

# Public Document Pack



#plymcouncil

## Democratic and Member Support

Chief Executive's Department  
Plymouth City Council  
Ballard House  
Plymouth PL1 3BJ

Please ask for Nicola Kirby  
T 01752 304867  
E [nicola.kirby@plymouth.gov.uk](mailto:nicola.kirby@plymouth.gov.uk)  
[www.plymouth.gov.uk/democracy](http://www.plymouth.gov.uk/democracy)  
Published 22 June 2015

## CITY COUNCIL

Monday 22 June 2015

2.00 pm

Council House (Next to the Civic Centre), Plymouth

### Members:

The Lord Mayor, Councillor Dr. Mahony, Chair

The Deputy Lord Mayor, Councillor Ball, Vice Chair

Councillors Mrs Aspinall, Mrs Beer, Bowie, Bowyer, Mrs Bowyer, Mrs Bridgeman, Churchill, Coker, Damarell, Dann, Darcy, Philippa Davey, Sam Davey, Deacon, Downie, Drean, Evans, Fletcher, K Foster, Mrs Foster, Fox, Fry, Hendy, James, Jarvis, Jordan, Kelly, Martin Leaves, Michael Leaves, Sam Leaves, Lowry, McDonald, Morris, Murphy, Nicholson, Mrs Nicholson, Parker-Delaz-Ajete, Penberthy, Mrs Pengelly, Rennie, Ricketts, Riley, Dr. Salter, Singh, Smith, Sparling, Stevens, Storer, Jon Taylor, Kate Taylor, Tuffin, Tuohy, Vincent, Wheeler and Wigans.

The order of proceedings for today's meeting is attached.

**Tracey Lee**

Chief Executive

This page is intentionally left blank

**CITY COUNCIL MEETING  
ORDER OF PROCEEDINGS**

22 June 2015



**MEMBERS ARE REQUESTED TO SIGN THE ATTENDANCE LIST SITUATED AT THE REAR OF THE CHAMBER.**

The Head of Legal Services will draw the attention of councillors and the public to the following including the fire and emergency procedures as printed below -

**FIRE, EMERGENCY AND OTHER PROCEDURES**

Would you please note that –

- Plymouth City Council believes in openness and transparency. Anyone who wishes to report on our public meeting is welcome and the meeting may be filmed, recorded or photographed, provided that doing so does not disturb the good order or conduct of the meeting.
- The meeting is being webcast, and your image may be captured by the cameras and broadcast. A recording will be available on-line immediately following the meeting. If you do not wish to be filmed please inform a council officer before the start of the meeting.
- In the event of a fire alarm, please use the nearest available exit and gather at the front of the Council House on the other side of the car park. For those in public gallery please make your way through the exit at the back (the door through which you entered). For those in the Council Chamber the exit is through the doors at the back of the Chamber and down the stairs to the front of the Council House.
- There are two sets of toilets in the Council House; one set is located on the lower ground floor and the others are on the first floor. There is a disabled toilet on the ground floor.
- During the meeting, please ensure any mobile phones are switched to silent mode or turned off.

**1 APOLOGIES**

Councillors ....

**2 MINUTES****PAGES 1 – 22**

The Lord Mayor will move that the minutes of the meetings of the City Council held on 23 March 2015 and the Annual Meeting held on 22 May 2015, are approved subject to the addition of two apologies at the Annual Meeting by Councillors Deacon and Kelly.

**3 DECLARATIONS OF INTEREST****PAGE 23**

The Head of Legal Services will invite councillors to make any declarations of interest relevant to today's meeting.

Councillors are reminded that an interest may be a disclosable pecuniary interest or a private interest in accordance with the Localism Act 2011 and the Council's Code of Conduct.

In declaring a disclosable pecuniary interest or a private interest, councillors are advised that they must also declare the nature of that interest.

