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#### 4E Functions in relation to Regulatory Matters including Public Health, Environmental Health and Health and Safety

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| No. | Function                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Act or Statutory Instrument (where applicable)                      | Responsibility/Decision Maker                       |
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| 1.  | Powers of entry, inspection, regulation etc, in relation to animals                                                                                                                                                                                                                                                                                                                                                                                          | Animal Welfare Act 2006 S10, 18, 19                                 | Senior Officer Responsible for Operational Services |
| 2.  | <p>Powers with respect to graffiti and fly-posting. Powers to require name and address and to issue fixed penalty notices for graffiti and fly-posting.</p> <p>Power to serve graffiti removal notices</p>                                                                                                                                                                                                                                                   | Anti-Social Behaviour Act 2003 S 43, 52, 68, 79, 85                 | Senior Officer Responsible for Operational Services |
| 3.  | <p>Authority to serve community protection notices and fixed penalty notices in relation to offences in breach of community protection notices.</p> <p>Authorisation to issue fixed penalty notices in relation to offences in breach of Public Spaces Protection Orders.</p> <p>Power for local authority representatives to enter premises to fix a copy of a closure notice.</p> <p>Power of entry and means to secure enforcement of Closure Orders.</p> | Anti-social Behaviour, Crime and Policing Act 2014 s43-s93 (Part 4) | Senior Officer Responsible for Operational Services |

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| 4. | <p>Service of notice to address unsatisfactory provision for drainage, to resolve defective drainage and to resolve drainage which is prejudicial to health or a nuisance.</p> <p>Powers of entry, inspection and for the purposes etc., specified.</p>                                                                                                                                                                                                                  | Building Act 1984 S 59(1), 76, 84, 95                                                                                       | Senior Officer Responsible for Operational Services |
| 5. | <p>Powers of entry, inspection, service of notice, to carry out works, emergency action and for the purposes etc., specified in the Acts.</p>                                                                                                                                                                                                                                                                                                                            | <p>Caravan Sites Act 1968 All sections</p> <p>Caravan Sites and Control of Development Act 1960 All sections as amended</p> | Senior Officer Responsible for Operational Services |
| 6. | <p>Dealing with offences, rights of entry and inspection, duty to notify occupiers of offences and powers to request information.</p>                                                                                                                                                                                                                                                                                                                                    | Clean Air Act 1993 Parts I, II, IV, V, VII and S 36, 51, 56, 57, 58                                                         | Senior Officer Responsible for Operational Services |
| 7. | <p>Authority to serve fixed penalty notices for nuisance parking offences, powers to require names and addresses. Power in respect of graffiti and other defacement</p> <p>Fixed penalty notice for failing to provide key holder details</p> <p>Power to require name and address for fixed penalty notice.</p> <p>Powers of entry, inspection and for the purposes etc., specified.</p> <p>Warrant to enter premises by force.</p> <p>Authority to silence alarms.</p> | Clean Neighbourhoods and Environment Act 2005 S 6, 7, 28-30, 32-34, 73, 76-79                                               | Senior Officer Responsible for Operational Services |

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| 8.  | <p>Authority to serve notice to control noise on construction sites. Authority to give prior consent.</p> <p>Powers of entry, inspection, obtain information and for the purposes etc., specified</p>                                                                                       | Control of Pollution Act 1974 Sections 60, 61, 91, 93                                                    | Senior Officer Responsible for Operational Services |
| 9.  | <p>Power to require production of authority to transport controlled waste. Seizure of vehicles or its contents</p> <p>Power to serve fixed penalty notices under section 5.</p> <p>Power to seize and dispose of vehicles used for illegal waste disposal if a warrant has been issued.</p> | Control of Pollution (Amendment) Act 1989 S 5, 5A, 5B, 6                                                 | Senior Officer Responsible for Operational Services |
| 10. | Powers with respect to electrical safety in private rented sector.                                                                                                                                                                                                                          | Electrical Safety Standards in the Private Rented Sector (England) Regulations 2020 S 4-14               | Senior Officer Responsible for Operational Services |
| 11. | <p>Authorised to enforce Minimum Energy Efficiency Standards - Powers of entry, inspection and for the purposes etc., specified.</p>                                                                                                                                                        | Energy Act 2011 and The Energy Efficiency (Private Rented Property) (England and Wales) Regulations 2015 | Senior Officer Responsible for Operational Services |
| 12. | Authority to serve an FPN (£5,000) for failure of a letting agent or property manager to belong to a government approved redress scheme.                                                                                                                                                    | Enterprise and Regulatory Reform Act 2013 The Redress Schemes for Letting Agency and Property Management | Senior Officer Responsible for Operational Services |

