



# Constitution

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# Summary and Explanation

## **The Authority's Constitution**

The River Tees Port Health Authority ("the Authority") has agreed to adopt a formal Constitution which sets out how the Authority's duties and functions are executed in practice.

## **Operation of the Authority**

The Authority is a joint board comprising of 17 members who are appointed annually by the four riparian authorities specified within the River Tees Port Health Authority Order 2016 - namely Redcar and Cleveland Borough Council, Hartlepool Borough Council, Middlesbrough Borough Council and Stockton-on-Tees Borough Council.

Members of the Authority must also be members of the Council of the riparian authority responsible for appointing them and, by virtue of such membership, those individuals have agreed to abide by a code of conduct to ensure high standards in the way they undertake their duties.

All the appointed members meet together as the Authority. Meetings of the Authority are normally open to the public.

## **Decision Making**

The provisions of section 99 and Parts I and VI of Schedule 12 of the Local Government Act 1972 apply to meetings of the Authority and decisions of the joint board will be made in accordance with those provisions. Routine operational decisions are delegated to the Authority's officers although such decisions are subject to scrutiny where appropriate.

## **Staff of the Authority**

The Authority is managed by Redcar and Cleveland Borough Council and is part of the Council's management structure. The officers working for the Authority are subject to all the terms and conditions of the Council.

The Adults and Communities Directorate of Redcar and Cleveland Borough Council is responsible for the management and delivery of port health services. The Authority is part of the Environmental Health (Commercial) Team, in the Health Protection and Health Care Quality Section of Public Health within Adults and Communities.

Details of the officers of the Authority, their responsibilities and the management structure are included within this document.

# ARTICLE 1 - CONSTITUTION

## Joint board

- 1.1 The Authority is a joint board consisting of 17 members appointed by the four riparian authorities as specified in the River Tees Port Health Authority Order 2016 - that is to say Redcar and Cleveland Borough Council, Middlesbrough Borough Council, Stockton-on-Tees Borough Council and Hartlepool Borough Council (hereinafter referred to as “the riparian authorities”).

## Appointment of Members

- 1.2 Members will be appointed to the joint board by each of the riparian authorities (from members of its council) in the numbers specified below:

Redcar and Cleveland Borough Council:	5 members
Middlesbrough Borough Council:	5 members
Stockton-on-Tees Borough Council:	5 members
Hartlepool Borough Council:	2 members

The riparian authorities shall appoint members to the joint board at meetings to be held in May of each year.

- 1.3 Any vacancies occurring amongst members of the joint board shall be filled by the specified riparian authority in the representation of which the vacancy occurred at a meeting to be held as soon as possible after such occurrence.
- 1.4 The proper officer of each riparian authority shall forthwith notify in writing to the proper officer of the Authority the name, address and occupation of any person appointed by his/her own authority to be a member of the Authority.
- 1.5 A person appointed to be a member of the joint board shall cease to be such a member in the event that he/she ceases to be a member of the Council of the riparian authority by which he was appointed.

## Retirement of Members

- 1.6 All members of the Authority shall retire from office, and the newly appointed members shall come into office on 1<sup>st</sup> June of each year.
- 1.7 A retiring member of the joint board may be re-appointed for a further term of office if at the time of their re-appointment they are otherwise qualified to be so appointed.

## **Chair and Vice-Chair**

- 1.8 The Chair and Vice-Chair of the joint board shall be elected annually by the members of the joint board from amongst the members.
- 1.9 The Chair and Vice-Chair elected each year shall be drawn from two different riparian authorities which shall be selected on a rotational basis in the following order:
- Redcar and Cleveland Borough Council  
Hartlepool Borough Council  
Middlesbrough Borough Council  
Stockton-on-Tees Borough Council.
- 1.10 The election of the Chair and Vice-Chair of the joint board shall be the first business transacted at the annual meeting of the joint board.
- 1.11 In the case of equality of votes, the person presiding at the annual meeting shall give a casting vote in addition to any other vote they may have.
- 1.12 The Chair shall, unless they resign or become disqualified, continue in office until their successor becomes entitled to act as Chair.
- 1.13 During their term of office, the Chair shall continue to be a member of the joint board.