**4 APPOINTMENTS TO COMMITTEES, OUTSIDE BODIES PAGES 25 - 27 ETC**

(I) The City Council is asked to consider the following appointments (items (b) to (h) were deferred from the Council's Annual Meeting) -

*Voting on appointments: If there are three or more candidates for a position and none has more than half of the votes, the candidate with the fewest votes will be eliminated and a new vote taken. This will continue until one candidate has more than half the votes. (para 15.6 of Part B (Council Procedures) in the Constitution refers)*

	<b>Committees and Other Bodies</b>	<b>Membership</b>	<b>Nominations 2015/16</b>
(a)	Devon and Severn Inshore Fisheries and Conservation Authority	One councillor	Cllr Kelly <i>(Cllr Fox's nomination has been withdrawn)</i>
(b)	Estover/Leigham /Mainstone Community Centre Association Management Committee	One councillor	Cllr Mrs Bridgeman Cllr Fox
(c)	Mount Batten Sailing and Water Sports Centre – Board of Directors	Two councillors	Cllr Michael Leaves Cllr Smith <i>(Cllr Philippa Davey's nomination has been withdrawn)</i>
(d)	Plymouth and Devon Racial Equality Council	One councillor	Cllr Mrs Bridgeman Cllr Parker-Delaz-Ajete

(e)	Plymouth Centre for Faiths and Cultural Diversity	One councillor	Cllr Dr Salter <i>(Cllr Jarvis' nomination has been withdrawn)</i>
(f)	Plymouth Community Homes Board	Two representatives	Cllr Churchill Cllr Storer Cllr Tuohy  Head of Housing Services (Matt Garrett) authorised to vote on behalf of the Council at the AGM
(g)	SACRE	Six councillors: Cllrs Mrs Aspinall, Jarvis, Morris, Drean and Dr Salter were appointed at the AGM.	One vacancy
	Proportional: three Conservatives and three Labour councillors.		
(h)	Wolseley CEDT	Two councillors	Cllr Martin Leaves Cllr Sparling Cllr Storer
	<p>The two councillors must not sit on the Four Greens or Millfields CEDTs.</p> <p>Two members from wards within the area of benefit (Devonport, Ham, Peverell or Stoke Wards) who shall be nominated annually by Plymouth City Council, providing that one member should be a representative from the political party with a majority membership on Plymouth City Council and one member from the main party of opposition. Should there be elected members of only one political party represented in the Wolseley Trust area of benefit, then Plymouth City Council should be entitled to nominate only one member to serve on the Wolseley Trust Board.</p>		

- (2) The City Council is asked to note the following changes notified to the Head of Legal Services –

	<b>Committee or Outside Body</b>	<b>Membership</b>
(i)	Co-operative Scrutiny Board	Councillor Sam Davey to replace Councillor Philippa Davey
(j)	Your Plymouth Scrutiny Panel	Councillor Morris to replace Councillor Philippa Davey
(k)	Devon and Cornwall Police and Crime Panel	Councillor Philippa Davey to replace Councillor Penberthy

(3) The City Council is asked to note the membership of the following working groups -

	<b>Committee, Outside Body etc</b>	<b>Membership</b>
(l)	Plymouth Plan Working Group	Councillors Coker (Chair), Bowyer, Evans and Nicholson
(m)	Housing Needs Working Group	Councillors Lowry (Chair), Bowyer, Jordan and Penberthy

## 5 ANNOUNCEMENTS

### (a) Lord Mayor

- City Council Elections
- HRH The Princess Royal
- Armed Forces Day
- Royal Naval Voluntary Bands Association Festival 2015
- Queen's Birthday Honours

### (b) The Leader, Cabinet Members or Chairs of Committees

## 6 QUESTIONS BY THE PUBLIC

To receive questions from and provide answers to the public in relation to matters which, in the opinion of the Lord Mayor, are relevant to the business of the meeting in accordance with paragraph 10 of the constitution.

There are 4 questions for today's meeting. The questions and answers have already been published on the website and are available to those watching the webcast.

<b>Question No</b>	<b>Question By</b>	<b>Cabinet Member</b>	<b>Subject</b>
Q1/ 15-16	John Williams	Councillor Evans (Leader)	Administration of the Council
Is it legally compulsory for a local authority to have a controlling group of one party or an alliance, representing a majority of the Authority's Members, or is it possible for a political group to govern as a minority, and to submit its proposals for approval to the full Council?			
<b>Response:</b> Yes, it is possible for a minority political group to form a minority administration.			