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|     |                                                                                                                                                                                                                                                                                                                                                                      | Work<br>(Requirement to belong to Scheme etc.)<br>Order 2014                                                                                                                                                 |                                                     |
| 13. | <p>Power of entry for the provision of the pollution control enactments. Requisition of information, provision of unobstructed assistance as requested and all other relevant powers of this section.</p> <p>Power to deal with cause of imminent danger of serious pollution.</p>                                                                                   | Environment Act 1995 S 108, 109 and Schedule 18                                                                                                                                                              | Senior Officer Responsible for Operational Services |
| 14. | <p>Power to serve a notice to prevent environmental damage and for the purposes specified.</p> <p>Power to serve a notice to prevent further environmental damage</p>                                                                                                                                                                                                | Environmental Damage Regulations 2015 S 13, 14, 15, 18, 20, 22, 23, 24, 27, 32                                                                                                                               | Senior Officer Responsible for Operational Services |
| 15. | Powers for the regulation and inspection of prescribed processes.                                                                                                                                                                                                                                                                                                    | Environmental Permitting Regulations 2016. All relevant Sections.                                                                                                                                            | Senior Officer Responsible for Operational Services |
| 16. | <p>Prohibition of unauthorised or harmful deposit, treatment or disposal etc. of waste. Powers to Serve Fixed Penalty Notices.</p> <p>Duty of Care etc. as respects waste</p> <p>Powers to Serve Fixed Penalty Notices</p> <p>Powers to search and seize vehicles.</p> <p>Authority to serve FPN for offences of leaving commercial industrial or domestic waste</p> | Environmental Protection Act 1990 Section 33, 33ZA 34, 34ZA, 34A, 34B 46A, 47ZA 59/59ZA, Schedule 3 para 2, 2A Section 71(2) 78E 78N,79, 80, 88 88A as amended by the Noise and Statutory Nuisance act 1993. | Senior Officer Responsible for Operational Services |

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|     | <p>receptacles on the Highway or road.</p> <p>Power to require removal of waste unlawfully deposited by owner</p> <p>Powers of entry to deal with statutory nuisances</p> <p>Power to serve notice to require information</p> <p>Power to take action to abate nuisances</p> <p>Authority to serve fixed penalty notices for littering</p> <p>Power to require the keeper of a vehicle to pay a fixed (civil) penalty if there is a reason to believe that a littering offence has been committed from the vehicle</p> <p>Authority to issue litter abatement notices, litter clearing notices, litter control notices and serve fixed penalty notices for contraventions</p> |                                                                        |                                                           |
| 17. | <p>Authority to serve fixed penalty notices Authority to carry out enforcement action and instigate legal proceedings for offences.</p> <p>Powers of entry, inspection and for the purposes etc., specified.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Health Act 2006<br>Section 9(1),<br>Schedule 2                         | Senior Officer<br>Responsible for<br>Operational Services |
| 18. | Duty to enforce Chapter 1 and regulations made under it.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Health Act 2006<br>- Section 10(3)                                     | Senior Officer<br>Responsible for<br>Operational Services |
| 19. | Power to authorise officers.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Health Act 2006<br>- Section 10(5)<br>and paragraph 1<br>of Schedule 2 | Senior Officer<br>Responsible for<br>Operational Services |

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| 20. | Functions relating to fixed penalty notices.                                                                                                                                                                                                                                                                                                   | Health Act 2006<br>Smoke-free<br>(Vehicle Operators and Penalty Notices) Regulations 2007 - Paragraphs 13, 15 and 16 of Schedule 1 | Senior Officer Responsible for Operational Services |
| 21. | Functions under any of the “relevant statutory provisions” within the meaning of Part I (health, safety and welfare in connection with work, and control of dangerous substances) of the Health and Safety at Work etc. Act 1974, to the extent that those functions are discharged otherwise than in the authority's capacity as an employer. | Health and Safety at Work etc. Act 1974 (Part I)                                                                                   | Senior Officer Responsible for Operational Services |
| 22. | Public Health Protection Activities.                                                                                                                                                                                                                                                                                                           | Health and Social Care Act 2008 – Section 129                                                                                      | Senior Officer Responsible for Operational Services |
| 23. | Authorisation under S101 of the Local Government Act 1972 and S19 of the Local Government Act 2000 to exercise powers on behalf of the Highways Authority,                                                                                                                                                                                     | Highways Act 1980                                                                                                                  | Senior Officer Responsible for Operational Services |
| 24. | Powers to make Survey and examinations, survey or valuation, measuring of rooms.                                                                                                                                                                                                                                                               | Housing Act 1985 Part X and XI, S 260, 319, 337, 340, 600                                                                          | Senior Officer Responsible for Operational Services |
| 25. | Exercising powers and duties including:-<br>Relating to the service of improvement notices and follow up action.                                                                                                                                                                                                                               | Housing Act 2004 Part I, CHAPTERS 1-3, 5, Part 2, S 62 64,69,70; S 131, Schedule 3, part 1, part 2 para 4; S 139,144, 234,         | Senior Officer Responsible for Operational Services |

