

<b>Committee:</b>	<b>Date:</b>
Port Health and Environmental Services Committee	26/04/2019
<b>Subject:</b> Decisions taken under delegated powers since the last meeting of the Committee	<b>Public</b>
<b>Report of:</b> Town Clerk	<b>For Information</b>
<b>Report author:</b> Rofikul Islam, Town Clerk's Department	

## Summary

This report advises Members of action taken by the Town Clerk, in consultation with the Past Chairman and Deputy Chairman, since the last meeting of the Committee, in accordance with Standing Order No. 41(a).

## Recommendation:

- Members are asked to note the report.

## Main Report

### Standing Order No. 41(a) - Delegation of Powers to the Director of Markets and Consumer Protection

#### Background

1. Chief Officers and designated post holders within the City of London Corporation are required to implement various legislation under the authority of delegated powers.
2. At present, officers within the Department of Markets & Consumer Protection are authorised by Port Health and Environmental Services Committee to enforce regulations made under the European Communities Act 1972 (ECA 1972), insofar as they apply to the Common Council of the City of London in its capacity as a local authority, weights and measures authority, food authority or port health authority.
3. On the day that the United Kingdom exits the EU, the ECA 1972 will be repealed by the European Union (Withdrawal) Act 2018. This new legislation introduces continuity arrangements, saving and transitioning the regulations in the ECA 1972 to provide the same powers to allow enforcement action to be taken if necessary.
4. Officers will need to be authorised under the European Union (Withdrawal) Act 2018 from the date of the UK's exit from the EU, hence the report being submitted under Urgency Procedures.

### Action taken

The Town Clerk, in consultation with the Past Chairman and Deputy Chairman of the Port Health and Environmental Services Committee, approves the delegated authority to the Interim Director of Consumer Protection and Markets Operations to:

- approve the delegation to the Director of Markets and Consumer Protection, and in his absence the Port Health and Public Protection Director, to act in respect of all regulations made under Section 8(1) of the European Union (Withdrawal) Act 2018, insofar as they relate to the City of London Corporation's areas of jurisdiction, and to authorise officers of the Department of Markets & Consumer Protection to act under the aforementioned provisions.

### Conclusion

1. In accordance with Standing Order No. 41 (b), Members are asked to note the decisions taken by the Town Clerk, in consultation with the Past Chairman and Deputy Chairman, since the Committee's last meeting on 5 March 2019.

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