

REPORT TO STRONG COMMUNITIES SELECT COMMITTEE

2nd March 2017

PUBLIC PROTECTION PERFORMANCE REPORT

2016/17 (first 9 months & prediction for complete year)

1. INTRODUCTION

- 1.1 In January 2015 Cabinet requested that Strong Communities Select Committee receive six monthly performance reports on Public Protection services. Members expressed interest in reviewing performance across this Division noting budget reductions implemented since April 2014.
- 1.2 The Public Protection division comprises four distinct teams,
 - (i) Environmental Health, Commercial
 - (ii) Environmental Health, Public Health
 - (iii) Licensing
 - (iv) Trading Standards & Animal Health
- 1.3 The last Public Protection performance report was provided to Strong Communities Select Committee on 21st July 2016. Particular focus was given to the work of Huw Owen's team – Public Health – in July, so this time the work of the Commercial (Environmental Health) team will be reviewed, together with Licensing. A review of all performance is included, however, as per previous performance reports.

2. PURPOSE

- 2.1 The purpose of Public Protection services can be summarised as follows –
 - a. Protect people from harm and promote health improvement.
 - b. Promote a fair and just trading environment for the public and businesses.
 - c. Improve the local environment to positively influence quality of life and promote sustainability.
 - d. Ensure the safety and quality of the food chain to minimise risk to human and animal health.
- 2.2 These four outcomes contribute to Wales' seven well-being goals. They directly help achieve a more prosperous, resilient, healthier and more equal county. This resonates with the Chief Medical Officer's views in his CMO Annual Report 2015/16. He refers to 'many health problems demonstrate a social gradient, ie. higher prevalence of lifestyle related and social harms', and 'tackling inequity could improve health and well-being and reduce the demand for healthcare services'. More investment in prevention and early intervention would reduce the need for treatment and the associated costs – financial and social.

3. **RESOURCES**

3.1 **Staff resource**

- (i) Environmental Health – Commercial:-
- 6 Environmental Health Officers, 5.4 Full Time Equivalentents (FTE's)
 - 3 Commercial Services Officers, 2.1 FTE's
 - 1 Systems Administrator, 1 FTE
- (ii) Environmental Health – Public Health:-
- 5 Environmental Health Officers, 5 FTE's
 - 2 Enforcement Officers, 1.6 FTE's
- (iii) Licensing:-
- 5 Licensing Officers, 4.5 FTE's
- (iv) Trading Standards & Animal Health:-
- 3 Trading Standards Officers, 3 FTE's
 - 1 Fair Trading Officer, 1 FTE
 - 1 Intelligence & Advice Officer, 0.8 FTE's
 - 2 Animal Health Officers, 1.5 FTE's
- (v) Support team:-
- 5 Support Officers, 4.1 FTE's

Above staff resource adds up to a total of 34 staff, 30.0 Full Time Equivalentents.

3.2. **Financial resource**

The total budget for 2016/17 across the four services, with Support team costs spread across the professional teams, is just over £1.3 million. This can be broken down as follows –

<u>Budget</u>	
Environmental Health – Commercial	£442,166
Environmental Health – General public health	£379,841
Trading Standards & Animal Health	£338,076
Licensing	£40,371
Management & generic costs (eg software)	£110,273
Total	£1,310,727

The 'Month 9' prediction, for the complete 2016/17 financial year, is that the section will come in on budget.

4. PERFORMANCE

- 4.1 Internal performance monitoring – the four teams within Public Protection each complete an annual Service Improvement Plan (SIP). These outline annual targets, specific projects etc and progress is reviewed regularly both by the teams themselves and Departmental Management Team.
- 4.2 External reporting – regular returns are made to the Food Standards Agency, Health & Safety Executive, Chartered Institute of Environmental Health, Drinking Water Inspectorate, Welsh Government and other organisations.
- 4.3 During late 2016, Internal Audit conducted a review of Licensing. Although their report is awaited, initial feedback was positive and will provide assurance the service is performing well. Also last year, ‘People Too’ consultants undertook a third party review of all MCC services. Again, their feedback was very encouraging and provided independent opinion of how our Public Protection services are currently performing.
- 4.4 2016/17 performance so far (and comparison to previous years)

The right hand column summarises team performance over the 2016/17 year, actual for the first 9 months and predicted for complete year. The middle column covers last year 2015/16, and the left column outlines 2014/15 performance. Therefore comparisons can be made to previous years.

The following table summarises performance data from the four service teams.