<b>Question No</b>	<b>Question By</b>	<b>Cabinet Member</b>	<b>Subject</b>
Q 2/ 15-16	Ryan Aldred	Councillor Lowry (Cabinet Member for Finance)	Minimum wage
<p>The Trades Union Congress has endorsed a call for a £10 an hour minimum wage which will stimulate the economy from the ground up as people will have more disposable income. Plymouth City Council has implemented a living wage but would this Council join the call for £10 an hour?</p>			
<p><b>Response:</b></p> <p>We've already pledged to pay all Plymouth City Council employees a 'living wage' and we're proactively encouraging other local employers to follow suit.</p> <p>We would be happy to explore ways which, in future, could provide further support for people on the lowest pay. But this needs to be done as part of a national initiative supported by the Government. Instead, the Government is intent on cutting another £12 billion from the welfare budget, the vast majority of which looks set to hit younger people and working families.</p> <p>Tax-payers in Plymouth and our local businesses, especially small and medium sized enterprises should not be left to subsidise cuts arising from a flawed national welfare policy, especially when the Government itself will not lead by example on a living wage.</p>			

<b>Question No</b>	<b>Question By</b>	<b>Cabinet Member</b>	<b>Subject</b>
Q3/ 15-16	Mr A Kerswell	Councillor Lowry (Cabinet Member for Finance)	Funding of Cabinet Member Special Responsibility Allowances
<p>Which budgets have the labour group plundered to pay for two extra cabinet members at a cost of £41,000 plus per year which had not been budgeted for in either of the two years this has happened and also £5.000 for the extra chair of planning.</p>			
<p><b>Response:</b></p> <p>Costs will be accommodated within existing budgets.</p>			

<b>Question No</b>	<b>Question By</b>	<b>Cabinet Member</b>	<b>Subject</b>
Q4/ 15-16	Ms Alison Casey	Councillor Evans (Leader)	Appointments to committees and Cabinet.
<p>How can this new political alliance which is made up by the two main political parties allow new councillor positions to be created? Before coming to full council for debate and to be agreed as set out in the standing rules of the Council's constitution.</p>			

**Response:**

There is no political alliance between the two largest political parties on Plymouth City Council as suggested by your question.

**RECOMMENDATIONS FROM CABINET AND OTHER COMMITTEES****7 Financial Outturn 2014/15 including capital programme update PAGES 29 – 54**

The Lord Mayor will invite Councillor Lowry (Cabinet Member for Finance) to present the Financial Outturn 2014/15 including capital programme update. (Cabinet minute 7 refers).

The Lord Mayor will invite the City Council to note the report.

**8. Audit Arrangements 2015/16 PAGES 55 – 62**

This item has been withdrawn from the agenda.

**9. Proposed Changes to Standing Orders in respect of Employment of the Chief Executive, Section 151 Officer and Monitoring Officer PAGES 63 - 72**

The Lord Mayor will invite Councillor Smith (Deputy Leader) to present the recommendations in the report of Lesa Annear (Strategic Director for Transformation and Change) (Chief Officer Appointments Panel minute 5 refers).

The Lord Mayor will invite the Council to agree –

- (1) to amend the Employment Standing Orders and the Appointments, Appeals and Disciplinary Panels' terms of reference in the Constitution to comply with the requirements of the new regulations, as shown in the Appendix (highlighted in red).
- (2) to delegate the function of dealing with any disciplinary matters concerning the Chief Executive or Section 151 Officer or Monitoring Officer to the Chief Officer Disciplinary Panel and, where considered appropriate, to make a recommendation for dismissal to Council.
- (3) to designate the people who carry out the role of Independent Persons for the Standards Regime as suitable to act as Independent Persons for this purpose, subject to their agreement; and instructs the Monitoring Officer to put suitable arrangements in place.
- (4) that the Assistant Director for Human Resources and Organisational Development takes the necessary action to agree variations to the contracts of employment of the affected staff.



