

9. **Head of Health and Community Protection** shall have authority under the:

- HCP(1) Food Safety Act 1990 and any Orders, or Regulations or other instruments (whether dated before or after the date of execution of this instrument of appointment),  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act. s 6  
(ii) to authorise appropriate named individuals to act as Food Safety Officers to:-  
s 9 - Inspection and seizure of suspected food  
s 10 - Service of hygiene improvement notices  
s 12- Services of emergency prohibition notices  
s 29 - Procure samples  
s 32 - Powers of entry  
s 49 - Form and authentication of documents
- HCP(2) Building Act 1984,  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act. S 61, 62, 63 & s 113  
(ii) to act under Part III Other Provisions about Buildings as follows  
Drainage  
s 59 – Serve notice, drainage of buildings, including private sewers  
s 60 – Serve notice, ventilation of soil pipes  
s - 62 - Disconnection of drain  
Provision of Sanitary Conveniences  
s 64 – Serve notice, provision of closets  
s 65 – Serve notice, provision of sanitary convenience in workplace  
s 66 – Serve notice, replacement of earth closet  
s 68 – Serve notice, erection of public conveniences  
Buildings  
s 70 – Serve notice, provision of food storage  
s 73 – Serve notice, raising of chimneys  
Defective premises, demolition etc  
s 76 – Serve notice, defective premises  
Yards and passages  
s 84 – Serve notice, paving and drainage of yards and passages  
Part IV General  
Entry on premise  
s 95 & 96 – Powers of entry to inspect  
Execution of works  
s 97- Power to execute works  
s 99- Serve notice requiring works, execute/recover costs
- HCP(3) Clean Air Act 1993,  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act. Part I (Dark Smoke), Part 2 (Smoke, grit and fumes), Part 3 (Smoke Control Areas), Part 4 (Cable burning), Part 7 (Miscellaneous and general))  
(ii) to:-  
s 6 – Approval of furnaces and grit and dust arrestment plants  
s 10, 11, 12 & 56 – Powers of entry, inspection, issue notice and apply for warrant  
s 15 & 16 – Approval or refusal of chimney height  
s 18 – Make smoke control order  
s 24 - Require adaptation of fireplaces in private dwellings

s 26 – Make grants  
s 31, 32, 33 & 34– Power to investigate  
s 35, 36 & 58 – Power to require information and associated powers of entry  
s45 – Power to issue exemption notices  
s 51 – Power to serve notice

HCP(4) Clean Neighbourhoods and Environment Act 2005,  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act(ii) to:-

Make a gating order (inserted into the Highways Act s 129)

s 73 – Issue FPN (alarms)

s 78 – Apply for a warrant

s 77 & 79 – Powers of entry

HCP(5) Control of Pollution Act 1974,  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act, Part V  
(ii) to:-

s 9 – Supervision of licensed activities

s 60 – Serve notice, to control noise on constructions sites

s 61 – Consent for works

s 62 – Take action in respect of loudspeakers in the street

s 91 – Powers of entry

s93 – Powers to obtain information

HCP(6) Environmental Protection Act 1990,  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act.  
(ii) to:-

Part 1- Integrated Pollution Control

s 6 - Issue authorisation

s 10, 11 & 12 - issue variation and revocation notices

s 13 & 14 - issue enforcement and prohibition notices

s 19 – Power to require information

Part II - Waste

s 33 – prohibit unauthorised/ harmful treatment/disposal of waste.

s 33ZA and 34A – power to issue fixed penalty notices

s 34 – Investigation of duty of care and issue fixed penalty notice for failure to furnish documentation

ss 46A to 47ZB – powers to issue written warnings and fixed penalty notices with respect to receptacles for waste

s 59 – Power to require removal of unlawful waste deposits

Part IIA - Contaminated land

s 78 B – Notice, identification of contaminated land

s 78 C – Notice, Designation of special site

s 78 D – Referral of special site

s 78 E – Remediation notice

s 78 N – Power to carry out works

Part III – Statutory Nuisance

s79 – duty to inspect and to investigate statutory nuisances

s 80 & 80A - issue abatement notices

s 80ZA – Fixed penalty notice

s 81(3) - Power to authorise works in default

s 81(7) & Sched 3 – Powers of entry

Sched 3 – Warrant of entry

s 81A – power to issue notices in respect of recoverable expenses

Part IV – Litter etc

s 88 – Fixed penalty notice  
Part VIII – Miscellaneous  
s 149 – Seizure of stray dogs  
s 150 – Facilitate stray dogs  
s 151 – Enforcement in respects of collar and tags