Figure One

<u>Service</u>	<u>2014/15 performance</u>	<u>2015/16 performance</u>	<u>2016/17 performance</u>	
			First 9 months	(predicted for whole year)
i. Environmental Health (Commercial)				
Food safety inspections (programmed)	394 (348 & 46 ceased trading)=100%	489 (100% of those programmed)	262 75.5% of due programme; 64% of low risk D-E done	348 100% A-C on target; 65% D-E
And total including other interventions (non- food)			747 visits	Approx. 1000
Inspection within 28 days of scheduled date	88%	95%	96%	95% on target

<u>Service</u>	<u>2014/2015 performance</u>	<u>2015/2016 performance</u>	<u>2016/2017 performance</u>	
			First 9 months	(predicted for whole year)
Number of new businesses opened	124	138	112	140
Broadly compliant food businesses (high risk)	88.5%	89.0%	91%	90%
Broadly compliant food businesses – All	93.8%	94.0%	95.2%	93%
Service Requests - food safety	503 400 within 3 working days=79.5%	569	514 85% in target time	680 estimated
Communicable Diseases cases dealt with	194	183	141 100% in target time	188
Health and Safety notifications		NR	91	120
Notices served		3 notices served	11 notices served	
ii. Environmental Health (General public health)				
Housing service requests (SR'S)	153 Total 128 within 3 working days=83.7%	167 Total 135 within 3 working days = 80.8%	84 Total, 77 within 3 working days = 91.7%	Total enquiries expected for year 105
Noise	341 Total 297 within 3 working days=87.1% 221 closed within 3 months=64.8%	305 Total 277 within 3 working days = 90.8% 130 closed within 3 months = 42.6%	301 total - 260 within 3 working days = 86.3%. 159 closed within 3 months =52.8%	Total enquiries expected for year = 400

<u>Service</u>	<u>2014/2015 performance</u>	<u>2015/2016 performance</u>	<u>2016/2017 performance</u>	
			First 9 months	(predicted for whole year)
Statutory nuisance, excluding noise	198 Total 180 within 3 working days=90.9% 140 closed within 3 months=70.7%	148 Total 131 within 3 working days = 88.5% 75 closed within 3 months = 50.7%	128 total - 105 within 3 working days = 82%. 56 closed within 3 months =43.7%	Total enquiries expected for year 160
Environmental Protection (fouling, littering, fly tipping etc.)	345 Total 314 within 3 working days=91% 222 closed within 3 months=64.3%	255 Total 233 within 3 working days = 91.4% 174 closed within 3 months = 68.2%	330 total 312 within 3 working days = 94.5%. 244 closed within 3 months =73.9%	Total enquiries expected for year 440
Pest Control	95 Total 84 within 3 working days=88.4%	Total 104 85 within 3 working days = 81.7%	Total 51 - 41 within 3 working days = 80.3%	Total enquiries expected for year 68
iii. Licensing				
Applications dealt with by Licensing	1374 (which includes 382 Temporary Event Notices requiring a 24 hour turnaround.	1945 (this increased figure also includes all monetary transactions).	1241 up until Dec 2016 (which includes 394 Temporary Event Notices (TENs) requiring a 24 hour turnaround	1665 expected for year estimated 480 TENS for year

<u>Service</u>	<u>2014/2015 performance</u>	<u>2015/2016 performance</u>	<u>2016/2017 performance</u>	
			First 9 months	(predicted for whole year)
Inspections carried out	624 inspections carried out (274 of which were risk rated premises for alcohol, entertainment and late night refreshment)	774	421 inspections (114 of which were risk rated premises for alcohol, entertainment and late night refreshment)	576 expected for year (estimated 135 for year)
Service Requests carried out	931 service requests were carried out (847 - 91% - with a 3 day turnaround for first response).	741 service requests Within 3 working days 92%	649 service requests were carried out (601/93%) with a 3 day turnaround for first response	890 expected for year
iv. Trading Standards and Animal Health				
Trading Standards Visits	192	317	92	120
Trading Standards Complaints/Advice	669	540	307	420
Citizens Advice Consumer Service	419 Referrals 1158 Notifications	410 Referrals 1069 Notifications	213 Referrals 636 Notifications	284 estimate
Animal Health Visits	290	311	237	285
Animal Health Complaints/Advice	251	186	207	250
Inspections at our: High Risk premises, Upper Medium premises.	92% (13/14) High Risk 46% (12/16) Upper Medium	95% (57/60) Inspection programme intel led	Intel approach with focus on safeguarding, in particular medical devices	