## **Voting**

- 1.14 Voting rights in relation to the joint board shall be applicable only to the individual members specifically appointed to the joint board by the riparian authorities. Such rights shall not apply to individuals attending meetings of the joint board as substitute members who shall be permitted to take part in discussions but who shall not be permitted to cast any vote.

## **Expenses**

- 1.15 Any expense incurred by the Authority in pursuance of its powers and duties shall be apportioned in the following percentages:
- |                                       |     |
|---------------------------------------|-----|
| Redcar and Cleveland Borough Council: | 52% |
| Stockton-on-Tees Borough Council:     | 31% |
| Middlesbrough Borough Council:        | 15% |
| Hartlepool Borough Council:           | 2%  |

## **ARTICLE 2 - FUNCTIONS OF THE AUTHORITY AND SCHEME OF DELEGATION**

### **Functions of the Authority**

- 2.1 By virtue of the River Tees Port Health Authority Order 2016, the Authority has a number of functions, rights and liabilities of a local authority assigned to it under various enactments. The Order is included within this Constitution at Annex A. Where an amendment or replacement to legislation included in the Order has taken place, the Scheme of Delegation will reflect the current legal position.
- 2.2 The Authority may delegate various functions to its officers in order that those functions are executed in the most practical and efficient manner possible.
- 2.3 Where functions are delegated the following rules will apply:
- (i) The officer to whom a delegated power is given may, (subject to any legal requirement to the contrary), delegate further.
  - (ii) Where any function is delegated to an officer, the joint board (i.e. the Authority) may direct that in any particular case that the delegation is not to apply, and may determine the matter itself.
  - (iii) An officer to whom any function is delegated is not obliged to exercise that obligation and may report to the Authority on any delegated matter.
- 2.4 The exercise of delegated powers under the constitution shall be recorded in writing and reported as soon as is practicable to the Authority.

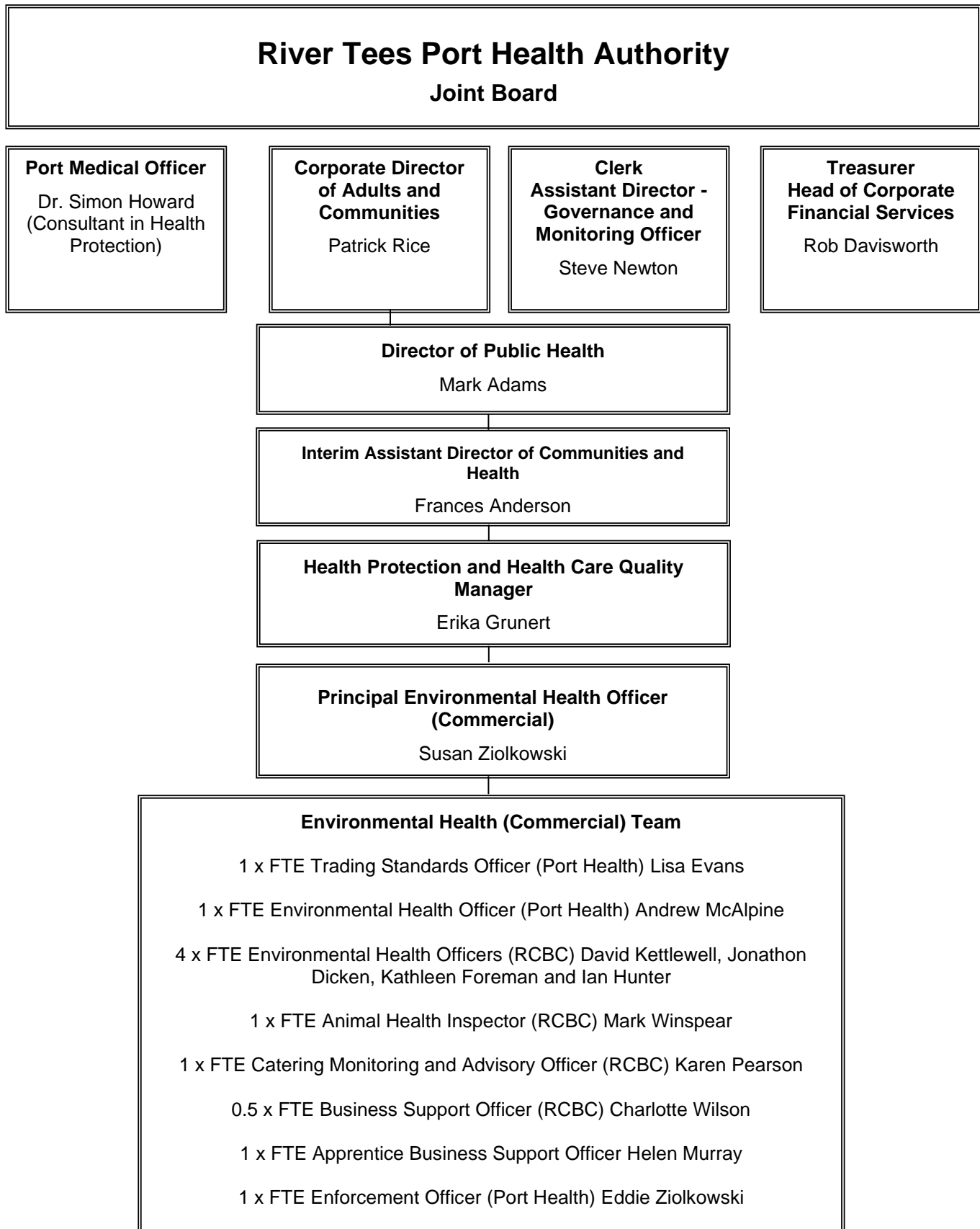
### **Scheme of Delegation to Officers**