## 10. MOTION ON NOTICE

### **Government Announcement on Cuts to Public Health Funding**

**SUPPLEMENT  
PAGES 1 - 2**

The Lord Mayor will invite the City Council to vote on the Motion on Notice –

#### **Government announcement on cuts to public health funding**

We call upon this Council and the City's Members of Parliament to write to the Under Secretary for Public Health [Jane Ellison MP] and the Chancellor of the Exchequer [George Osborne MP] asking that the government reconsider this decision or in taking it forward that they;

- (1) Ensure transparency in how budget claw-back will take place and use the opportunity it presents to address the inequitable current public health funding allocations by making savings from those local authorities who are funded to levels above their target value and by raising the funding allocation of those below their target value to that value.
- (2) Consider the 3 health economies identified for additional support by NHS England to be special cases in terms of public health funding allocation and recognise that public health funding and a preventative health approach will be an essential resource to help the local health economies meet the challenges they face in developing sustainable local health systems.
- (3) Recognise that local authorities should be able to operate in a way that enables them to forward plan to deliver new services and drive forward locally relevant service initiatives to tackle health inequalities and improve the health of their local populations. This may require financial management that delivers an under-spend in any one year and the building of a local financial reserve.
- (4) Recognise that reducing funding for public health goes against the aspiration and ambition of the NHS Forward View for increasing investment in prevention
- (5) Recognise that local authority public health funding is currently used to commission NHS services [e.g. NHS stop smoking services, sexual health services including hospital based GUM services, school nurses] and as such, the statement that these funding cuts are not related to NHS services is incorrect.

**Proposed by Councillor Tudor Evans**

**Seconded by Councillor Ian Bowyer**

## 11. AMENDMENTS TO THE CONSTITUTION

**PAGES 73 TO 120**

The Lord Mayor will invite Councillor Smith (Deputy Leader) to propose the amendments to the Constitution for approval, as recommended in the report of David Shepperd (Monitoring Officer) subject to the replacement of Part H (pages 111 – 120 refer) with the new pages appended to this order of proceedings.

The Lord Mayor will invite the Council to agree the constitutional amendments in Appendices A to D subject to the replacement of Part H with the new pages appended to the order of proceedings.

## **12 ERNEST BROCK HOME FOR THE AGED CHARITY PAGES 121 - 126**

The Lord Mayor will invite Councillor Penberthy (Cabinet Member for Co-operatives and Housing) to propose the recommendations for approval, as recommended in the report of David Shepperd (Head of Legal Services).

The Lord Mayor will invite the Council to approve the grant of consent to release the rights of the Council and the Lord Mayor to nominate persons for appointment as Trustees to the charity.

## **13 CHANGES TO THE SENIOR MANAGEMENT STRUCTURE SUPPLEMENT PAGES 3 - 8**

The Lord Mayor will invite Councillor Evans (Leader) to propose the recommendations for approval, as recommended in the report of Tracey Lee (Chief Executive and Head of Paid Service).

The Lord Mayor will invite the Council to approve the recommendations in the report and agree –

- (1) to approve the proposals for changes to the Senior Management Team as outlined in the report;
- (2) to amend the Council's constitution to reflect the changes to the senior management team structure.

## **14. QUESTIONS BY COUNCILLORS**

Questions to the Leader, Cabinet Members and Committee Chairs covering aspects for their areas of responsibility or concern by councillors in accordance with Part B, paragraph 12 of the Constitution, on the basis of one minute for the question and two minutes for the reply. The same for supplementary questions.