- HCP(7) The Local Authorities (Functions and Responsibilities) (England) Regulations 2000  
to the extent that those functions are discharged otherwise than in the Authority's capacity as an employer) under –  
(a) The Health and Safety at Work etc Act 1974; and  
(b) any Orders, or Regulations or other instruments (whether dated before or after the date of execution of this instrument of appointment);  
(i) made thereunder or  
(ii) having effect by virtue of the European Communities Act 1972 and relating to health & safety; and  
(iii) any modification or re-enactment of the foregoing,  
to make and to terminate appointments as follows:  
(a) Environmental Health Officers as Inspectors under Section 19(1) of the Health & Safety at Work Etc. Act 1974 (the 1974 Act) and to empower them to exercise all the powers set out in Sections 20, 21, 22, 25 and 39 including the institution of legal proceedings; and  
(b) other suitably qualified and competent persons as Inspectors under Section 19(1) of the 1974 Act and empowered to exercise all or some of the powers as set out in Sections 20 and as may be specified in their authorisation and an inspector shall in right of his appointment –  
(i) be entitled to exercise only such of those powers as are so specified; and  
(ii) be entitled to exercise the powers so specified only within the field of responsibility of the Authority.  
- relevant licences, registrations and approvals  
- sign and serve notices including fixed penalty notices  
- authorise and/or execute works in default  
- Procure samples, seize equipment, records, goods and articles, and obtain information  
- Obtain and execute power of entry  
- Engage specialist advisers/contractors  
- Determine whether and in what manner to enforce any failure to comply with matters under legislation enforced under this scheme of delegation and to give effect to that determination, including the administration of cautions.
- HCP(8) The Environmental Damage (Prevention and Remediation) Regulations 2009 (as amended),  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act Reg 34  
(ii) to:-  
Reg 13, 14, 20 - Serve notice to prevent further damage  
Reg 23 - Undertake works in default  
Reg 24 & 25 -Recover costs  
Reg 31 – Powers of authorised person  
Reg 32 - Require information
- HCP(9) Food Safety and Hygiene (England) Regulations 2013,  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act. Regulation 19  
(ii) to:-  
Reg 5, Enforcement of hygiene regulations  
Reg 6, Hygiene improvement notices

- Reg 8, Hygiene emergency prohibition notices  
 Reg 9, Remedial action  
 Reg 10, Detention notices  
 Reg 14 & 15, Samples  
 Reg 16, Powers of entry  
 Reg 29, Certification of food
- HCP(10) Contaminants in Food (England) Regulations 2013,  
 Following consultation with a solicitor acting for the Council and relevant portfolio holder, institute legal proceedings under the Regulations.
- HCP(11-12) SPARE
- HCP(13) Local Government (Miscellaneous Provisions) Act 1982,  
 (i) Following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
 (ii) to:-  
 Part II – Control of Sex Establishments  
 Sched 3, 6-18 - grant, renew, and vary licences of persons and premises where no objections are received  
 make any minor grammatical or minor wording amendments to the Sex Establishment Policy, so long as it they do not alter the meaning/spirit of the policy  
 Part III – Street Trading  
 Schedule 4, paragraphs 3 - 7, Street Trading licences and consents, grant, renewal and variation  
 Part VIII – Acupuncture, Tattooing, Ear-piercing and Electrolysis  
 13 – 17.  
 Part XI Public Health, etc  
 27, 29, 32
- HCP(14) The Environmental Permitting (England and Wales) Regulations 2010 & 2016  
 (i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
 (ii) to:-  
 2010 Act  
 Part 2, Chapter 2(13) Grant permit, Chapter 3 (20 Vary permit, 21 Transfer permit, 22 & 23 Revoke permit, 24 Surrender, Chapter 4 (26 Consultations, 29 Revocation of standard rules, 30 Variation notifications  
 Part 4, Reg 36 Enforcement notices, Reg 37 Suspend notices. Part 6, Reg 57 Power to prevent or remedy pollution, Reg 60 Power to require information
- HCP(15) Sunbeds (Regulation) Act 2010  
 (i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
 (ii) to:-  
 s 4 – Power to restrict use, sale or hire  
 s 7 – Enforcement and powers of entry
- HCP(16) Planning (Hazardous Substances) Regulations 1992 (as amended by the Planning (Control of Major-Accident Hazards) Regulations 1999 & 2015) and associated Regulations.  
 act under and delegated authority to authorise appropriate named individuals:  
 to grant but not refuse hazardous substances consents either unconditionally or subject to conditions.
- HCP(17) Health Act 2006  
 (i) following consultation with a solicitor acting for the Council and relevant

- Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-  
Sched 2 – Powers of entry  
s 9 – Issue fixed penalty notices
- HCP(18) Health and Safety (Enforcing Authority) Regulations 1989  
deal with transfers of responsibility for enforcement between this authority  
and the Health and Safety Executive under Section 5
- HCP(19) Food & Environmental Protection Act 1985  
(i) following consultation with a solicitor acting for the Council and relevant  
Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-  
Part I – Contamination of food  
s 3 & 4 Investigation and enforcement  
Part III – Pesticides Etc. - Inspection and enforcement  
Including Regulation (EC) 852/2004, (EC) No. 853/2004, Regulation (EC)  
No. 854/2004 of the European Parliament and Food Safety and Hygiene  
(England) Regulations 2013
- HCP(20) Water Industry Act 1991  
(i) following consultation with a solicitor acting for the Council and relevant  
Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-  
s 77 – 83, including service of Notices under s 80  
s 84 & 85, power of entry and to obtain information
- HCP(21) Noise Act 1996  
(i) following consultation with a solicitor acting for the Council and relevant  
Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-  
s 3 – Serve warning notice  
s 8 – Require name and address  
s 10 – Seizure and retention  
Consent to use loudspeaker (COPA 74 – s 62)
- HCP(22) Pollution Prevention and Control (England & Wales) Regulations 2000  
(i) following consultation with a solicitor acting for the Council and relevant  
Portfolio Holder, institute legal proceedings under s 32 the Act  
(ii) to:-  
Part I General  
Reg 6 – Notices  
Reg 7 – Applications  
Part II Permits  
Reg 10 – 22  
Part III Enforcement  
Reg 24 – Enforcement notice  
Reg 25 – Suspension notice  
Reg 26 – Prevent or remedy pollution  
Part V Information and Publicity  
Reg 28 – Require information  
Reg 29-31 – Maintain a public register  
Sch 3, 4, 7, 8 & 10
- HCP(23) Sunday Trading Act 1994  
exercise powers under Part 1 of Schedule 2
- HCP(24) Pollution Prevention and Control Act 1999 (as amended)  
(i) following consultation with a solicitor acting for the Council and relevant  
Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-

Sched 1 – Grant, revoke, vary, transfer, suspend and condition permits and carry our enforcement activities.

HCP(25)

Local Government (Miscellaneous Provisions) Act 1976

(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act

(ii) to:-

Part 1 General

Land

s 16 – Require information

Places of Entertainment

s 20 – Provision of sanitary facilities at places of entertainment

Miscellaneous

s 35 – Service of notice and works in default provisions

Part II Hackney carriages and Private Hire Vehicles

s 47 – Licensing of hackney carriage (conditions, vehicle design, appearance)

s 48 – Licensing of private hire vehicles

s 49 – Transfer of hackney carriages and private hire vehicles

s 50, 53 & 56 – production of information in relation to hackney carriages

s 51 – Licensing of drivers of private hire vehicles

s 53 – Drivers licences for hackney carriages and private hire vehicles

s 54 - Issue driver badges

s 55 – Licensing of operators of private hire vehicles

s 57 – Power to require information

s 58 – Return of plates

s 60 - Suspension & revocation of vehicle licence

s 61 – Suspension of operator licence

s 62 – Suspension and revocation of operator’s licence

s 64 – Prohibition of other vehicles on hackney carriage stands

s 68 – Inspection and testing of hackney carriage

s 70 – Set fees

s 73 – Powers in relation to obstruction

HCP(26)

Prevention of Damage by Pests Act 1949

(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act

(ii) to:-

s 4 – Notice to owner or occupier

s 6 – Notice across several properties

s 22 – Power of entry

HCP(27)