<u>Service</u>	<u>2014/2015 performance</u>	<u>2015/2016 performance</u>	<u>2016/2017 performance</u>	
			First 9 months	(predicted for whole year)
Feed Law Enforcement: In particular, deliver: a) 186 High Risk Feed Inspections; b) 96 Medium Risk inspections	62% High Risk	103% of new externally funded feed programme. 156 Inspections	107 (57%)	188 (100%)
Programmed animal health inspections	100%	100% (14 High) 40% Overall Programme	No programme 16/17 due to additional funding opportunities.	
New Business Visits	26% TS 10% AH	76% TS 90% AH	20% TS 42% AH	60% 70%
Animal Welfare Complaints	92.5% within target response time	96% within target response time	89%	unknown
Vulnerable Scam Reports	Not reported	35 visits to 119 individuals	6 visits	unknown
Other				
Freedom of Information Requests (PP Total)	77	85	46 where PP main contributors, (plus others as part contributors)	61
Events requiring advice via Safety Advisory Group	110	94	101	134

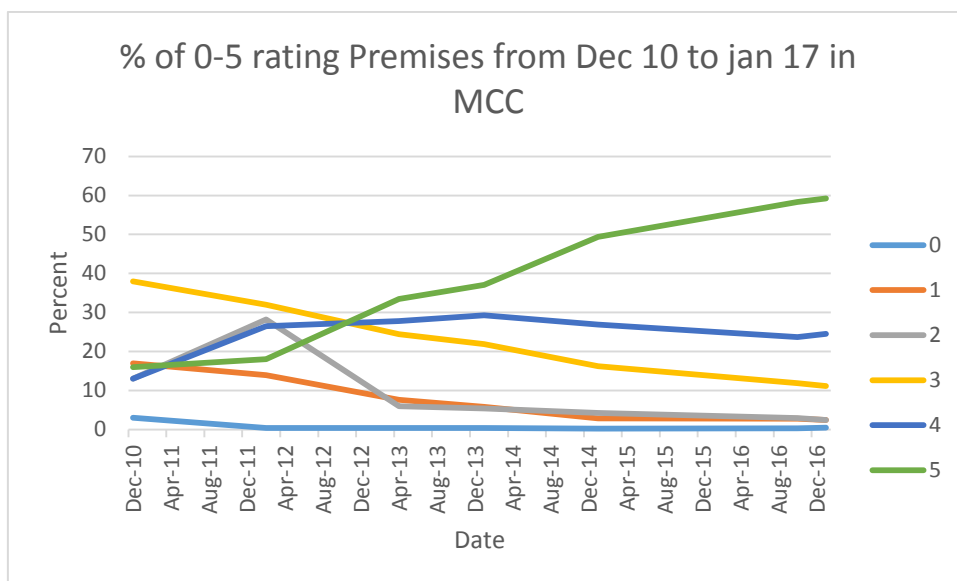
5. ANALYSIS AND NOTABLE ACTIVITY IN 2016/17

5.1 Environmental Health – Commercial

5.1.1 Food safety (food hygiene and food standards)

The Commercial team has reduced the back log of inspections which tended to accumulate at the end of the financial year and to remove the need for external contractors to complete our programme of inspections. We have moved from achieving 42% within the Code of Practice target of 28 days to achieving 96% of

high risk businesses within the target time. It will be a challenge to maintain this standard due to a number of new demands being placed on the food safety team. These include increasing the amount of food hygiene training which is now done within normal work hours and an increase in the Primary Authority workload, (both income generating). An Officer will also be seconded temporarily to the Public Health team, to assist with their current work pressures. As a result of our interventions, there has been a year on year increase in the number of high scoring premises under the Food Hygiene Rating scheme. We also promote top scoring food businesses on social media. Anecdotal evidence shows a top food hygiene score increases a small food business income by £300 a week.



One prosecution was taken last April for hygiene offences, which resulted in a £3,950 fine. Prosecution is a ‘last resort’ but sends out a useful signal to all other businesses that action will be taken when advice is not heeded.

Access - this innovative scheme is now in its 4th year, whereby a charge is made for supplementary advisory visits. Feedback from business shows that the service is very effective in increasing confidence and having a beneficial effect on the food hygiene rating. The service is particularly effective for new businesses whose owners may not have encountered enforcement officers before. It establishes a better relationship and, through better compliance, the county gets safer food businesses.