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|  | <p>Relating to the service of prohibition orders and follow up action.</p> <p>Relating to the service of Hazard Awareness Notices</p> <p>Relating to the enforcement of improvement notices.</p> <p>Relating to the enforcement of prohibition orders.</p> <p>Relating to emergency remedial action and Emergency Prohibition Orders.</p> <p>Relating to the powers to charge for enforcement action and recovery of charges</p> <p>Relating to temporary exemption from licensing</p> <p>Relating to the granting and refusal of HMO licences and the revocation and variation of licences.</p> <p>Relating to management orders; powers of entry to carry out works in default.</p> <p>Relating to overcrowding notices in certain houses in multiple occupation not required to be licensed.</p> <p>Relating to enforcement of management regulations.</p> <p>Requiring production of documents.</p> <p>Relating to survey and examination.</p> <p>Relating to warrant to authorise entry.</p> | <p>235, 239, 240, 241, 255,256; Schedules 3,4,7</p> |  |
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|     | <p>Relating to proceedings for obstruction.</p> <p>Relating to HMO declarations and revocations of HMO declarations.</p> <p>Power to take action without agreement.</p>                                                                                                            |                                                                          |                                                            |
| 26. | <p>Powers and duties with respect to Rogue Landlords and Banning Orders. Powers and duties with respect to electrical safety, accommodation needs, housing regulation (financial penalties, housing information, administration charges, client money protection schemes etc.,</p> | <p>Housing and Planning Act 2016 Parts 2 and 5</p>                       | <p>Senior Officer Responsible for Operational Services</p> |
| 27. | <p>Service of notices by local authorities etc.</p>                                                                                                                                                                                                                                | <p>Local Government Act 1972 S 233, 234, 237, 237 ZA and A-F</p>         | <p>Senior Officer Responsible for Operational Services</p> |
| 28. | <p>Authority to requisition information.</p> <p>Relating to the service of notices for the removal of obstruction from blocked sewers. Timescale: within 48 hours or longer.</p> <p>Relating to the service of notices for the recovery of costs.</p>                              | <p>Local Government (Miscellaneous Provisions) Act 1976 S 16, 33, 35</p> | <p>Senior Officer Responsible for Operational Services</p> |
| 29. | <p>Powers of entry, inspection and for the purposes etc., specified.</p>                                                                                                                                                                                                           | <p>Local Government (Miscellaneous Provisions) Act 1982 S 29</p>         | <p>Senior Officer Responsible for Operational Services</p> |

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| 30. | Appearance of Officers at Court for legal proceedings, service of notices by local authorities etc.                                   | Local Government and Housing Act 1989 Part VII                          | Senior Officer Responsible for Operational Services |
| 31. | Right to register a general charge against land in certain circumstances.                                                             | Local Land Charges Act 1975 S 6                                         | Senior Officer Responsible for Operational Services |
| 32. | Powers to require the keeper of a cat or dog to have it microchipped.                                                                 | Microchipping of Cats and Dogs (England) Regulations 2023 Reg 8, 12, 13 | Senior Officer Responsible for Operational Services |
| 33. | Power with respect to quarries and the provision of a barrier.                                                                        | Mines and Quarries Act 1954 S 151                                       | Senior Officer Responsible for Operational Services |
| 34. | Powers of entry, inspection, service of notice, to carry out works, emergency action and for the purposes etc., specified in the Act. | Mobile Homes Act 2013 S 4, 5, 6, 8, 12                                  | Senior Officer Responsible for Operational Services |
| 35. | Powers and duties with respect to inspection and regulation for local authority pollution prevention and control.                     | Pollution Prevention and Control Act 1999                               | Senior Officer Responsible for Operational Services |
| 36. | Authority to serve notices, carry out works, recover costs.                                                                           | Prevention of Damage by Pests Act 1949 S 4, 5, 6, 22                    | Senior Officer Responsible for Operational Services |
| 37. | Powers to regulate private water supplies, inspection, assessment and sampling against standards.                                     | Private Water Supply Regulations 2016 as amended , Regulation 18        | Senior Officer Responsible for Operational Services |

