



# EXECUTIVE MEMBER DECISION

<b>REPORT OF:</b>	Executive Member for Environment
<b>LEAD OFFICERS:</b>	Director of Environment and Leisure
<b>DATE:</b>	14 May 2018

<b>PORTFOLIO/S AFFECTED:</b>	Environment
<b>WARD/S AFFECTED:</b>	All

**SUBJECT: Health and Safety Service Plan 2018-19**

## 1. EXECUTIVE SUMMARY

1.1 This report seeks approval for the Health and Safety Service Plan for the year 2018/19.

## 2. RECOMMENDATIONS

That the Executive Member:

2.1 Approves the Health and Safety Service Plan 2018/19.

## 3. BACKGROUND

3.1 The Health and Safety Executive's (HSE) section 18 guidance sets out what the HSE expects from local authorities in their delivery of health and safety enforcement duties.

3.2 One of the requirements of the guidance is that local authorities agree a service plan for the delivery of health and safety enforcement duties.

3.3 The relevant Executive member of Blackburn with Darwen Borough Council has historically agreed the health and safety service plan.

3.4 The content of this plan sets out the arrangements required by the section 18 guidance.

## 4. KEY ISSUES & RISKS

4.1 The Health and Safety Executive (HSE) and Local Authorities (LAs) are the principal Enforcing Authorities (EAs) for the Health and Safety at Work etc Act 1974 (HSWA). Local authorities are responsible for regulating the health and safety of about half of the workforce of Great Britain.

4.2 The primary purpose of the HSWA is to place a duty on employers to safeguard employees, and other people who may be affected by their activities, against risks in the work place. The role of the

EAs is to ensure that duty holders manage and control these risks and thus prevent harm to employees and to the public.

4.3 Local authorities must make “adequate arrangements for the enforcement” of health and safety and the HSE produces a code “the National Local Authority Enforcement Code” and guidance “Setting Local Authority Priorities and Targeting Interventions” which explains how to discharge this duty.

4.4 Health and Safety compliance work is delivered by 1 officer who spends the majority of his time on health and safety and 2.6 additional staff who spend a very small part of their time dealing with health and safety. This is generally in conjunction with food safety inspections. In total it is estimated that 1 FTE of staff resource is involved in health and safety compliance work.

4.4 The plan at appendix 1 sets out what work is to be prioritised for 2018/19 and a summary review of the work undertaken in 2017/18.

4.3 In 2017/18 progress was made in the following priority areas :-

- 4 during event inspections were made at Blackburn Rovers, Ewood Park. These concentrated on Health and safety at work for the staff and stewards and crowd safety for members of the public. The inspections were intelligence led and occurred when the largest number of people would be present. The stadium is the largest gathering of public and staff within the borough with the range of people attending from 2,000-27,000.
- 11 petrol storage sites were issued with licences; with 10 being inspected and advised on the safe storage and dispensing of petrol.
- 10 premises using charcoal to cook food or ignite tobacco (shisha bars) were inspected to check on safety measures in place. These sites were considered to be high risk as monitoring shows high levels of the highly toxic gas carbon monoxide can be present where these types of activity take place.
- 8 prohibition notices were served to immediately stop work activities. These included unguarded dough rollers and defective vehicle and passenger lifts.
- Of the 83 accidents reported 26 required investigation. In one case where there was a fatality an officer provided information to the Coroner’s court.

4.4 In 2018/19 the initiatives listed below will be the focus of attention for the resource available for health and safety:

- Complete the inspection programme of licensed petrol storage sites.
- Follow up incident notifications in areas of priority within the HSE’s National Code, along with any incidents where major injuries and fatalities are caused.
- Ewood Park (Safety of Sports Grounds) – 1 non-event inspection and 3 during match inspections to be undertaken
- Continue work on reducing the risk of carbon monoxide poisoning in shisha lounges and premises using solid fuel cooking in catering
- Complete a project on the safety of beverage gases in the hospitality industry

- Check on gas safety in commercial catering
- Inspect businesses needing a licence to store fireworks
- Respond to electrical incidents and other significant concerns including illegal abstractions.

## 5. POLICY IMPLICATIONS

5.1 The work to deliver the health and safety service plan supports the strategic objectives of improving health and wellbeing and creating more jobs and supporting business growth.

## 6. FINANCIAL IMPLICATIONS

6.1 The health and safety service plan will be delivered within the current budget for the Public Protection Service.

## 7. LEGAL IMPLICATIONS

7.1 None

## 8. RESOURCE IMPLICATIONS

8.1 None

## 9. EQUALITY AND HEALTH IMPLICATIONS

**Please select one of the options below. Where appropriate please include the hyperlink to the EIA.**

Option 1  Equality Impact Assessment (EIA) not required – the EIA checklist has been completed.

Option 2  In determining this matter the Executive Member needs to consider the EIA associated with this item in advance of making the decision. *(insert EIA link here)*

Option 3  In determining this matter the Executive Board Members need to consider the EIA associated with this item in advance of making the decision. *(insert EIA attachment)*

## 10. CONSULTATIONS

10.1 The health and safety service plan will be made available on the council's website for comment.

## 11. STATEMENT OF COMPLIANCE

The recommendations are made further to advice from the Monitoring Officer and the Section 151 Officer has confirmed that they do not incur unlawful expenditure. They are also compliant with equality legislation and an equality analysis and impact assessment has been considered. The recommendations reflect the core principles of good governance set out in the Council's Code of Corporate Governance.

**12. DECLARATION OF INTEREST**

All Declarations of Interest of any Executive Member consulted and note of any dispensation granted by the Chief Executive will be recorded and published if applicable.

**VERSION:** 1

**CONTACT OFFICER:** Denise Andrews

**DATE:** 14 May 2018

**BACKGROUND PAPER:** None