Food standards - Officers this year have provided legal advice on the new requirements relating to allergen declarations in food, protecting affected persons. Officers also gave advice on the new requirements relating to nutritional declarations on prepacked food produced in Monmouthshire.

Primary Authority- the demands on Officers carrying out work as contacts for primary authority companies has increased. The legal requirements relating to

allergen declarations etc have resulted in far more contact with the Officers, including the investigation of reported incidents.

Food sampling- the food team carries out regular sampling surveys of food made and sold in Monmouthshire. The reasons for sampling are varied and include microbiological safety, compositional quality (meat content etc), illegal colours in food, foreign body complaints, specification of meat components, authenticity and strength of spirits. Surveys have also been carried out this year on spices in takeaway food, spirits strength and authenticity, and allergens in food. Sandwiches bought from various outlets, especially cheap sandwiches with extended shelf life, were also sampled in 16/17.

5.1.2 Communicable disease control

The majority of cases for investigation (141 so far by month 9) are Campylobacter and Salmonella are individual, sporadic cases. Cases of Cryptosporidium and E. Coli (one case involving hospitalisation and dialysis) have also been notified. These cases require the utmost sensitivity to investigate the possible source and prevention of spread. The team has also investigated a number of viral outbreaks in schools, care homes and a hospital, thus protecting the most vulnerable groups in Monmouthshire. It is necessary to investigate the cause, spread and duration of viral illnesses in order to eliminate other sources of illness such as foodborne illness.

Other infectious diseases investigated this year have been hepatitis F, rotavirus, and a large outbreak of Cryptosporidium illness centred in Monmouthshire with cases in other districts.

5.1.3 Health and Safety at Work

Tragic accidents in residential care homes outside Monmouthshire have resulted in a coordinated programme of proactive inspections across South East Wales, aimed at protecting some of our most vulnerable people. Inspections at all of the county's large residential care homes for the elderly were made, and a number of legal notices were served to ensure compliance. Visits to smaller residential homes providing accommodation for other vulnerable groups, (including young adults with learning disabilities), is also planned as 'phase two' of the project in March 2017. The section organised a regional training event in partnership with neighbouring Environmental Health, Corporate Safety teams and the HSE, which was a great success and fostered a consistent approach to interventions regionally.

Fatal accidents at golf courses in neighbouring authorities, and serious incidents in Monmouthshire, has resulted in our staff training in preparation to carry out health and safety inspections at our golf courses from March 2017.

From January this year, a specific study of underground cellars is being undertaken to protect the public, residents and workers from serious incidents.

The section has dealt with 49 RIDDOR (notifiable, ie. more serious) accidents so far in 2016/17, which has resulted in numerous reactive interventions and legal notices being served to ensure compliance. This intervention protects often vulnerable (from poor work practices) persons in workplaces.

5.1.4 Income generation

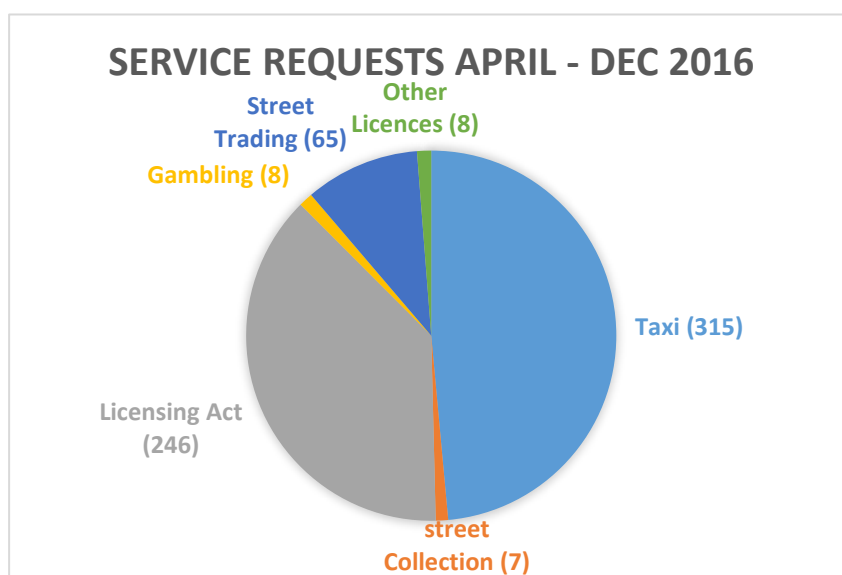
Although a regulatory function, the EH Commercial team are leading the field in Wales for income generation. Further ideas are being developed. To month 9 the total net income for providing food hygiene training has been £6,223, with expectation of £10,000 for year. Primary Authority work has produced an income of approx. £6,000 and our paid-for advisory visits Accelerated Compliance and Economic Success through Business Support (ACCESS) £2,055. Charging for export certificates has brought in £650 (new income) and requests for food hygiene rescore applications £3080. A further income source is a grant of £7,275 from the Food Standards Agency (FSA). This total income of £26,000 helpfully offsets some of the service costs.

