

LIST OF SAFER, CLEANER, GREENER LEGISLATION (Ref: 5.1)

Animal Boarding Establishments Act 1963

Sections 1, 2 and 4

Animal Health Act 1981

Sections 15(6), 17, 18, 50, 52, 56, 63, 64, 64A, 81 and 91(2)

Anti-Social Behaviour Act 2003

Breeding and Sale of Dogs (Welfare) Act 1999

Sections 1-11

Betting, Gaming and Lotteries Act 1963

Sections 4, 6, 9, 16, 16A and 23, and Schedule 1

Paragraphs 5, 12 and 29 of Schedule 2

Paragraphs 3, 6, 7, 9, 10, 12(4) and 13 of Schedule 3

Paragraphs 8 of Schedule 5

Breeding of Dogs Act 1973

Sections 1, 1(2A) and 2

Breeding of Dogs Act 1991

Section 1

Building Act 1984

Sections 54, 56, 59 to 62, 64 to 68, 70 to 72 – 115

EFDC bye laws for the control of dogs

All

Caravan Sites Act 1968

Section 14

Caravans Sites and Control of Development Act 1960

Sections 3, 5 and 8 to 11

Sections 24(1), (2) and (3)

Sections 25 and 26

Cattle Identification Regulations 1998

Regulation 5

Celluloid and Cinematograph Film Act 1922

Sections 1 and 4

Charities Act 1992

Sections 68 and 70

Section 78

Chronically Sick and Disabled Persons Act 1970

Sections 4 and 5

Cinemas Act 1985

Sections 1, 1(3)(6D) to 1(3)(6F), 2, 3(2), 3A, 9, 12, 13, 13(3), 14, 18

Civil Evidence Act 1995

Section 9

Clean Air Act 1993

Sections 4, 6 to 12, 15, 16, 18, 19, 22(3), 24 to 26, 30, 31, 34, 35, 35(2), 35(4)
36, 38, 39, 45 to 48, 51, 55, 56, 57(5), 58, 60

Clean Neighbourhoods and Environment Act 2005

All

Contaminated Land (England) Regulations 2000

All

Control of Dogs Order 1992

Sections 4 and 5

Control of Pollution Act 1974

Section 22

Section 23

Sections 57, 60, 61, 62, 68, 91 and 93

Cremation Act 1902

Sections 6, 7 and 9

Crime and Disorder Act 1998

Section 1

Section 12

Section 17 and 37

Criminal Justice and Police Act 2001

Sections 13, 19, 20, 22 and 25

Sections 50, 52 to 55 and 60 to 62

Criminal Justice and Public Order Act 1994

Sections 77, 78, 79(3), and 163

Criminal Procedure and Investigations Act 1996

Section 26

Customs and Excise Management Act 1979

Section 176

Dairy Products (Hygiene) Regulations 1995 (made under the Food Safety Act 1990)

Regulations 6, 6(11), 7, 8, 16 and 19

Dangerous Dogs Act 1991

Section 5

Dangerous Wild Animals Act 1976

Sections 1, 3(1) to 3(3) and 4

Defective Premises Act 1972

Dogs (Fouling of Land) Act 1996

Section 4

Egg Products (Regulations) 1993 (made under the Food Safety Act 1990)

Regulations 5, 5(5), 8 and 9

Energy Act 1976

Section 18

Energy Conservation Act 1981

Sections 20, 23 and 24

Environment Act 1995

Sections 82 to 84, 88 and 90

Sections 108 to 113

Paragraphs 2 and 6 of Schedule 18

Environment and Safety Information Act 1988

Sections 1 and 3

Environmental Protection Act 1990

Sections 2 to 4, 6, 6(6), 7, 8, 8(8), 10, 10(2), 10(3A), 10(5), 11 to 14
19 to 22 and 24

Section 33

Section 46(5)

Section 47

Section 47(5)

Sections 48, 49, 52, 55, 57, 59, 60, 62, 63 and 63A

Sections 78B to 78E, 78G, 78H, 78N, 78P, 78R to 78V, 78X, 78YC and 79 to 82

Sections 87 to 89, and 91 to 95

Section 140

Section 141

Sections 149 and 150

Section 156

Essex County Council Act 1952

Section 58

European Communities Act 1972

Section 2

Fire Safety and Safety of Places of Sport Act 1987

Sections 26 to 29, 31, 34 and 35

Food and Environment Protection Act 1985

Sections 16 and 19

Food Premises (Registration) Regulations 1991

All

Food Safety (Fishery Products and Live Shellfish) (Hygiene) Regulations 1998

All

Food Hygiene (England) Regulations 2006

All

Food Safety Act 1990

Sections 5 and 6
Sections 9 and 10 AO
Sections 11, 11(6) and 11(7)
Section 12 AO
Sections 18, 19, 23, 27 and 28
Section 29 AO
Section 30 AO
Section 31
Section 32 AO
Sections 32(2), 40 to 42, 44 to 46 and 49
Game Act 1831
Section 18
Game Licences Act 1860
Sections 4, 8 and 14
Gaming Act 1968
Sections 11 and 34, Schedule 2 and Schedule 9