Public Health Act 1936

(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act

(ii) to:-

s 45 - Notice to put defective closets into repair

s 48 - Power to examine and test drains

s 50 - Notice with regard to cesspool

s 52 - Powers in relation to care of sanitary conveniences used in common

s 78 - Scavenging of common courts and passages

s 79 - Notice regarding noxious matter

s 83 - Notice regarding filthy or verminous premises

s 84 - Destruction of articles

s 85 - Persons and clothing with associated work and agreement, works in default

s 140 - Power to close, restrict use of water from polluted source of supply

s 141 - Power to deal with insanitary cisterns,

- s 259 - Nuisance in connection with water courses etc
- s 264 - Notice to repair, maintain or cleanse a culvert
- s 268 - Notice regarding execution of work to unfit tents, vans and sheds
- s 275 - Power of local Authority to execute certain work on behalf of owners or occupiers
- s 287 - Notice to occupier of intended entry (warrant)
- HCP(28) Public Health Act 1961
  - (i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act
  - (ii) to:-
    - s 17- Power to remedy stopped and defective drains
    - s 22 – Power to cleanse or repair drains
    - s 35 - Notices in respect of filthy and verminous premises or articles
    - s 36 - Power to require vacation of premises during fumigation
    - s 37 - Prohibition of sale of verminous articles, disinfection or destroy
- HCP(29) Private Security and Industry Act 2001
  - (i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act
  - (ii) to:-
    - s 19 – 22 – Powers of entry, inspection and information
- HCP(30) The Private Water Supplies Regulations 2009
  - (i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under s 20 of the Act
  - (ii) to:-
    - Part 2
      - s 7 – Monitoring
      - s 11 - Sampling and analysis
    - Part 3
      - s 16 &17 - Authorisation
    - Part 4
      - s 18 - Service of notice
- HCP(31) The Trade in Animal and Related Products Regulations 2001
  - (i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act
  - (ii) to:-
    - Reg 33 – Powers of entry
    - Reg 34 –Powers of authorised officers
- HCP(32) Public Health (Control of Disease) Act 1984
  - (i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act
  - (ii) to:-
    - s 46 – Burial and cremation
    - s 48 – Removal of dead bodies (warrant)
    - s 61 & 62 – Powers of entry
- HCP(33) Spare
- HCP(34) The Transmissible Spongiform Encephalopathies Regulations 2010
  - Following consultation with a solicitor acting for the Council and relevant portfolio holder, institute legal proceedings under the Act.
  - to act under and delegated authority to authorise appropriate named individuals to perform duties under the act including: powers of entry, inspection, sampling, detention and seizure, service of notice.
- HCP(35) The General Food Regulations 2004
  - (i) following consultation with a solicitor acting for the Council and relevant

Portfolio Holder, institute legal proceedings under the Act

(ii) to:-

act under and delegated authority to authorise appropriate named individuals to exercise powers under Regulation (EC) No. 178/2002; Inspection in accordance with Regulation (EC) No. 178/2002, Regulation (EC) No. 852/2004, Regulation (EC) No. 853/2004, Regulation 845/2004, Regulation (EC) 2073/2005 and the Food Information for consumers Regulations (EC) 1169/2011

HCP(36)

Licensing Act 2003

(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act

(ii) to:-

act under and delegated authority to authorise appropriate named individuals to take appropriate action subject to any relevant representations, policy and statutory duty

Part 3 Premises licences

s 18 - Determine an application

s 23 & 25a - Grant or reject

s 35, 36, 37, 38, 39, - Variation determination

s 41A-C – Minor variation

s 44 – Transfer determination

s 51 to 53 – Review determination

s 55A – Suspension, failure to pay fees

s 56, 57 - Require production of a licence

s 59 - Powers of entry

Part 4 Clubs

s 63 – Determination

s 72 – Determination application

s 77 – Grant or reject subject to any relevant representations, policy and statutory duty.

s 85 & 86b – Determination of variation

s 94 - Require production of a licence

s 96 & 97 – Powers of inspection & entry

Part 5 Permitted Temporary Events

s 102 - Acknowledge notice

s 103 – Withdraw notice

s 104, 105, 107 – Counter notices

s 108 – Right of entry

s 109- Require production of a licence

Part 6 Personal licences

s 120 - 122 – Determination

s 132 – Offences

s 134 & 135 – Require production of licences

Part 9 Miscellaneous and Supplementary

s 179 & 180 – Rights of entry

make representations, on behalf of the Council as a relevant person and as the Authority by which statutory functions are exercisable in relation to minimising or preventing public nuisance or harm to human health and safety, on relevant applications under the Licensing Act 2003

following conviction or a relevant offence, foreign offence or immigration penalty to notify the licence holder of the intention to suspend or revoke their Personal Licence under the Licensing Act 2003 and refer all cases to a