5.2 Licensing

5.2.1 General

The Licensing team deals with a variety of licences, dealing with pubs, restaurants, off-licences and takeaways, taxis, street trading (e.g. burger vans), street/house to house collections, (e.g. charity collections in the street or bag drops at homes), gambling (e.g. betting shops, racecourse, one armed bandits in pubs/clubs, raffles etc.), scrap metal collectors and sites. The team are also authorised to deal with sex establishments, boats and hypnotism.

740 requests for service were processed by the Licensing team last year in 2015/16. The Licensing team has already received 649 service requests between April – December 2016, as shown in Figure 1. This is 42 requests for service more for the same period in 2015. A breakdown of the 649 requests between April-December 2016 are shown below:-



1241 applications had been processed between April and December 2016, indicating a predicted 1650 for 16/17.

5.2.2 Pubs, Restaurants, Off-licences, Clubs and Takeaways

Risk Assessments are conducted on all licensed premises, currently 1% out of the 506 premises licensed are regarded as high risk, 10% medium risk and 89% low risk. As part of the risk rating programme, 104 premises were visited during this period. Joint inspections are sporadically arranged with Environmental Health Officers, Gwent Police and South Wales Fire Service Officers. Inspections with Environmental Health Officers at licensed premises have been conducted with noise limiting equipment installed and tested. Inspections have been conducted with Fire Officers where Licensing Staff have picked up on suspected fire hazards. Gwent Police and Licensing conducted joint operations leading up to the Christmas period in Caldicot, Chepstow, Abergavenny and Monmouth. 8 pubs and 2 clubs were visited, 1 of the clubs was given a warning for breaching conditions and one pub given guidance on underage sales, due to them holding an 18th birthday party with the possibility of friends attending being underage. Licensing support and attend 'Pubwatch' meetings with a view to using online Pubwatch to share photographs of banned persons with group members. We hold meetings with all Responsible Authorities to discuss premises licensed with issues arising or new applications.

Accident and Emergency services, through Public Health Wales, provide reports to the Police and Licensing for Gwent, and Monmouthshire has the lowest amount of hospital admissions from alcohol related premises in the region.

Monmouthshire Licensing chair and host the Gwent Licensing Forum whereby we discuss cross border issues and new legislation.

5.2.3 Taxis

The new policy for Hackney Carriage / Private Hire Drivers, Vehicles and Operators came into force on 1st April 2016, which introduced the following:-

(a) Update knowledge tests for new drivers - Knowledge test prior to a person getting a licence in the taxi trade ensures conditions of the licence have been understood as to their duties to protect the public from harm.

(b) Implement a training programme for safeguarding children / vulnerable persons for new and existing licence holders. Safeguarding training is essential for the taxi trade as very often a driver is carrying passengers on a one-to-one basis. The training assists them on how they should conduct themselves and also what to look out for and how to report matters if they feel someone is in danger.

(c) Disabled access to vehicles - Disability awareness was essential. The policy gives guidance to drivers on how they should conduct themselves when a passenger has a disability.

(d) Restricting Operator bases licensed by MCC to be within the County. Restricting Operator bases will ensure Officers have the authority to inspect records.

During this period we revoked three taxi drivers, with one driver sent for drugs sampling who was later revoked for a violent offence, and the others following Police convictions for drug driving. We continue to work with Gwent Police with evening inspections conducted in Abergavenny and Chepstow, where we have the highest concentration of taxis and late night licensed premises. Licensing conducted spot checks on 81 drivers, 169 vehicles and 18 Operators during this period. 5 drivers given warnings for not wearing their drivers licence, 7 vehicle owners did not have cargo nets fitted to prevent luggage slipping and injuring passengers, and 4 issued warning for defects to their vehicles. One Operator Licence was revoked for using unlicensed drivers in Private Hire Vehicles. The Operator was also prosecuted and received a £3,000 fine plus £884 costs and £150 surcharge, with the magistrate stating the Operator had a total disregard for public safety.