*(Note: There is a 45 minute time limit on this item)*

## **15 EXEMPT BUSINESS**

To consider passing a resolution under Section 100A(4) of the Local Government Act 1972 to exclude the press and public from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph of Part I of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

**APPENDIX**  
**REPLACEMENT COUNCIL AGENDA PAGES 111 – 120**  
The changes are highlighted in red

# **PLYMOUTH CITY COUNCIL CONSTITUTION**

## **PART H**

### **OFFICER SCHEME OF DELEGATION STANDING ORDERS AND REGULATIONS**

#### **OFFICER SCHEME OF DELEGATION OF FUNCTIONS AND PROPER OFFICERS**

**I The scheme of delegation to Officers**

- I.1** The intention of the scheme is to authorise the Chief Executive or a first tier officer, to carry out responsibilities for
- (i) All Council functions which the Council has not reserved to itself or delegated to a Committee or Sub Committee in this constitution and which Council has not authorised an officer to carry out.
  - (ii) All Executive functions where the Leader has not reserved the decision to himself or herself or delegated it to Cabinet, a committee of Cabinet, or a Councillor in this constitution, or in his or her scheme of delegation of functions, and which the Leader, the Cabinet, that Committee of Cabinet or Councillor has not authorised an officer to carry out.

- 1.2 The fact that an Officer is authorised to carry out a function does not require that Officer to give the matter his or her personal attention and the Officer may authorise an officer of suitable skills and experience to carry out that function. Any such authorisation must be set out in writing, kept by the Strategic Director and notified to the Monitoring Officer.
- 1.3 Where an Officer is authorised to carry out a function he or she will authorise another officer or officers to carry out that function in his absence, or as required by him or her.
- 1.4 Officers do not have to deal with all matters where they have authority to do so: they can refer the matter back to the Council a Committee or a Sub Committee or to the Leader the Cabinet a Committee of Cabinet or a Councillor.

## **2 Interpreting these rules**

- 2.1 The scheme delegates functions of the Council or the Cabinet to officers and should be interpreted widely rather than narrowly. In cases of dispute as to the interpretation of this scheme the interpretation of the Monitoring Officer shall apply.
- 2.2 In the scheme “officer” means the holder of any post named in this scheme.  
“Council functions” means those functions which are prescribed as Council functions by regulation  
“Executive functions” means those functions which are prescribed as the responsibility of the Executive by regulations  
“First tier officer” means an officer who reports directly to the Chief Executive and who does not carry out a role which has the primary function of carrying out an administrative or secretarial support role  
“Second tier officer” means an officer who reports directly to a First Tier officer and who does not carry out a role which has the primary function of carrying out an administrative or secretarial support role.
- 2.3 This scheme operates under the Local Government Act 1972, the Local Government Act 2000, the National Health Service Act 2006, the Localism Act 2011 and all other legislation conferring powers and responsibilities on the Council as amended consolidated or re-enacted from time to time.
- 2.4 Any reference to a statute, statutory provision or statutory instrument includes a reference to that statute, statutory provision or statutory instrument together with all rules and regulations made under it as from time to time amended, consolidated or re-enacted.
- 2.4 Where an Officer is authorised to carry out a function within this scheme of delegation or elsewhere in the Constitution, he or she has authority to do anything necessary to carry it out that function (unless it was forbidden when the responsibility was delegated).

Examples of this are the authority to sign all necessary documents, determine applications, authorise payments, authorise prosecutions, implement national agreements, issue and serve statutory and other notices, authorise entry to land in pursuance of statutory powers, and take statutory action if:

- a) the Officer has management or budget responsibility for the function concerned, and

- b) the law or the Council's standing orders do not require the action to be taken by someone else and
- c) the decision maker has had regard to any advice from the Chief Financial Officer under Section 114 of the Local Government Finance Act 1988 and the Monitoring Officer under section 5 of the Local Government and Housing Act 1989.

## 2.5 Limitations

This scheme does not delegate to officers:-

- Any matter which by law may not be delegated to an officer;
- Any matter reserved to full Council and which Council has not authorised an officer to carry out;
- Any decision that has been delegated to a Committee or sub Committee of Council and which that Committee or subcommittee has not authorised an officer to carry out;
- Any decision that has been reserved to the Leader or delegated to the Cabinet a committee of Cabinet or a Councillor; and which the Leader, Cabinet, Committee of Cabinet, or Councillor has not authorised an officer to carry out;
- Any matter which is a new policy or is a departure from the existing and agreed policy framework of the Council.
- Any decision that is not in accordance with the budget.
- Any matter in which the officer has a personal interest.