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| 38. | Powers to regulate private water supplies, inspection, assessment and sampling against standards.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Private Water Supplies (England) (Amendment) Regulations 2018                                                 | Senior Officer Responsible for Operational Services |
| 39. | Powers relating to unlawful eviction and harassment.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Protection from Eviction Act 1977                                                                             | Senior Officer Responsible for Operational Services |
| 40. | Disinfection or destruction of verminous article.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Public Health Act 1936 – Section 37                                                                           | Senior Officer Responsible for Operational Services |
| 41. | <p>Powers of entry, inspection and for the purposes etc., specified.</p> <p>Relating to the service of notices requiring works to resolve overflowing and leaking cesspools.</p> <p>Relating to the service of notices to resolve defective sanitary conveniences.</p> <p>Relating to the service of notices for the cleansing for the cleansing of filthy or verminous premises.</p> <p>Relating to the service of notices to notify the owner and occupier of verminous premises that gas is to be used in the treatment.</p> <p>Relating to the cleansing or destruction of filthy or verminous articles and the cleansing of verminous persons and their clothing.</p> <p>Powers to deal with pond, pools, ditches etc. and to require repair and cleansing of culverts.</p> <p>Relating to making an order to recover costs for works in default to cleanse a filthy or verminous premises.</p> | Public Health Act 1936 S 45 (1), 48, 50(1), 83, 83 (1) (3), 84, 85, 140, 260, 264, 269(1), 284, 287, 291, 293 | Senior Officer Responsible for Operational Services |

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| 42. | Inspection of premises the subject of an application for registration as keeper of a Common Lodging House.                                                                                                                                                                                                                                                                                                                                                       | Public Health Act 1936 - Section 283                                                                        | Senior Officer Responsible for Operational Services |
| 43. | <p>Relating to the service of notices for the repair of drains, private sewers, etc. Timescale: minimum 7days.</p> <p>Relating to the service of notice to remedy blocked drains, private sewers, etc.,. Timescale; within 48 hours.</p> <p>Relating to the powers to remove accumulations for rubbish.</p> <p>Relating to the service of notices on occupiers of verminous premises requiring vacation.</p> <p>Power to deal with accumulations of rubbish.</p> | Public Health Act 1961 S 17(1), 17(3), 22, 34, 36(1)                                                        | Senior Officer Responsible for Operational Services |
| 44. | Notices to be signed on behalf of the District Council.                                                                                                                                                                                                                                                                                                                                                                                                          | <p>Public Health Act 1984 - Section 284</p> <p>Public Health (Control of Disease) Act 1984 – Section 29</p> | Senior Officer Responsible for Operational Services |
| 45. | <p>Authority to exercise powers contained within the Act, as amended and associated regulations.</p> <p>Powers of entry, inspection and for the purposes etc., specified.</p>                                                                                                                                                                                                                                                                                    | Public Health (Control of Disease) Act 1984 as amended by the Health and Social Care Act 2008. S 48, 61, 62 | Senior Officer Responsible for Operational Services |

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| 46. | Powers to investigate whether a landlord or agent letting out private rented housing has broken certain laws                                                                         | Renters' Rights Act 2025 Part 4 Chapter 3                                                                                   | Senior Officer Responsible for Operational Services |
| 47. | Powers to deal with the control of dumping, abandoned vehicles recovery of expenses etc.<br><br>Authorisation to serve Fixed Penalty Notices                                         | Refuse Disposal (Amenity) Act 1978 (as amended) by s 10-14 of Clean Neighbourhoods and Environment Act 2005 S 1, 2, 2A, 3-6 | Senior Officer Responsible for Operational Services |
| 48. | Powers with respect to fire safety in buildings.                                                                                                                                     | Regulatory Reform (Fire Safety) Order 2005 S 27                                                                             | Senior Officer Responsible for Operational Services |
| 49. | Powers of entry, inspection and for the purposes etc., specified.                                                                                                                    | Scrap Metal Dealers Act 1964/ Scrap Metal Dealers Act 2013 Section 16                                                       | Senior Officer Responsible for Operational Services |
| 50. | Authority to serve Remedial Notices. Authority to arrange for the remedial action to be undertaken and to appoint an 'authorised person' to carry out any necessary remedial action. | Smoke and Carbon Monoxide (England) Regulations 2015 Part 3 Reg 5, 7 Part 4 Reg 8                                           | Senior Officer Responsible for Operational Services |
| 51. | Power to transfer enforcement functions to another enforcement agency.                                                                                                               | Smoke free (Premises and Enforcement) Regulations 2006                                                                      | Senior Officer Responsible for Operational Services |

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| 52. | Powers of entry, service of notice and requiring information about interest in land                                | Town and Country Planning Act 1990- Part VIII, Chapter 4, S 324-5 & 329-30 | Senior Officer Responsible for Operational Services                                                          |
| 53. | The determination of Temporary Road Closure applications, where there is no objection from any statutory consultee | Town Police Clauses Act 1847.                                              | Senior Officer Responsible for Operational Services, in consultation with a representative of Legal Services |
| 54. | Powers to require furnishing of waste transfer documents within 7 days.                                            | Waste (England and Wales) Regulations 2011 Reg 35                          | Senior Officer Responsible for Operational Services                                                          |
| 55. | Powers of entry, inspection and for the purposes etc., specified.                                                  | Water Industry Act 1991 as amended S 77-85                                 | Senior Officer Responsible for Operational Services                                                          |