

AGENDA ITEM No. .. 18

NORTH LANARKSHIRE COUNCIL

REPORT

To: ENVIRONMENTAL SERVICES COMMITTEE	Subject: AUTHORISATION OF OFFICERS WITH REGARD TO STATUTORY DUTIES
From: DIRECTOR OF ENVIRONMENTAL SERVICES	
Date: 5th January, 1999. Ref: GB/EF	

PROPOSED DECISION

To authorise the officers listed in Appendices 1 and 2 of this report to carry out the duties in terms of the legislation described in the respective Appendices.

BACKGROUND

The Department has to undertake the statutory duties as described in the attached appendices.

To do this officers undertaking Environmental Health and Trading Standards duties must be formally authorised by the Council in terms of the legislation they are required to enforce. To take account of staff changes it is therefore, requested that the Committee approve the updated list of officers in Appendices 1 and 2 of this report to undertake duties in terms of all the legislation listed.

Thereafter officers will be provided with new or amended warrant cards listing the legislation they are authorised to enforce.

RECOMMENDATION

I recommend that the Committee approve the report.

M'Kenzie L. Hutton

APPENDIX 1

STAFF AUTHORISATIONS

Legislation:-

1. Authorisation is required to exercise the powers (including the powers of entry, inspection and sampling where authorised by statute) and the carry out the duties appropriate to their employment under the Acts, Regulations and Orders listed hereunder, as follows, viz

Environment Act, 1995
 Public Health (Scotland) Act, 1897
 Food Safety Act, 1990
 Caravan Sites and Control of Development Act, 1960
 Clean Air Acts, 1956-93
 Civic Amenities Act, 1967
 Health and Safety at Work etc. Act, 1974
 Control of Pollution Act, 1974
 Prevention of Damage by Pests Act, 1949
 Housing (Scotland) Act, 1987
 Environmental Protection Act, 1990
 National Assistance Act, 1948 (Section 50)
 Control of Pollution (Amendment) Act, 1989
 Refuse Disposal (Amenity) Act, 1978
 Civic Government (Scotland) Act, 1982
 Food and Environment Protection Act, 1985
 Local Government (Scotland) Act, 1973
 Noise and Statutory Nuisance Act, 1993
 Animal Health Act, 1981
 The Licensing (Scotland) Act 1976
 The Pet Animals Act 1951
 The Riding Establishments Acts 1964 and 1970
 The Animal Boarding Establishments 1963
 The Breeding of Dogs Act 1973
 The Dangerous Wild Animals Act 1976
 The Sale of Venison (Scotland) Act 1968
 The Game Act 1851
 The Methylated Spirits (Sale by Rental) (Scotland) Act 1973
 Local Government (Scotland) Act 1973

In addition, authority is required for the officers to themselves authorise any person to accompany them, if necessary, on visits to premises for the purpose of carrying out their duties in terms of the Health and Safety at Work etc. Act, 1974.

Specific written authorisation is also required for the officer listed below to exercise the power of an inspector specified in:-

- (i) Sections 20, 21, 22 and 25 of the Health and Safety at Work etc. Act, 1974
- (ii) any health and safety regulations made under the above Act, and
- (iii) the provision of the Act mentioned in Schedule 1 to the Health and Safety at Work etc. Act, 1974 which are specified in the third column of that schedule and of the regulations, orders or other instruments of a legislative character made or having effect under any provision so specified.

Staff/...

Staff:-

McKenzie Hutton
Graham Bryceland
David J. Connolly
Robert Ritchie
Jeffrey Tonner
Lindsay Adair
Robert Docherty
Elizabeth Gray
Irene Morrison
Margaret Crawford
Alastair Lee
James Brannigan
John Hearty
Arthur Barnes
William Burns
Andrew Allardyce
Daniel Cameron
John McEwan
Robert Sherry
James Roy Adair
Drew McLean
Gordon Jorgenson
Thomas Lachlan
Carol Anne Penman
Elaine Scott
Richard Procter
Andrew Ferguson
Douglas Calder
Hazel McLaughlan
Peter Alish
Gordon Cunningham
Brian Whitelaw
John Morgan
Neil McGeachy
Lois Pickering
George Barr
Jane McGahan
Mark Robertson
Thomas Gorman
Emma Gillanders
Mark Ferrier