Guard Dogs Act 1975

Section 3

Health and Safety at Work etc Act 1974

Section 2 CPO
Sections 2(1), 3, 4 and 15
Sections 18 and 19
Sections 20 to 23 and 25 INSPS
Sections 26, 27 and 34
Section 38 INSPS
Sections 39 and 43

Home Energy Conservation Act 1995

Sections 2 to 5

Home Safety Act 1961

Section 1

Housing Act 1985

Sections 189, 190, 190A, 191A, 193 to 195, 197 and 202
Sections 264, 265, 267, 268, 270 to 275, 278, 279, 284, 286 to 289, 291, 296 and 297
Sections 304, 309, 310, 315, 319, 326, 330, 332, 334 to 340, 346 to 352A, 354, 356 to 358, 363 to 365, 368, 372, 375, 377, 377A, 378 to 381, 383 and 385
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Section 389
Sections 390(2), 392, 395 and 397
Sections 435 to 443
Sections 523, 535 to 537, 540 to 542 and 544 to 546
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Sections 604A, 605 and 606
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Housing Act 2004

Sections 11, 12, 20, 21, 25, 28, 29, 31, 32 to 36, 40 to 43, 46, 47, 49, 50, 64, 69, 70, 102, 111, 112, 113, 121, 122, 131, 133, 136, 139, 210, 235, 239, 243

Housing Grants, Construction and Regeneration Act 1996

Sections 6 to 19, 21 to 43, 45 to 52, 56, 57, 63, 66 to 68, 70, 71, 71(2), 74, 76 to 79, 81, 82, 84 to 89, 92, 95 and 97

Sections 108 to 111 and 115

Sections 131(4), 132, 134 to 136, 136(2) and 138

Landlord and Tenant Act 1985

Sections 1, 4, 5, 8, 12, 19, 20, 20B, 20ZA, 21, 21A, 21B, 22, 23, 29, 30, 30B and 31B
Section 34

Local Government and Housing Act 1989

Parts VII, VIII, IX

Local Government Act 1972

Section 114, 135, 139, 142, 144, 145(2), 214, 214(3), 214(5), 215, 222, 224, 230, 236

Paragraphs 11 and 24 of Schedule 26

Local Government Act 1974

Section 36

Local Government Act 1988

Sections 17, 20, 33, 37

Local Government Act 1999

Sections 3 to 5

Section 16

Section 26

Local Government Act 2000

Sections 150 and 151

Meat and Meat Preparations (Hygiene) Regulations 1995

Regulations 4, 5 and 12

Meat Products (Hygiene) Regulations 1995

Regulations 4 to 6, 12 and 17

Medicines Act 1968

Sections 108, 111 to 114, 117 and 119

Motor Cycle Noise Act 1987

Section 1 and paragraph 3 of the Schedule

National Assistance Act 1948

Section 47

Noise Act 1996

All

Noise and Statutory Nuisance Act 1993

Section 10

Nurses Agencies Act 1957

Sections 2 and 3

Open Spaces Act 1906

Section 10

Sections 11(1) to 11(4)

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Pedlars Act 1871

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Performing Animals (Regulation) Act 1925

Sections 1 to 4

Pigs (Records Identification and Movement) Order 1995

The Order

Plant Health Act 1967

Sections 5 and 6(3)

Poisons Act 1972

Sections 5(1) to 5(3) 6 and 9(5)

Section 9(6) INSPS

Section 9(7) INSPS

Police and Criminal Evidence Act 1984

Section 67(9)

Pollution Prevention and Control Act 1999

Section 2

Prevention of Damage by Pests Act 1949

Sections 2, 4 to 7, 10, 19, 22 and 26

Private Places of Entertainment (Licensing) Act 1967

Sections 3, 3A, 3C to 3E, 4, 4A and 4A(3)

Protection of Animals Act 1911 to 1960

All relevant parts

Protection of Animals (Amendment) Act 2000

Sections 2, 3, 3(2) and 4

Public Health (Control of Disease) Act 1984

Sections 1, 11, 13, 16, 18 and 20 to 24

Sections 26 to 32 and 34 to 43

Sections 47, 48, 54, 56 to 59, 61, 64 and 69

Public Health Act 1875

Sections 153 and 161

Section 164

Sections 165, 305 and 308

Public Health Act 1925

Section 14

Sections 17 and 19

Section 56

Public Health Act 1936

Sections 1, 45, 48 to 50, 83, 84 to 87, 124, 140, 221, 222, 223, 227, 260, 261, 264, 265, 268 to 270, 275, 276, 278, 284, 287, 290, 291, 293 and 298