Licensing have updated the standard of testing for all hackney carriage and private hire vehicles, garages test vehicles in line with the new Taxi Policy issued that came into force on 1st April. Licensing also support a taxi association whereby a representative from 4 areas of Monmouthshire attend to discuss licensing issues.

5.2.4 Street Trading

During this period Licensing have successfully issued 3 Block Street Trading Consents, following hearings for each one at the Licensing and Regulatory Committee in the towns of Monmouth, Abergavenny and Usk. Block street trading applications allow community events to take place without the need of applying for individual applications. It allows the organiser to manage all stall-holders within their event, for example Christmas fetes.

Street Collection

Licensing worked with Gwent Police to stop a firm collecting in Monmouthshire without the required street trading consent with no confirmation the money raised would go to charity. Enforcement ongoing with Licensing and Gwent Police.

5.3 Environmental Health – Public Health

5.3.1 Housing

In 16/17 the team have continued to provide an effective and early response to complaints and requests for advice in the private rented sector. By the end of Q3, 84 enquiries had been received with 77 of these responded to within 3 working days (91.7%). Enquiries can be regarding a range of concerns including threat of landlord harassment / unlawful eviction but generally relate to concerns with the condition of the rented property. Out of these enquiries a total of 29 dwellings were inspected with 11 class 1 hazards (most serious) and 59 class 2 hazards identified. Of the total of 70 hazards almost half relate to damp, cold and fire safety issues.

The 'Housing Above Takeaways' (HAT) scheme, referenced in the last report to Committee, has almost been completed and a rolling programme of inspections of 25 of the highest risk premises identified has commenced. The next stage of this scheme, (living accommodation above cafes / restaurants), has not progressed. This

is due to a current focus on fulfilling the Council's responsibilities in promoting and supporting Rent Smart Wales (RSW), in meeting the new provisions of the Housing (Wales) Act 2014. This Act introduced a new requirement from the 23rd November 2016 for landlords of properties in Wales to be registered, and agents and landlords who carry out letting / management activities to be licensed. Promotion has included hosting a number of landlord forums, developing a landlord database and mail shots to landlords. The next stage for the team will be to support RSW in taking enforcement action against those landlords and agents not complying with their legal obligations.

5.3.2 Noise

An increase in the number of noise complaints is anticipated for 16/17 with almost as many complaints received in the first 3 quarters as in the whole of 15/16. As always, dog barking is expected to comprise at least 25% of the complaints though there is still a diverse nature of complaints from industrial, agricultural and commercial noise sources. The team is particularly active in this area of work during the summer months as noise complaints increase and through engagement with organisers of the various concerts / music events held throughout the County. Our response within 3 days has dropped slightly from 90.8% to 86.3%, but cases resolved within 3 months has markedly improved from 42.6% in 15/16 to 52.8% by end Q3.

5.3.3 Environmental Protection

16/17 has also seen a significant increase in the number of complaints that fall within this area of work compared with 15/16 (330 complaints in first 3 quarters 16/17 : 255 in whole 15/16). In particular the number of abandoned vehicles has risen sharply from 108 in 15/16 to 181 by end Q3 16/17, which reflects the falling price of scrap metal. However the team is performing well with responses within 3 working days, increasing from 91.4% in 15/16 to 94.5% and cases closed within 3 months also increasing from 68.2% to 73.9%.

The 'Give Dog Fouling the Red Card' scheme led by the team together with the Waste and Street Cleaning section, designed to empower local communities to deal with local fouling problems, has progressed into its second year with the number of participating Town and Community councils increasing from 12 to 19. Members report that dog fouling has generally reduced in their areas, although 'hot spots' persist, and complaints to the team have shown a steady reduction since commencement of the scheme:

13/14 – 169 complaints

14/15 – 147 complaints

15/16 – 92 complaints

16/17 (end Q3) – 70 complaints

5.3.4 Private Water Supplies

The team has the responsibility under the Private Water Supplies (Wales) Regulations 2010 for risk assessing all 'large' and 'small' private water supplies (PWS), where water is intended for human consumption and require improvements

to be undertaken where necessary to ensure a wholesome and sufficient water supply is provided. We currently have 107 'small' and 47 'large' supplies which have received an initial risk assessment. However follow up action is required on over 90 of these to ensure works required are undertaken. In addition each supply must be risk assessed every 5 years. The legislation also requires the Authority to undertake sampling of these supplies. This area is a substantial work commitment for the team particularly as many property owners will resist having to make improvements, given that they may have been using the water supplies for a number of years.