- 2.5 This Scheme sets out the powers that have been delegated to officers. The details of the Scheme are set out in Annex B. Additions and amendments to the Scheme are deemed not to be amendments to the constitution.

## **ARTICLE 3 – AUTHORITY STRUCTURE**

- 3.1 The Authority is managed by Redcar and Cleveland Borough Council and is subject to all policies and procedures of the Council. The Authority operates as part of the Councils Environmental Health (Commercial) Team under the supervision of the Principal Environmental Health Officer (Commercial).
- 3.2 The Environmental Health (Commercial) Team and RTPHA are part of the Health Protection and Health Care Quality Service, which is within the Adults and Communities Directorate. There are two port health officers who carry out the day to day responsibilities of the Authority, supported by other officers of the Environmental Health (Commercial) Team.
- 3.3 There are four officers, who report directly to the joint board:
- a) The Corporate Director of Adults and Communities, Redcar and Cleveland Borough Council.
  - b) The Clerk, Assistant Director - Governance and Monitoring Officer, Corporate Resources, Redcar and Cleveland Borough Council.
  - c) The Treasurer, Head of Corporate Financial Services, Corporate Resources, Redcar and Cleveland Borough Council.
  - d) The Port Medical Officer, Consultant in Health Protection, Public Health England.
- 3.4 The Health Protection and Health Care Quality Service Manager has managerial responsibility for other officers authorised to act on behalf of the Authority. Officers from other riparian authorities who may be seconded to the Authority or who from time to time may have to assist Redcar and Cleveland Borough Council shall work under the direction of the Principal Environmental Health Officer (Commercial) and shall devote the whole of their time, attention and skills to their duties for the receiving authority.
- 3.4 The officer(s) shall faithfully and diligently perform duties and exercise such powers as may from time to time be reasonably assigned to or vested in them by the Principal Environmental Health Officer (Commercial) or the Health Protection and Health Care Quality Manager or under the direction and authority of the Authority. The officer(s) shall obey all reasonable and lawful directions given to them by or under such authority and shall use their best endeavours to promote the interests of the Authority. For the avoidance of doubt, the officer(s) will be subject to day to day line management from the receiving authority but with overall management responsibility falling to the seconding/assisting riparian authority under the contract of employment. The conditions of service of the seconding/assisting authority shall continue to apply to the officer(s) at all times.

