



## HEALTH AND SAFETY ENFORCEMENT POLICY

### 1. Objectives

It is the policy of Babergh District Council to strive to ensure that all workplaces for which the Council is the Enforcing Authority are safe and healthy, and that proper provision is made for the welfare of employees.

### 2. Implementation

2.1 The Health and Safety at Work etc. Act 1974 will be implemented in accordance with enforcement techniques and practices that are transparent, consistent, targeted, proportional and accountable. In particular the actions will be:-

- (a) consistent with current statutory and professional guidance, including the Health and Safety Enforcement Policy for Suffolk approved by the Suffolk Chief Health Officers' Group;
- (b) fair;
- (c) in accordance with sound principles of common sense;
- (d) consistent within the area of the Council and with other Enforcing Authorities as far as is reasonably possible;
- (e) related to the risk presented by the activities of the business;
- (f) consistent with the principles of the Council's General Enforcement Policy (controlled document ES-GN-014v1)

2.1 Enforcement will be carried out by appropriately qualified and competent officers given suitable authorisation and delegation appropriate to their designation and duties. "Competent" means competent in accordance with Section 18 of the Health and Safety at Work etc Act 1974. A separate procedure for the authorisation of officers is given in controlled document eh-hs 020 v1

2.2 The enforcement techniques described in Health and Safety Commission document reference HSC(G) 2 dated 17 July 1995 or any subsequent update will be followed.

2.3 All authorised Officers are to make themselves fully acquainted with this policy and the guidance referred to in 2.3 above. They will abide by its terms when making enforcement decisions. Departure from the policy is permitted only in exceptional circumstances capable of justification and authorised by the Head of Environmental Services.

3. **Monitoring of Policy**

- 3.1 This policy will be monitored and reviewed as necessary by the Head of Environmental Services and the Environmental Health Manager (Commercial) in the course of their line management supervision. Monitoring inspections will be carried out by the Environmental Health Manager (Commercial), together with a review of records and correspondence. Any non-compliance will be discussed first with the Inspecting Officer to determine the reasons. Persistent non-compliance with this policy by authorised officers may be pursued through the council's disciplinary procedure.
- 3.2 Decisions on enforcement action will where appropriate be made after reference to the latest version of the Enforcement Management Module developed by the Health and Safety Executive.
- 3.3 Any proprietor or owner of a business who feels aggrieved about the implementation of the Health and Safety at Work etc Act and this policy may seek in writing to have the matter investigated in accordance with 3.1 above.

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