5.3.5 Pest Control

There is likely to be a decrease in the number of complaints received in this area with 68 estimated for the year compared with 104 in 15/16. Response times within 3 working days remain at 81%.

5.3.6 Construction

Engagement with the developers of the A465 dual carriageway and electrification of the South Wales main rail line has continued, and now commenced with regard to the proposed M4 development. Our interest is to ensure that the contractors do all that can be reasonably expected to control noise, dust and air pollution levels. A substantial work commitment is needed in these areas which is generally not reflected in the Service Request statistics, with successful engagement hopefully resulting low complaint numbers.

5.3.7 Air Quality

The team is on target to complete the 38 visits planned for 16/17 of the industrial permitted sites and petroleum certified sites which we have responsibility for from a pollution legislation perspective. We continue to monitor traffic related pollution (nitrogen dioxide) in our 4 major towns and provide advice in regular meetings of the steering groups in the Chepstow and Usk Air Quality Management areas. In addition we are engaging with Education colleagues with regard to the potential for real time air quality monitoring in the 21st Century schools. As well as providing valuable data, these would provide an excellent educational tool for our young people on air quality issues.

5.4 Trading Standards & Animal Health

5.4.1 Feed

Following the successful first year of the regional approach to Feed Law enforcement, the second year has followed the same formula. With over two thirds of the region's inspections falling in Monmouthshire, this has allowed us to take on temporarily an additional Officer with vital knowledge and skills (not just in feed) and without any cost to the Authority. However a recent bout of illness showed how easily an outside influence could significantly impact on our ability to deliver and directly affect additional funding. Upskilling of other Officers is underway to try and support unforeseeable circumstances but this does have a direct effect on the wider trading standards remit.

5.4.2 Animal Health

As previously reported, since the loss of the additional funding animal health is now over 90% reactive. As commissioning officer for Wales Heads of Trading Standards in relation to animal health, the trading standards team leader has been heavily

involved in working with Welsh Government to develop a Partnership Delivery Plan with associated additional funding. This is based on a regional approach and mirrors the footprint of the Cardiff Capital Region City Deal. Monmouthshire has approximately 50% of the critical control points and animal related premises within this region, but current capacity, at 1.5 FTE's, limits this opportunity.

To date enhanced surveillance at critical control points including the market and slaughterhouse has been undertaken; a pilot survey into small holders and hobby farmers (as despite being assessed as low risk for health and welfare, they are felt to a more likely disease risk); a review of the recent dog breeding changes and a mobile animal exhibits assessment, as these are likely to become more prevalent.

5.4.3 Fair Trading

A significant case was brought to court in November, as a result of a joint investigation with Gwent Police. This culminated in a 28 month prison sentence for Neil Bradbury trading as Celtic Lettings, who pleaded guilty to 49 counts of fraud. These involved the failure to register deposits as legally required and not passing on rent from tenants to landlords. This was widely covered in the press and led to an appearance on X-ray, the BBC Wales Consumer Affairs programme.

Also in November another successful conviction was secured against Farhank Ameen, the owner of the European Mini Market, Welsh Street, Chepstow. He was found guilty of six charges including the possession for supply of counterfeit and illegally labelled tobacco, along with possession and exposure for supply of canisters of nitrous oxide deemed to be unsafe. Mr Ameen received a fine of £1,400 and ordered to pay £1,100 costs.

There are ongoing investigations into further supplies of illicit tobacco and intoxicating substances with potential significant safeguarding implications.

5.4.4 Consumer Protection

A priority for the service has been dealing with a variety of scams and bringing them to the attention of both the public and businesses whenever possible. The key focus has continued to be working with vulnerable victims through priority referrals and ensuring they are given the advice and assistance required and/or referred as appropriate. Call Blockers have been distributed to the vulnerable who have been targeted by scam calls, and support given to WASP (Wales Against Scams Partnership) on behalf of the Authority and initiatives such as Friends Against Scams and Mail Marshalls.

There have been a few multi-agency approaches undertaken targeting rogue traders, doorstep callers, poachers and itinerant businesses.

5.4.5 Weights & Measures

GP practices have been targeted for testing of weighing equipment used for patient treatment, health and wellbeing checks. This follows previous local problems identified and recognition at a national level that there can be significant errors which can directly impact on patient's medication and as a consequence their health.

