

## **Executive Functions – Scheme of Delegation**

**29 January 2020**

### **Director of Corporate Services**

#### **PURPOSE OF REPORT**

To inform Council of a change to the Scheme of Delegation made by the Leader relating to Executive functions, as detailed in the report.

This report is public.

#### **RECOMMENDATIONS**

**(1) That the report be noted.**

##### **1.0 Background**

1.1 Amendments to the Scheme of delegation relating to Executive functions may be made by the Leader in accordance with Paragraph 4(b) of section 2 of Part 3 of the Constitution. Any amendments that are made by the Leader are reported to the Director of Corporate Services, and any other officers concerned. The Director of Corporate Services then presents a report to the next ordinary meeting of Council setting out the changes made by the Leader.

##### **2.0 Details of the Change**

2.1 The Animal Welfare (Licensing of Activities Involving Animals) (England) Regulations 2018 came into force on 1 October 2018. The regulations, made under the Animal Welfare Act 2006, relate to licensing of animal activities, namely dog and cat boarding, dog breeding, hiring out horses, selling animals as pets, and keeping or training animals for exhibition.

2.2 S.4 (2)(a) of the regulations requires that 'The local authority must appoint one or more suitable qualified inspectors to inspect any premises on which the licensable activity or any part of it is being or is to be carried on...'

2.3 Similarly, enforcement matters to be conducted under the Animal Welfare Act 2006 have to be carried out by a duly appointed inspector.

2.4 Inspectors must be suitably qualified, either by holding qualifications defined in the guidance accompanying the regulations or, until October 2021, by having at least one year of experience in licensing and inspecting animal activities businesses.

2.5 The Leader has agreed an amendment to the Scheme of Delegation relating to executive functions so the Director for Communities and the Environment may

appoint, in writing, suitably qualified officers to act on behalf of the Council under the Animal Welfare Act 2006 and hence The Animal Welfare (Licensing of Activities Involving Animals) (England) Regulations 2018.

### 3.0 Conclusion

- 3.1 This report is submitted in accordance with Rule 4 (b) of the Cabinet Procedure Rules in the Council's Constitution, and is for noting.

<b>CONCLUSION OF IMPACT ASSESSMENT</b> <b>(including Health &amp; Safety, Equality &amp; Diversity, Human Rights, Community Safety, Sustainability and Rural Proofing)</b> None.	
<b>LEGAL IMPLICATIONS</b>  This report is submitted to Council for noting, as required by Paragraph 4(b) of section 2 of Part 3 of the Constitution.	
<b>FINANCIAL IMPLICATIONS</b>  There are no financial implications as a result of this report.	
<b>OTHER RESOURCE IMPLICATIONS, such as Human Resources; Information Services; Property; Open Spaces:</b>  None.	
<b>SECTION 151 OFFICER'S COMMENTS</b>  The Section 151 Officer has been consulted and has no further comments.	
<b>MONITORING OFFICER'S COMMENTS</b> The Monitoring Officer shall update the Council's Scheme of Delegation in the Constitution to reflect this new delegation.	
<b>BACKGROUND PAPERS</b>  None.	<b>Contact Officer:</b> Debbie Chambers <b>Telephone:</b> 01524 582057 <b>E-mail:</b> dchambers@lancaster.gov.uk <b>Ref:</b>