# Structure of River Tees Port Health Authority





## ARTICLE 4 – PROPER OFFICER APPOINTMENTS

No	Provision	Power	Proper Officer
1	S225 Local Government Act 1972	The officer with whom any document shall be deposited pursuant to the Standing Orders of either House of Parliament or any enactment or instrument	The Clerk
2	S229 Local Government Act 1972	The officer who shall certify a photographic copy of a document	The Clerk
3	S234 Local Government Act 1972	<p>The officer who may authenticate any notice, order or other document which the Authority is authorised or required to give, make or issue under the following legislation or under regulations made pursuant thereto:</p> <ol style="list-style-type: none"> <li>1) The Agriculture Act 1970</li> <li>2) Food Safety Act 1990</li> <li>3) Clean Air Act 1956</li> <li>4) Public Health Act 1961</li> <li>5) Clean Air Act 1968</li> <li>7) Environmental Protection Act 1990</li> <li>8) Control of Pollution Act 1974</li> <li>9) Local Government (Miscellaneous Provisions) Act 1976 – sections 16 and 32 only.</li> <li>10) The Public Health (Control of Diseases) Act 1984</li> <li>11) The Food Safety and Hygiene (England) Regulations 2013</li> <li>12) The European Communities Act 1972 (all regulations and any modifications made under this Act)</li> </ol>	Health Protection and Health Care Quality Manager / Principal Environmental Health Officer (Commercial)
4	S234 Local Government Act 1972	The officer who may authenticate any notice, order or other document which the Authority is authorised or	The Clerk

		required to give, make or issue other than those specified above.	
5	Public Health (Control of Disease) Act 1984 as amended and regulations made pursuant thereto	Powers in relation to disease control and public health risk assessments.	Port Medical Officer (Consultant in Health Protection)
6	Any provisions of any Act, Statutory Instrument requiring the appointment of a Proper Officer not dealt with above	Any power or requirement	The Clerk

## **ARTICLE 5 – AUTHORISATION OF OFFICERS OF THE AUTHORITY**

- 5.1 For authorisation and competency of officers please refer to Quality System Procedure: QSP/EHC/06 Authorisation of officers.
- 5.2 The Principal Environmental Health Officer (Commercial) will confirm that each of the riparian authorities has a similar quality system that ensures that only qualified and competent officers are authorised to act on their behalf.
- 5.3 The Principal Environmental Health Officer (Commercial) will record the qualifications and any applicable registration number of any officer authorised to act on behalf of the Authority.

## **ARTICLE 6 – PROCEDURE FOR SERVICE/AUTHORISATION OF LEGAL DOCUMENTS AND PROCEEDINGS**

- 6.1 The Authority is empowered by various enactments to serve legal documents and to institute legal proceedings.
- 6.2 Where the Authority intends to exercise a power of this nature, the procedure detailed below shall be complied with. In addition, the Authority will use best endeavours to comply with the principles contained in the Regulators' Code (<https://www.gov.uk/government/publications/regulators-code>) and with any relevant code of recommended practice and/or official guidance which might exist at the time the power is exercised.

### **Procedure for Authorisation of Legal Proceedings/Documents**

#### **Introduction**

- 6.3 The Health Protection and Health Care Quality Manager, the Principal Environmental Health Officer (Commercial), Environmental Health Officers and Trading Standards Officers issue a number of legal documents including and relating to; Statutory Notices, Permits, Simple Cautions and Prosecutions. This documentation will be signed in the name of the individually authorised officer.

#### **Specific Examples**

- 6.4 Notices - The decision to serve a legal notice rests with the individual officers and they will prepare and sign all the relevant paperwork.
- 6.5 Simple Cautions - The decision to offer a simple caution will be made in accordance with the Scheme of Delegation and with approval from the Clerk to the Authority and the Corporate Director of Adults and Communities, RCBC. A simple caution will be subject to sufficient evidence to warrant a prosecution.
- 6.6 Prosecutions - The decision to prosecute will be made in accordance with the Scheme of Delegation and the officer will prepare the evidence for the prosecution for approval by the Clerk to the Authority.

#### **Other Issues**

- 6.7 Where appropriate, reference will be made to all relevant Statutory Codes of Practice and guidance, including the Regulators' Code and the Authority's Enforcement Policy before legal action is taken. The Enforcement Policy will be followed when any form of legal action is considered.

- 6.8 The Health Protection and Health Care Quality Manager and the Corporate Director of Adults and Communities are authorised to instigate prosecutions and administer simple cautions by virtue of the Scheme of Delegation contained herein.
- 6.9 All decisions made relating to prosecutions and simple cautions will be advised to the Chair and Vice-Chair of the Authority, together with details of the costs of such action.