Licensing and Regulatory Sub-Committee

Decide on whether a complaint is irrelevant, frivolous, or repetitious – in

consultation with Chairman of Licensing & Regulatory Committee

- HCP(37) Animal Welfare & Animal Licensing  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-  
act under and delegated authority to authorise appropriate named individuals to right of entry, inspection, requirement information, take samples, seize animals, issue and refuse licenses, make amendments and vary licences in respect of:-
- The Animal Welfare (Licensing of Activities Involving Animals) (England) Regulations 2018
  - Animal Welfare Act 2006
  - Dangerous Wild Animals Act 1976
  - Zoo Licensing Act 1976
- HCP(38) Scrap Metal Dealers Act 2013  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-  
act under and delegated authority to authorise appropriate named individuals to inspect, licence, suspend, revoke licences.  
Apply to the Magistrates Court for Warrant to enter land and/or buildings in accordance with the powers contained in the Scrap Metal Dealers Act 2013.
- HCP(39) Health Protection (Local Authority Powers) Regulations 2010  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-  
act under and delegated authority to authorise appropriate named individuals to:
- Reg 2/3/6- Receive notifications of diseases etc in patients and dead persons from Registered Medical Practitioner and to notify the HPA etc.  
Reg - 8 - Requests for co-operation for health protection purposes  
Service of Notices to keep a child away from school - Provide details of children attending school etc  
The Health Protection (Part 2A Orders) Regulations 2010  
Make applications for Part 2A Orders.
- HCP(40) Public Health (Aircraft) Regulations 1979  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-  
act under and delegated authority to authorise appropriate named individuals to exercise powers under:-  
Part II, Regulation 5, appointment and duties of authorised officers and provisions of services by responsible authorities.
- HCP(41) Noise Act 1996  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-  
act under and delegated authority to authorise appropriate named individuals to exercise the powers in ss2 to 9 in relation to the summary procedure for dealing with noise at night and entry and seizure under s10
- HCP(42) Environment Act 1995  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act

- (ii) to:-  
 Part IV Air Quality  
 s 82 - Undertake Air Quality monitoring  
 s 83 - Designate AQMA  
 s 84 - Carry out duties in relation to designated areas,  
 Part V Miscellaneous  
 s 108 (1)(a),(1)(b) and (1)(c) to exercise powers under section 108, sub-section (4)(a-m)  
 s 110 - Offences
- HCP(43) Anti-Social Behaviour Crime and Policing Act 2014  
 (i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
 (ii) to:-  
 Part I injunctions  
 s 5- Make applications for injunctions  
 Part 2 Criminal Behaviour Orders  
 s – Make application for an order  
 Part 4,  
 Chapter 1 Community Protection Notices  
 s 43 - Power to issue notices  
 s 47 - Remedial action & power of entry  
 s 51- Seizure  
 s 53 - Issue Fixed Penalty Notice  
 Chapter 2 Public Spaces Protection Orders  
 s 68 -Issue Fixed Penalty Notice (Dogs and ASB)  
 Chapter 3 Closure of premises associated with nuisance or disorder  
 s 76 - Closure notice  
 s 78 - Vary or cancel closure notice  
 s 79 - Power of entry  
 s 85 - Enforcement
- HCP(44) The Official Feed and Food Controls (England Regulations 2009  
 (i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
 (ii) to:-  
 act under and delegated authority to authorise appropriate named individuals to: powers of entry, serve notices, procure and analyse samples.
- HCP(45 to 48) SPARE
- HCP(49) Gambling Act 2005  
 (i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
 (ii) to:- Inspect and issued licenses ,  
 a) Application for a variation to a licence where no representations have been received or representations have been withdrawn  
 b) Application for a transfer of a licence where no representations have been received from the Commission  
 c) Application for a provisional statement where no representations have been received or representations have been withdrawn  
 d) Application for a club gaming/club machine permit where no objections have been made or objections have been withdrawn  
 e) Applications for other permits  
 f) Cancellation of licensed premises gaming machine permits  
 g) Consideration of temporary use notice