5.4.6 Underage Sales

Following some intelligence received via the police a recent test purchase operation led to 3 sales from 4 attempted purchases. This is currently being followed up with appropriate advice and the premises will also be subject to further test purchase attempts, any further sales could lead to licences being reviewed.

5.4.7 Air Quality – Lorry Watch

Vehicle spotter reports continue to be followed up with checks that the vehicles are legitimately travelling through the two restricted areas in Usk, as these vehicles contribute significantly to the levels of air pollution.

5.5 Joined up interventions, across teams

5.5.1 Eisteddfod 2016

Officers from across the section were heavily involved in the planning, organising and checking regulatory compliance for food safety, public safety, water quality, workplace safety, licensing and noise management during the Eisteddfod. Officers attended daily briefings with Eisteddfod personnel, together with the other emergency services. We also worked at the MCC stand, (we benefit from having 3 fluent Welsh speakers), and carried out follow-up visits to food vendors during the week of the Eisteddfod in August. Over 100 hours of Public Protection input went into this successful event.

Bacteriological testing of water supplies was carried out at all outdoor events sites prior to setting up the event - the Maes, Maes B and the sizeable caravan and camping site in Llanover – together with safety checks.

5.5.2 Other ESAG work

A number of staff are involved in Monmouthshire's Event Safety Advisory Group, (ESAG). This is a partnership designed to help organisers run safe and successful events. It is recognised a proactive advisory stance is preferable to reacting to problems after events have occurred. As well as the Eisteddfod, a number of large events were held last year including food festivals, music concerts, agricultural shows, cycling events etc. and advice was provided. 101 events received advice from the group in the nine months to 31st December, which has already exceeded the number for the whole of 2015/16.

6 PERFORMANCE SUMMARY 2016/17

- 6.1 Public Protection teams, with only a small number of exceptions, continue to meet the Authority's legal obligations. However, Officers are typically operating at maximum level and are put under increased pressure when colleagues have any long term absence, eg. see 5.4.1 above. Managers will continue to monitor performance, review workloads, etc. to protect Officer well-being as far as possible.
- 6.2 To summarise the performance data in Figure 1, the Commercial team and Licensing are maintaining proactive and reactive services well. As outlined in the analyses in Section 5, the Public Health and Trading Standards/Animal Health teams have some pressures, due to work volumes and limited Officer capacity. Joint working such as

event support has increased, eg. through providing expert advice on MCC's own organised events.

- 6.3 Members can gain some assurance that performance is in line with other Authorities via regular monitoring by the external governing bodies referred to in section 4.2, for example, the Food Standards Agency.

7 2017/18 AND BEYOND

- 7.1 Future Monmouthshire principles – the section seeks to progress from predominantly dealing with the 'here and now' needs of residents, visitors and businesses, (though clearly crucial), to activity with greater public health gain, ie. a focus on 'growing' our services. Examples would include more air quality activity, private housing interventions and consumer protection. Our 2107/18 Service Improvement Plans will better reflect our longer term vision and future planning. This tallies with the Well Being of Future Generations expectations, with Public Protection services contributing directly to a more prosperous, resilient, healthier and more equal county.
- 7.2 Public Protection services will continue to explore further income generation opportunities. One initiative to take forward 2017/18 is our proposed 'Monmouthshire Alternative Prosecution Procedure' (MAPP), aimed at poor performing food businesses. An enhanced service offer, bespoke to their business, would be offered as an alternative to other enforcement actions. Where our work is significant, for example in connection with the likely M4 relief road, we will endeavour to secure the funding to support our service, to ensure we are sustainable moving forward.
- 7.3 Where certain services are better placed with others, we will continue to seek alternative providers. Current examples are Community Councils taking a greater role with dog fouling, and Licensing issuing 'block consents' so street markets, etc. can be administered locally.
- 7.4 When new legislative requirements are introduced, via Welsh Government or Westminster, our professional bodies will seek proper funding to implement. One example is the re-introduction of the Public Health (Wales) Bill.
- 7.5 Public Protection services are specifically referred to in the Welsh Government White Paper, 'Reforming Local Government: Resilient and Renewed'. Collaborative opportunities are being considered at regional and national level, and this Authority will play a part in developing future service models.
- 7.6 Noting the role of these services - protecting vulnerable people, reducing anti-social behaviour, improving our environment, ensuring safe food from farm to fork, etc. – the service would welcome actively engaging with Members in the new administration after May 2017.