Appendix 2

STAFF AUTHORISATIONS

Legislation:-

Authorisation is required to exercise the powers (including the powers of entry, inspection and sampling where authorised by statute) and carry out the duties appropriate to their employment under the Acts, Regulations and Orders listed hereunder, as follows, viz:

Agricultural Produce (Grading and Marking) Acts, 1928 and 1931
 Agriculture Act, 1970
 Animal Health Act, 1981
 Children and Young Persons (Protection From Tobacco) Act, 1991
 Civic Government (Scotland) Act, 1982
 Clean Air Act, 1993
 Consumer Credit Act, 1974
 Consumer Protection Act, 1987
 Control of Pollution Act, 1974
 Courts and Legal Services Act, 1990
 Development of Tourism Act, 1969 (Price Display)
 Education Reform Act, 1988
 Energy Act, 1976
 Energy Conservation Act, 1981
 Environment And Safety Information Act, 1988
 Estate Agents Act, 1979
 European Communities Act, 1972
 Fair Trading Act, 1973
 Food and Environment Protection Act, 1985
 Hallmarking Act, 1973
 Health and Safety at Work etc. Act , 1974
 Medicines Act, 1968
 Motor Cycle Noise Act, 1987
 Pesticides (Fees and Enforcement) Act, 1989
 Petroleum (Consolidation) Acts, 1928 and 1936
 Poisons Act, 1972
 Prices Act, 1974 and 1975
 Property Misdescriptions Act, 1991
 Telecommunications Act, 1984
 Timeshare Act, 1992
 Trade Descriptions Act, 1968
 Trade Marks Acts, 1938 and 1994
 Video Recordings Act, 1984 and 1993
 Weights and Measures Acts, 1976 and 1985
 Acts of Sederunt
 Agriculture and Horticulture Act, 1964
 Banking Act, 1987
 Bankruptcy (Scotland) Act, 1993
 Buildings Societies Act, 1986
 Children and Young Persons Act, 1937
 Civil Jurisdiction and Judgements Act, 1982
 Companies Act, 1985
 Company Directors Disqualification Act, 1986
 Competition Act, 1980
 Consumer Arbitration Agreements Act, 1988
 Copyright/...

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Appendix 2 (Cont'd)

Copyright Acts, 1956 and 1983
 Copyright, Designs and Patents Act, 1988

Credit Unions Act, 1979
 Criminal Justice (Scotland) Act, 1980
 Debtors (Scotland) Act, 1987
 Emergency Laws (re-enactments and Repeals) Act, 1964
 Environmental Protection Act, 1990
 Financial Services Act, 1986
 Hire Purchase Act, 1964
 Insolvency Acts, 1985 and 1986
 Insurance Brokers (Registration) Act, 1977
 Insurance Companies Acts, 1981 and 1982
 Law Reform (Miscellaneous Provisions) (Scotland) Act, 1990
 Plant Varieties and Seeds Act, 1964
 Protection of Children (Tobacco) Act, 1986
 Resale Prices Act, 1976
 Restrictive Trade Practices Act, 1976 and 1977
 Road Traffic Act, 1988 (Safety of Crash Helmets)
 Sale and Supply of Goods Act, 1984
 Sale of Goods Act, 1979
 Supply of Goods (Implied Terms) Act, 1973
 Unfair Contract Terms Act, 1984
 Agriculture Act, 1967 (meat and Livestock Commission's schemes for classification and price marking)
 Business Names Act, 1985
 Companies Act, 1985 (Business ownership disclosure)
 Criminal Justice (Scotland) Act, 1980 (Compensation Orders)
 Farm and Garden Chemicals Act, 1987
 Fireworks Acts, 1951 and 1964 (Labelling)
 Mock Auctions Act, 1961
 Trading Representations (Disabled Persons) Acts, 1958 and 1972
 Trading Stamps Act, 1964
 Unsolicited Goods and Services Act, 1971
 Unsolicited Goods and Services Act, 1975

Staff

Anthony Roebuck
 Kevin Loveday
 Karen Woods

Peter Fergie
Eamon McCarron
David Anderson
Jule McCarron
Carol Fraser
George Currie
Alison Cairns
Stephen Forrest

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