## ANNEX A – Scheme of Delegation to Officers

No.	Powers and Duties	Delegation exercised by any of the officers assigned to each duty/power	Origin and Extent of Delegation	Checks and balances
1	Food Service Plan – Annual Statutory requirement of Food Standards Agency.	<ul style="list-style-type: none"> <li>• Principal Environmental Health Officer (Commercial) (PEHO)</li> </ul>	Joint board delegated.	Submitted for member approval as part of Annual Report.
2	Preparation of annual budget.	<ul style="list-style-type: none"> <li>• Treasurer</li> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> </ul>	Joint board delegated.	Submitted for member approval.
3	Monitoring of Annual Budget.	<ul style="list-style-type: none"> <li>• Treasurer</li> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> </ul>	Joint board delegated.	
4	To address new legislation and respond to consultations.	<ul style="list-style-type: none"> <li>• Clerk</li> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> </ul>	Joint board delegated.	In consultation with the Chair or Vice Chair.
5	To secure improvements in service delivery.	<ul style="list-style-type: none"> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> </ul>	Joint board delegated.	In consultation with the Clerk.
6	To review management structures and make changes within budget; To appoint all staff below PEHO.	<ul style="list-style-type: none"> <li>• Clerk</li> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> </ul>	Joint board delegated.	In consultation with the Treasurer and the Clerk with advice from RCBC Human Resources department.
7.	To determine any matter which the Clerk, Treasurer or Corporate Director of Adults and Communities considers to be of such urgency that it is not possible to immediately refer the matter to the relevant decision maker.	<ul style="list-style-type: none"> <li>• Clerk</li> <li>• Treasurer</li> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> </ul>	Joint board delegated.	In consultation with Chair/Vice Chair. Subsequent report to members.
8	To authorise any named officer to exercise powers delegated to the Clerk, Treasurer or Corporate Director of Adults and Communities.	<ul style="list-style-type: none"> <li>• Clerk</li> <li>• Treasurer</li> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> </ul>	Joint board delegated.	
9	Human Resources functions including conditions of service, designation of posts, recruitment.	<ul style="list-style-type: none"> <li>• Clerk</li> <li>• Treasurer</li> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> </ul>	Joint board delegated.	With advice from RCBC Human Resources department.

		in accordance with policies of RCBC.		
10	To approve the attendance of employees at training courses.	<ul style="list-style-type: none"> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> </ul>	Joint board delegated.	
11	To issue Simple Cautions pursuant to those Statutory functions within the remit of the Authority.	<ul style="list-style-type: none"> <li>• Clerk</li> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> </ul>	Joint board delegated.	
12	To institute, prosecute, defend, withdraw, conduct, settle or appeal any legal proceedings which do not involve the Authority being exposed to a significant level of risk in financial or other terms, on behalf of the Authority; including legal proceedings for contraventions of any of the statutory provisions set out in this scheme, including contraventions of any related statutory instruments, regulations or orders and all appropriate legal proceedings under common law, other than where any statutory provision, enactment or the Authority give specific authority to a particular Officer, including the authentication of such proceedings other than where so authorised pursuant to procedure rules contained in this constitution relating to the authentication of documents for legal proceedings.	<ul style="list-style-type: none"> <li>• Clerk</li> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> </ul>	Joint board delegated.	
13	To take any necessary steps, including the commencement of legal proceedings to secure the payment of any debt or to enforce the performance of any obligation due to the Authority and to take any such steps as he may consider necessary to enforce any judgement order.	<ul style="list-style-type: none"> <li>• Clerk</li> </ul>	Joint board delegated.	In consultation with the Corporate Director of People Services and Treasurer.

14	Local Government Act 1972 – Proper Officer functions.	<ul style="list-style-type: none"> <li>• Clerk</li> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> </ul>	Joint board delegated.	
15	S.151 Local Government Act 1972. Proper Administration of Financial affairs and requirement to report to the Authority any breach.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	
16	S.114 LG Act 1988. Requirement to report to authority if (a) unlawful expenditure (b) unbalanced budget.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	In consultation with Clerk and Chair or Vice-Chair.
17	Accounts and Audit Regulations 1996 – proper accounting records and control systems in accordance with CIPFA Codes of Practice – effective Internal audit.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	
18	Attorney General v Dr. Winton 1906, fiduciary responsibility to local taxpayers.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	
19	Agree payment dates for precepting authorities.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	
20	Prepare Annual Accounts for Audit.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	External Audit.
21	Approve adjustments to Accounts.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	In consultation with the Clerk.
22	Review Insurance Contract.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	In consultation with the Clerk and the Corporate Director of People Services.
23	Develop rolling Audit plan based on risk assessment.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	
24	Reporting of serious weakness in systems and fraud and corruption to the Authority.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	In consultation with the Clerk and the Corporate Director of People Services.
25	Implement the Authority's payroll system and monitor operation.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	