- h) Setting of fees
- s.304 (1)(b) - Make representations where appropriate

- HCP(50) Town Police Clauses Act 1847  
Grant or refuse, applications for Private Hire Vehicle, Operators or Hackney Carriage vehicle licenses or suspend private hire or Hackney carriage vehicle licences under the Town Police Clauses Act 1847, and the Local Government (Miscellaneous Provisions) Act 1976, subject to the applicant having a right to be heard by the Regulatory Committee in respect of any decision to refuse an application.
- HCP(51) Police, Factories etc (Miscellaneous Provisions) Act 1916, as amended by section 251 and Schedule 29 to the Local Government Act 1972  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-  
(a) Issue street collection permits up to the allocation for Kenilworth, Royal Leamington Spa, Warwick town centres and other areas as defined by the Licensing & Regulatory Committee; and  
(b) Issue street collection permits, for special collections in addition to the above numbers, following consultation with and no objection from the Licensing & Regulatory Committee spokespersons.
- HCP(52) Road Traffic Act 1991  
to ask for and accept Disclosure and Barring Service checks for Hackney Carriage and Private Hire Vehicles Drivers Licenses under Section 47, and for any other licence for which they may be required.
- HCP(53) Local Government Miscellaneous Provision Act, Section 47, 48, 51, 55  
impose such conditions as considered reasonably necessary:-  
a) approve or refuse, in consultation with appropriate organisation as approved by the Licensing & Regulatory Committee, applications in respect of types of wheelchair accessible vehicles to be accepted as taxis in the case of new licences to be issued in the District  
b) refuse applications for taxi and private hire drivers licences in respect of applicants who do not pass the knowledge test  
c) refuse applications for taxi and private hire drivers licences, where the applicants have not attended disability awareness training, and obtained the appropriate certificate  
d) refuse the licence of a hackney/carriage private hire driver person who fails or refuses to attend the prevention of child sexual exploitation course  
e) make any minor grammatical or minor wording amendments to the Policies for Hackney Carriage / Private Hire Drivers & Operators, so long as it they do not alter the meaning/spirit of the Policy.
- HCP(54 to 65) SPARE
- HCP(66) Land Drainage Act 1991 (and any amendments thereof)  
(i) following consultation with a solicitor acting for the Council and relevant Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-  
s 14(A) – Notice to enter land and carry out works  
s 24 – Contraventions of prohibition on obstructions – notice to abate nuisance  
s 25 – Powers to require works for maintaining the flow of a watercourse  
s 64 – Powers of entry onto land
- HCP(67 & SPARE

68)

- HCP(69) Criminal Justice and Police Act 2001  
exercise all powers of local authorities under sections 19 to 28 of the  
including:
- Serving and cancelling closure notices;
  - Making applications for closure orders;
  - Issuing certificates of termination of closure orders;
  - Defending applications for the discharge of closure orders;
  - Recommending appealing against the refusal to make closure orders;
  - Enforcing closure orders;
  - Recommending prosecuting for obstruction of authorised officers or for offences in connection with closure orders; and
  - authorising officers to exercise all or any of these powers.
- HCP(70 to 76) SPARE
- HCP (77) The Legislative and Regulatory Reform Act 2006  
following consultation with a solicitor acting for the Council and relevant  
Portfolio Holder, to make any minor grammatical or minor wording  
amendments to the Enforcement Policy, so long as it they do not alter the  
meaning/spirit of the policy
- HCP (78 to 80) SPARE
- HCP (81) Associated Acts and Regulations above:  
to grant a Private Hire Operators licence or Hackney Carriage/Private Hire  
Drivers Licence of reduced duration following consultation with the Chair/  
Vice Chair of the Licensing and Regulatory Committee and a representative  
of Legal Services.
- HCP (82) Microchipping of Dogs Regulations 2015,  
(i) following consultation with a solicitor acting for the Council and relevant  
Portfolio Holder, institute legal proceedings under the Act  
(ii) to:-  
(a) serve on the keeper of a dog which is not microchipped a notice  
requiring the keeper to have the dog microchipped within 21 days;  
(b) where the keeper of a dog has failed to comply with a notice under  
paragraph (a), without the consent of the keeper— (i) arrange for the dog to  
be microchipped; and (ii) recover from the keeper the cost of doing so;  
(c) take possession of a dog without the consent of the keeper for the  
purpose of checking whether it is microchipped or for the purpose of  
microchipping it in accordance with sub-paragraph (b)(i).