safety Officer Anti-Social Behaviour Coordinator Community Protection Manager Food, Health and Housing Manager Environmental Health Officer Senior Neighbourhood Warden, TO
Chapter One Part 4 Sec 50	Forfeiture of item used in commission of offence	Community Safety Officer Anti-Social Behaviour Coordinator Community Protection Manager Food, Health and Housing Manager Environmental Health Officer Senior Neighbourhood Warden, TO
Chapter One Part 4 Sec 51	Seizure of an item used in commission of offence	Community Safety Officer Anti-Social Behaviour Coordinator Community Protection Manager Food, Health and Housing Manager Environmental Health Officer Senior Neighbourhood Warden, TO

Chapter One Part 4 Sec 52	Fixed penalty notices	Community Safety Officer Anti-Social Behaviour Coordinator Community Protection Manager Food, Health and Housing Manager Environmental Health Officer Senior Neighbourhood Warden, TO
Public spaces protection orders Chapter Two - Sec 59	Power to make orders	Community Protection Manager Food Health and Housing Manager
Chapter Two – Sec 61	Variation and discharge of orders	Solicitor and Monitoring Officer Community Protection Manager Food Health and Housing Manager
Chapter Two – Sec 63	Consumption of alcohol in breach of prohibition in order	Community Safety Officer Anti-Social Behaviour Coordinator Community Protection Manager Food, Health and Housing Manager Environmental Health Officer Senior Neighbourhood Warden Neighbourhood Wardens
Chapter Two – Sec 68	Fixed penalty notices	Community Safety Officer Anti-Social Behaviour Coordinator Community Protection Manager Food, Health and Housing Manager Environmental Health Officer Senior Neighbourhood Warden
Closure Notices Chapter Three Sec 76	Power to issue closure notices	Community Protection Manager Food Health and Housing Manager
Chapter Three Sec 78	Cancellation or variation of closure notice	Community Protection Manager Food Health and Housing Manager
Chapter Three Sec 79	Service of notices	Community Safety Officer Anti-Social Behaviour Coordinator Community Protection Manager Food, Health and Housing Manager Environmental Health Officer

<p>Closure orders</p> <p>Chapter Three Sec 80</p> <p>Chapter Three Sec 82</p> <p>Chapter Three Sec 83</p> <p>Chapter Three Sec 85</p>	<p>Power of court to make closure orders</p> <p>Extension of closure orders</p> <p>Discharge of closure orders</p> <p>Enforcement of closure orders</p>	<p>Senior Neighbourhood Warden</p> <p>Community Protection Manager Food Health and Housing Manager</p> <p>Community Protection Manager Food Health and Housing Manager</p> <p>Community Protection Manager Food Health and Housing Manager</p> <p>Community Safety Officer Anti-Social Behaviour Coordinator Community Protection Manager Food, Health and Housing Manager Environmental Health Officer Senior Neighbourhood Warden</p>
<p>Road Traffic (Vehicle Emissions) (Fixed Penalty) (England) Regulations 2002</p>	<p>Power to issue a Fixed Penalty Notice under Regulation 6(3)</p>	<p>CPM FHM, EHO, TO, SO</p>

GENERALLY

Authorisations Required

The Corporate Director for Public Protection is empowered to authorise suitably qualified EHOs, SEHOs, FHMs, CPMs, TOs, IOs and other officers, as appropriate, to undertake duties and responsibilities, including Powers of Entry, under the following statutes and regulations and orders made thereunder:-

1	Public Health Act 1936
2	Public Health Act 1961
3	Prevention of Damage by Pests Act 1949
4	Clean Air Act 1993
5	Local Government (Miscellaneous Provisions) Act 1976
6	Local Government (Miscellaneous Provisions) Act 1982
7	Rag Flock & Other Filling Materials Act 1951
8	Control of Pollution Act 1974
9	Caravan Sites & Control of Development Act 1960
10	Building Act 1984
11	Dangerous Wild Animals Act 1976
12	Food and Environment Protection Act 1985
13	Environmental Protection Act 1990
14	The Littering from Vehicles Outside London (Keepers: Civil Penalties) Regulation 2018
15	Environment Act 1995
16	Dangerous Dogs Act 1991
17	Water Act 1989
18	Water Industry Act 1991
19	Food Safety Act 1990
20	The Products of Animal Origin (Third Country Imports) (England) Regulations 2006
21	The Products of Animal Origin (Import and Export) Regulations 1996
22	The Official Feed and Food Controls (England) Regulations 2007
23	The Food Safety and Hygiene (England) Regulations 2013
24	Public Health (Control of Diseases) Act 1984
25	Public Health (Infectious Diseases) Regulations 1988
26	Public Health Act 1875 - Section 164 Part (Dog Prohibition Areas)
27	National Assistance Act 1948 (as amended)
28	Animal Health Act 1981
29	The Agriculture (Miscellaneous Provisions) Act 1968
30	Natural Mineral Waters Regulations 1985
31	Health & Safety at Work Etc. Act 1974
32	Health & Safety (Enforcing Authority) Regulations 1989
33	Sunday Trading Act 1994
34	Zoo Licensing Act 1981
35	The Animal Welfare Act 2006
36	Food & Environment Protection Act 1985 – The control of pesticides regulations 1986
37	The Control of Pesticides Regulations 1986
38	Public Health Act 1975
39	Town and Country Planning Act 1990
40	Refuse Disposal (Amenity) Act 1978
41	Licensing Act 2003
42	Anti-Social Behaviour Act 2003
43	Licensing Act 2003
44	Gambling Act 2005
45	Criminal Justice and Police Act 2001

46	Health Act 2006
47	The Clean Neighbourhoods and Environment Act 2005
48	Housing Act 1985
49	Housing Act 2004
50	Criminal Justice and Public Order Act 1994
51	Scrap Metal Dealers Act 2013
52	Authorisation for the Anti-Social Behaviour, Crime and Policing Act 2014
53	Private Water Supplies Regulations 2009
54	The Animal Welfare (Licensing of Activities Involving Animals) (England) Regulations 2018
55	Road Traffic (Vehicle Emissions) (Fixed Penalty) (England) Regulations 2002