26	Co-ordinate and manage financial transactions with pension funds, inland revenue and charities.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	
27	Operate and Control payments system.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	
28	Operate and Control Debtors systems.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	
29	Develop write off protocols.	<ul style="list-style-type: none"> <li>• Treasurer</li> </ul>	Joint board delegated.	In consultation with the Clerk and the Corporate Director of People Services.
30	Duty or power of the authority to act or take actions under the legislation set out in Annex C.	<ul style="list-style-type: none"> <li>• Clerk</li> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> <li>• Environmental Health Officers</li> <li>• Trading Standards Officers</li> <li>• Enforcement Officers</li> </ul>	Joint board delegated.	
31	Exercise of powers of entry, investigation, inspection and ancillary related powers authorised by and contained within those statutes listed in Annex C including all relevant statutory provisions made there under.	<ul style="list-style-type: none"> <li>• Clerk</li> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> <li>• Environmental Health Officers</li> <li>• Trading Standards Officers</li> <li>• Enforcement Officers</li> </ul>	Joint board delegated.	
32	To sign and issue statutory notices, directions and orders as the proper officer for statutes in Annex C unless otherwise stated including, but not limited to, authorisation in respect of prescribed processes, enforcement, prohibition, revocation and variation notices. To sign authorisations in respect of prescribed processes.	<ul style="list-style-type: none"> <li>• Clerk</li> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> <li>• Environmental Health Officers</li> <li>• Trading Standards Officers</li> </ul>	Joint board delegated.	

33	To appoint and authorise officers and other persons acting on behalf of the Authority to carry out those duties and functions contained within those statutes listed in the Annex C including all relevant statutory provisions made there under including powers of entry, investigation and inspection.	<ul style="list-style-type: none"> <li>• Clerk</li> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> </ul>	Joint board delegated.	
34	Food Safety Act 1990: To exercise the powers of an authorised officer under the Food Safety Act 1990 as amended Sections 9, 10, 12, 29, 30, 32 and any other relevant regulations and provisions made there under. Food Safety and Hygiene (England) Regulations 2013: To exercise the powers of an authorised officer under the Food Safety and Hygiene (England) Regulations 2013, Regulations 6, 8, 9, 10, 14, 15, 16 and 29.	<ul style="list-style-type: none"> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> <li>• Environmental Health Officers</li> <li>• Trading Standards Officers</li> </ul>	Joint board delegated.	
35	Authority to: Grant and issue full and conditional approvals of product specific establishments under the provision of the Food Safety and Hygiene (England) Regulations 2013.	<ul style="list-style-type: none"> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> </ul>	Joint board delegated.	
36	Authority to: Refuse, suspend, or withdraw approvals of conditional approvals or product specific establishments under the provision of the Food Safety and Hygiene (England) Regulations 2013.	<ul style="list-style-type: none"> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> </ul>	Joint board delegated.	
37	Appointment of Veterinary Officers for duties as Port Official Veterinary.	<ul style="list-style-type: none"> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> </ul>	Joint board delegated.	In consultation with Chair or Vice Chair.
38	Food hygiene training: Power to set charges and vary as appropriate.	<ul style="list-style-type: none"> <li>• PEHO</li> </ul>	Joint board delegated.	

39	Power to Appoint: Public Analyst Food Examiner.	<ul style="list-style-type: none"> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> </ul>	Joint board delegated.	In consultation with Chair/Vice Chair.
40	Food and Environmental Protection Act, 1985 (as Amended): Power to take emergency action on behalf of the FSA to protect foodstuffs.	<ul style="list-style-type: none"> <li>• Corporate Director of Adults and Communities</li> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> </ul>	Joint board delegated.	
41	Review of Authority Health and Safety Policy.	<ul style="list-style-type: none"> <li>• Health Protection and Health Care Quality Manager</li> <li>• PEHO</li> </ul>	Joint board delegated.	In consultation with the Clerk.