## 2.6 Any exercise of delegated powers shall be subject to:-

Any statutory restriction

The Council's Constitution

The Council's budget and policy framework

Any other policies

## 2.7 In exercising delegated powers officers shall keep Members properly informed of activity arising within the scope of these delegations.

## 2.8 Any delegations or authorisations will remain in place until superceded.

## APPOINTMENT OF PROPER OFFICERS

### 1.1 The Chief Executive, and all first and second tier officers are designated Proper Officers of the Council pursuant to Section 234 of the Local Government Act 1972, and empowered to sign, pursuant to Section 270(3) of the Local Government Act, 1972, any notice, order or other document required to be made, given or issued to give effect to the powers delegated to them if:

- (a) they one of their staff has budgetary or management responsibility for that function; and

- (b) the officer appointed is qualified to carry out the functions of a proper officer; and
- (c) the Councils standing orders or the law does not require the function to be carried out by someone else.

<b>Legislation</b>		<b>Responsibility</b>	<b>Proper officer</b>
Local Government Act 1972	Section 83(1) to (4)	Witnessing and receiving declarations of acceptance of office	Monitoring Officer
	Section 84(1)	Receiving a Councillor's resignation	Monitoring Officer
	Section 88 (2)	Calling a Council meeting to elect a chair if there is a casual vacancy	Monitoring Officer
	Section 89(1)	Giving notice of a casual vacancy	Monitoring Officer
	Section 100 except 100(d)	Opening meetings to the public	Monitoring Officer
	Section 100(d)	Listing background papers for reports and making copies available for the public to look at	All Assistant Directors
	Section 115(2)	Receiving money due from officers	Responsible Finance Officer
	Section 146(1)(a) and (b)	Making declarations and certificates about transferring securities	Responsible Finance Officer
	Section 191	Receiving applications under Section 1 of the Ordnance Survey Act	Head of Legal Services
	Section 225	Depositing documents	Head of Legal Services
	Section 228(3)	Making accounts available for Councillors to look at	Responsible Finance Officer

	Section 229(5)	Certifying photocopies of documents	Head of Legal Services
	Section 234	Authenticating documents	Head of Legal Services and all Assistant Directors
	Section 238	Certifying byelaws	Head of Legal Services
	Section 248	Keeping a list of freemen of the city	Monitoring Officer
	Schedule 12, paragraph 4(2)(b)	Signing the summons to Council	Chief Executive
	Schedule 12, paragraph 4(3)	Being told where to send summonses to Council meetings	Monitoring Officer
	Schedule 14, paragraph 25	Certifying resolutions passed under this paragraph	Head of Legal Services
Local Government Act 1974	Section 30(5)	Giving notice that copies of an ombudsman's report are available	Strategic Director for Transformation and Change
Local Government (Miscellaneous Provisions) Act 1976	Section 41(1)	Certifying copies of resolutions and minutes	Monitoring Officer
Local Authorities Cemeteries Order 1977	Regulation 10 and schedule 2	Signing exclusive burial rights	<del>Assistant Director for Street Scene Services</del> Head of Public Protection Service
Local Elections (Principal Area) Rules 1986	Rule 46	Keeping documents after an election and making them available for the public to look at	Electoral Registration Officer
Local Government and Housing Act 1989	Section 2(4)	Keeping the list of politically restricted posts	Assistant Director for Human Resources, Organisational Development and ICT

Local Government (Committees and Political Groups) Regulations 1990		Dealing with political balance on committees	Monitoring Officer
Local Authorities (Standing Orders) (England) regulations 2001		Giving notice of appointments and dismissals of officers in accordance with the regulations	Assistant Director for Human Resources, Organisational Development and ICT
Local Government Act 2000		Acting as proper officer for all the responsibilities in the Local Government Act 2000 and subordinate legislation	Monitoring Officer
Public Health Act 1936	Section 84	Cleansing of filthy and verminous articles	Director of Public Health  Consultant in Communicable Disease Control (CCDC), and any equivalently medically qualified officer as designated by the Devon, Cornwall and Somerset Public Health England Centre or by any successor agency or unit
Public Health Act 1936	Section 85(2)	Cleansing of filthy and verminous persons and their clothing	Director of Public Health  Consultant in Communicable Disease Control (CCDC), and any equivalently medically qualified officer as designated by the Devon, Cornwall and Somerset