Public Health Act 1961

Sections 17, 22, 34, 36, 37, 45, 73, 74 and 77

Refuse Disposal (Amenity) Act 1976

Sections 3, 6, 8

Regulation of Investigatory Powers Act 2000

Section 3, 5, 11, 28 to 30, 43, 45, 47, 49, 58 and 72

Safety of Sports Grounds Act 1975

Sections 1 to 5, 10, 10B and 11

Scrap Metal Dealers Act 1964

Sections 1, 1(3), 1(5), 1(6), 1(9), 3(1), 3(3), 9(2) and 9(3)

Slaughter of Poultry Act 1967

Sections 4 and 6

Slaughterhouses Act 1974

Sections 4, 5, 10, 19, 20, 22, 29, 41 and 42

Sunday Entertainments Act 1932

Section 3

Sunday Trading Act 1994

Section 2(3)

Paragraphs 4(3) and 5 of Schedule 1

Paragraphs 1 and 2 of Schedule 2

Paragraphs 3(a) to 3(c) of Schedule 2 INSPS

Paragraphs 3(d), 8(5) and 8(7) to 8(9) of Schedule 2

Paragraphs 3, 7 and 8 of Schedule 3

Theatres Act 1968

Sections 13(4), 13(5) and 15

Paragraphs 1, 3 to 7 and 7C of Schedule 1

Water Industry Act 1991

Sections 77 to 85

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Section 200

Wildlife and Countryside Act 1981

Sections 20 and 25

Zoo Licensing Act 1981

Sections 1, 4 to 7, 10 to 12 and 14 to 27

LIST OF ENVIRONMENTAL HEALTH LEGISLATION

House to House Collections Act 1939

All

Hypnotism Act 1952

Sections 1 and 2

Licensing Act 1964

Sections 3, 6, 7, 8A, 20A, 40, 44(1), 44(2), 45, 49(5), 49(6), 67A, 67C, 71, 72, 78A, 79, 79(5), 81A, 81AA, 98, 1691 and 1691(2)

Paragraphs 1 and 2 of Schedule 2

Paragraphs 4, 6 and 8 of Schedule 6

Paragraphs 2 and 5 of Schedule 8A

Local Government (Miscellaneous Provisions) Act 1976

Sections 16, 20(1), 20(5), 23, 24, 25, 26, 33 and 35

Licensing Act 2003

All

Local Government (Miscellaneous Provisions) Act 1976

Sections 16, 20, 35, Part II

Local Government (Miscellaneous Provisions) Act 1982

Section 29, 30, 33, 37, 41, paragraphs 7, 8, 9, 10(13), 13, 15 to 19 and 25 of Schedule 3

Lotteries and Amusements Act 1976

Sections 5 and 16

Schedule 1, and paragraphs 16 and 17 of Schedule 3

Pet Animals Act 1951

Sections 1, 4 and 6

Private Security Industry Act 2001

Section 13

Riding Establishments Act 1964

Sections 1, 2 and 5

Riding Establishments Act 1970

Section 1

Town Police Clauses Act 1847

Sections 37, 43, 46, 47, 50, 68

Town Police Clauses Act 1889

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GAMBLING ACT 2005 – TABLE OF DELEGATIONS OF LICENSING FUNCTIONS

(Ref G/1)

MATTER TO BE DEALT WITH	FULL COUNCIL	SUB-COMMITTEE	ALL OFFICERS
Three-year licensing policy	X		
Policy not to permit casinos	X		
Fee Setting – when appropriate			X (to be approved by Executive Councillor)
Application for premises licences		Where representations have been received and not withdrawn	Where no representations received/representations have been withdrawn
Application for a variation to a licence		Where representations have been received and not withdrawn	Where no representations received/representations have been withdrawn
Application for a transfer of a licence		Where representations have been received from the Commission	Where no representations received from the Commission
Application for a provisional statement		Where representations have been received and not withdrawn	Where no representations received/representations have been withdrawn
Review of a premises licence		X	
Application for club gaming/club machine permits		Where representations have been received and not withdrawn	Where no representations received/representations have been withdrawn
Cancellation of club gaming/club machine permits		X	
Applications for other permits			X
Cancellation of licensed premises gaming machine permits			X
Consideration of temporary use notice			X
Decision to give a counter notice to a temporary use notice		X	