

REPORT

SUBJECT:	THE PUBLIC HEALTH (CONTROL OF DISEASE) ACT 1984 AND HEALTH PROTECTION REGULATIONS
DIRECTORATE:	Chief Executive's
MEETING:	Council
DATE:	19th November 2015
DIVISION/WARDS AFFECTED:	All

1. PURPOSE:

- 1.1 To consider the appointment of Proper Officers and the delegation of powers to the Head of Community Protection under the Public Health (Control of Disease) Act and Regulations made there-under.

2. RECOMMENDATIONS:

- 2.1 To appoint the designated Consultants in Communicable Disease Control and Health Protection as set out in Appendix One, as Proper Officers under section 113 (1A) of Local Government Act 1972.
- 2.2 To delegate powers to the Head of Community Protection, as outlined in Appendix One, and to replace previous reference to 'Chief Officer R & C' with 'Head of Democratic and Regulatory Services'.

3. KEY ISSUES:

- 3.1 The Authority has statutory duties for communicable disease control and health protection. It has previously appointed Proper Officers for such purposes and delegated powers have been provided to Environmental Health Officers to discharge the Authority's statutory functions.
- 3.2 A report to Council updated existing powers, as a consequence of amendments to the Public Health (Control of Disease) Act 1984, on 13th January 2011. Those delegated powers are still valid, albeit reference to 'Environmental Health Manager' now needs to be replaced by 'Head of Community Protection', and 'Chief Officer R & C' with 'Head of Democratic and Regulatory Services'.
- 3.3 In addition, due to changes to personnel at Public Health Wales, it is necessary to update Proper Officers for the purposes of this Act. The latest Officers are provided in Appendix One.

4. REASONS

- 4.1 Monmouthshire County Council has a duty under the Public Health (Control of Disease) Act 1984 to implement the provisions of the Act in its area and its current arrangements require updating.
- 4.2 The Local Government Act 1972 allows local authorities to appoint suitable persons as Proper Officers to perform specified functions in support of its responsibilities for communicable disease control.
- 4.3 The delegation of powers to officers is necessary for the efficient discharge of the Authority's statutory responsibilities to secure effective protection of public health.

5. RESOURCE IMPLICATIONS:

None

6. SUSTAINABLE DEVELOPMENT AND EQUALITY IMPLICATIONS:

The recommendations of this report will make a positive contribution to sustainable development through the effective protection of public health.

7. CONSULTEES:

Corporate Management Team
Cabinet Members
Chairs of Select Committees
Head of Legal Services

Results of Consultation

8. BACKGROUND PAPERS: Report to Full Council 13th January 2011

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10. CONTACT DETAILS:

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Appendix One

1. **Appointments as Proper Officer (NHS Consultants in Communicable Disease control and Health Protection):**

It is recommended that Council appoint the following under section 113 of the Local Government Act 1972, as Proper Officers for Communicable Disease Control and Health Protection:

- a) Mrs Heather Lewis as **Proper Officer**
- b) Dr Rhianwen Stiff as **Proper Officer**
- c) Mr Sion Lingard and Dr Graham Brown as **Alternate Proper Officers**

Other appointments as previously agreed by Monmouthshire County Council on 13th January 2011.

2. **Officer Appointments and Delegated Powers under The Public Health (Control of Disease) Act 1984**

As per report to Council 13th January 2011, with replacement of reference to 'Environmental Health Manager' to 'Head of Community Protection'. Also reference to 'Chief Officer R & C' to be replaced by 'Head of Democratic & Regulatory Services'.

David H Jones
Head of Community Protection
19 November 2015