			Public Health England Centre or by any successor agency or unit
Public Health Act 1961	Section 37	Controlling verminous things	<p><del>Assistant Director for Street Scene Services</del>  <b>Director of Public Health</b></p> <p><b>Consultant in Communicable Disease Control (CCDC), and any equivalently medically qualified officer as designated by the Devon, Cornwall and Somerset Public Health England Centre or by any successor agency or unit</b></p>
Public Health (Aircraft) Regulations 1979	Regulation 5 and including all subsequent reference to medical officers		<p>Director of Public Health</p> <p>Consultant in Communicable Disease Control (CCDC), and any equivalently medically qualified officer as designated by the Devon, Cornwall and Somerset Public Health England Centre or by any successor agency or unit (as Medical Officer of Health)</p>

Public Health (Ships) Regulations 1979	Regulation 5 and including all subsequent reference to medical officers		<p>Director of Public Health</p> <p>Consultant in Communicable Disease Control (CCDC), and any equivalently medically qualified officer as designated by the Devon, Cornwall and Somerset Public Health England Centre or by any successor agency or unit (as Medical Officer of Health)</p>
Public Health (Control of Disease Act) 1984 as amended	Section 61 and 62	Powers to enter premises for health protection purposes, and supplementary powers of entry	<p>Director of Public Health</p> <p>Consultant in Communicable Disease Control (CCDC), and any equivalently medically qualified officer as designated by the Devon, Cornwall and Somerset Public Health England Centre or by any successor agency or unit</p> <p><del>Environmental Health Practitioners employed within Public Protection Service</del></p>
Public Health (Control of Disease Act) 1984 as amended	Section 48	Certification for removal of bodies to mortuary or for burial.	<p>Director of Public Health</p> <p>Consultant in Communicable Disease Control (CCDC), and any equivalently</p>

			medically qualified officer as designated by the Devon, Cornwall and Somerset Public Health England Centre or by any successor agency or unit
Health Protection (Local Authority Powers) Regulations 2010	Regulations 8 (1) and 8 (2)		Director of Public Health  Consultant in Communicable Disease Control (CCDC), and any equivalently medically qualified officer as designated by the Devon, Cornwall and Somerset Public Health England Centre or by any successor agency or unit
Health Protection (Notification Regulations) 2010	Regulations 2, 3, and 6	Receipt and disclosure of notification of suspected notifiable disease, infection or contamination in patients and dead persons	Director of Public Health  Consultant in Communicable Disease Control (CCDC), and any equivalently medically qualified officer as designated by the Devon, Cornwall and Somerset Public Health England Centre or by any successor agency or unit <del>Assistant Director for Environmental Services</del>
Health Protection (Part 2A Orders) regulations 2010		Preparation of application for Part 2A Order	Director of Public Health

Registration Services Act 1953		Power to act as proper office for the registration service	Assistant Director for Customer Services
National Assistance Act 1948	Section 47	Taking people in need of care and attention to a suitable place	Head of Strategic Co-operative Commissioning
National Assistance (Amendment) Act 1951	Section 1	Certifying the need for immediate action	Head of Strategic Co-operative Commissioning
Money Laundering Regulations 2003	Regulation 7	Being told about suspected money laundering	Responsible Finance Officer
Local government data handling guidelines under the Data Protection Act		Manage information risk within the Council's risk management framework	Responsible Finance Officer
Local Democracy, Economic Development and Construction Act 2009	Sections 31 and 32	Promote the role of and provide support to the overview and scrutiny panels and management board; provide support and guidance to members and officers in relation to the scrutiny function.	Assistant Chief Executive
Registration Services Act		Proper officer for registration of births, marriages and deaths	Assistant Director for Customer Services

Legislation in these tables includes any amendments, re-enactments and subordinate legislation.