## **ANNEX B - Scheme of Delegation to Officers**

This list of Statutes encompasses all directions, orders and regulations made there under:

- Public Health Act 1875
- Public Health Act 1936
- Public Health Act 1961
- Slaughterhouses Act 1974
- Control of Pollution Act 1974
- Local Government Act 1972 (as amended)
- Local Government (Miscellaneous Provisions) Act 1976
- Local Government Act 1988
- Accounts and Audit Regulations 1996
- Building Act 1984 (c.55)
- Food Safety Act 1990 (c.16)
- Water Industry Act 1991 (c.56)
- Clean Air Act 1993 (c.11)
- Noise and Statutory Nuisance Act 1993 (c.40)
- The European Communities Act 1972
- The Health Act 2006
- The Smoke-free (Premises and Enforcement) Regulations 2006
- Trade in Animals and Related Products Regulations 2011 (as amended)
- The Transmissible Spongiform Encephalopathies (England) Regulations 2010
- Animal By-Products (Enforcement) (England) Regulations 2013
- Animal Feed (England) Regulations 2010
- The Official Feed and Food Controls (England) Regulations 2009 as amended and all Emergency Control Declarations made thereunder
- All Emergency Control Regulations
- Prevention of Damage by Pests Act 1949
- Environmental Protection Act 1990
- Pollution and Prevention Control Act, 1999
- Environmental Permitting (England and Wales) Regulations 2016
- Food and Environment Protection Act 1985
- Feed (Sampling and Analysis and Specified Undesirable Substances) (England) Regulations 2010
- The Organic Products Regulations 2009 (as amended)
- The Plastic Kitchenware (Conditions on Imports from China) (England) Regulations 2011
- The Contaminants in Food (England) Regulations 2013
- Materials and Articles in Contact with Food (England) Regulations 2012
- The Food Information Regulations 2014
- Animal Feed (Composition, Marketing and Use) (England) Regulations 2015 (as amended)

- Animal Feed (Hygiene, Sampling, etc. and Enforcement) (England) Regulations 2015
- Animal Feed (Composition, Marketing and Use) (England) Regulations 2015
- Country of Origin of Certain Meats (England) Regulations 2015
- All Emergency Control Regulations

## **Scheme of Delegation to Officers to which Delegated Powers 31 to 37 apply**

This list of Statutes encompasses all directions, orders and regulations made there under:

- The Food Safety and Hygiene (England) Regulations 2013 (as amended)
- The Food Safety Act 1990 as amended
- The Agricultural Act 1970 as amended
- The Public Health (Control of Diseases) Act 1984 (as amended)
- The European Communities Act 1972
- The Health Act 2006
- The Smoke-free (Premises and Enforcement) Regulations 2006
- Trade in Animals and Related Products Regulations 2011
- The Transmissible Spongiform Encephalopathies (England) Regulations 2010
- Animal By-Products (Enforcement) (England) Regulations 2013
- Animal Feed (England) Regulations 2010
- The Official Feed and Food Controls (England) Regulations 2009 as amended and all Emergency Control Declarations made there under
- All Emergency Control Regulations
- Feed (Sampling and Analysis and Specified Undesirable Substances) (England) Regulations 2010
- Prevention of Damage by Pests Act 1949
- Environmental Protection Act 1990
- Public Health Act 1936
- Public Health Act 1961
- Pollution and Prevention Control Act 1999
- Pollution Prevention and Control (England and Wales) Regulations 2000 (as amended)
- Environmental Permitting (England and Wales) Regulations 2016
- Food and Environment Protection Act 1985
- Materials and Articles in Contact with Food (England) Regulations 2012
- The Contaminants in Food (England) Regulations 2013
- The Organic Products Regulations 2009 as amended
- The Plastic Kitchenware (Conditions on Imports from China) (England) Regulations 2011
- The Food Information Regulations 2014

- Animal Feed (Composition, Marketing and Use) (England) Regulations 2015
- Animal Feed (Hygiene, Sampling, etc. and Enforcement) (England) Regulations 2015
- Animal Feed (Composition, marketing and use) (England) Regulations 2015
- Country of Origin of Certain Meats (England) Regulations 2015

**ANNEX C - RIVER TEES PORT HEALTH AUTHORITY ORDER  
2016**