

21st June 2016

Policy, Finance and Resources Committee

**Food Safety and Health & Safety Enforcement Service
Plans 2016/17**

Report of: *Mark Stanbury, Environmental Health Manager*

Wards Affected: *All*

This report is: *Public*

1. Executive Summary

- 1.1 Brentwood Borough Council must provide Service Plans for approval by Members with respect to its statutory obligations to enforce all relevant provisions of food safety and health and safety legislation within its area. These Service Plans identify how the service intends carrying out the proactive and reactive elements of inspections and investigations to ensure the continuing safety of both business employees and the public. It also includes measures taken to aid businesses in compliance such as the provision of training and the food hygiene rating scheme.

2. Recommendations

- 2.1 That the Food Safety (Appendix A) and Health & Safety Enforcement Service Plans 2016/17 (Appendix B) be approved by Members.**

3. Introduction and Background

- 3.1 Both Service Plans are required by legal Code of Practice produced by the Health and Safety Executive and Food Standards Agency. These documents dictate the measures necessary to ensure that all relevant businesses are inspected relative to risk. Such Service Plans are approved by Committee on an annual basis.

4. Issue, Options and Analysis of Options

- 4.1 Member approval is sought as these service plans (although a statutory requirement) impact significantly upon businesses. However, in following the requirements of the Governments' Better Regulation Agenda, this will be done in a transparent and accountable way having proper regard to the sensitivities of business and the local economy. There are no other

options available as an alternative to legal enforcement and compliance with regulatory codes.

5. Reasons for Recommendation

- 5.1 Members are required to approve these Plans as they directly affect the welfare of businesses, the public and visitors to the Borough. The Food Safety Plan ensures that high standards are maintained in commercial food production, and the Health and Safety Plan ensures the safety of local employees, the public and visitors to businesses.

6. Consultation

- 6.1 No consultation is required in advance of submission of these Plans to Committee.

7. References to Vision for Brentwood 2016-2019

- 7.1 With regard to the priority; 'Community and Health' these service plans support businesses by safe-guarding public safety through risk-based regulation as applied in accordance with the 'Regulators Code produced under the Governments' Better Regulation Agenda'.
- 7.2 With regard to the priority; 'Economic Development' the service plans support economic growth through improvements directly in Brentwood's businesses.

8. Implications

Legal Implications

Name & Title: Daniel Toohey, Monitoring Officer

Tel/Email: 01277312860/ daniel.toohey@brentwood.gov.uk

- 8.1 The Head of Legal Services and Monitoring Officer has been consulted and is in agreement with the legal information provided in these reports.

Financial Implications

Name & Title: Christopher Leslie, Finance Director and Section 151 Officer

Tel/Email: 01277 312542/christopher.leslie@brentwood.gov.uk

- 8.2 The Finance Director and Section 151 Officer has been consulted and states that there are no financial implications arising directly from this report.

Other Implications (*where significant*) – i.e. Health and Safety, Asset Management, Equality and Diversity, Risk Management, Section 17 – Crime & Disorder, Sustainability, ICT.

8.3 There are no corporate health and safety or asset management implications. There are no equality/diversity or risk management implications.

9. **Background Papers** (include their location and identify whether any are exempt or protected by copyright)

Food Law Code of Practice

<http://www.food.gov.uk/enforcement/enforcementwork/food-law/> **Food Law Practice**

Guidance England

<http://multimedia.food.gov.uk/multimedia/pdfs/practiceguidanceeng.pdf>

Food Standards Act

<http://www.legislation.gov.uk/ukpga/1999/28/contents>

National Local Authority (LA) Enforcement Code

<http://www.hse.gov.uk/lau/la-enforcement-code.htm>

10. **Appendices to this report**

Appendix A - Food Safety Service Plan 2016/17

Appendix B - Health and Safety Service Plan 2016/17

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