

Decision Maker: PORTFOLIO HOLDER FOR PUBLIC PROTECTION AND ENFORCEMENT

For Pre-Decision Scrutiny by the Public Protection & Enforcement PDS Committee on

Date: Tuesday 14th November 2023

Decision Type: Non-Urgent Non-Executive Non-Key

Title: PP&E PERFORMANCE OVERVIEW

Contact Officer: Lucy West, Head of Performance Management and Business Support
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Chief Officer: Colin Brand, Director of Environment and Public Protection

Ward: (All Wards);

1. Reason for decision/report and options

This report presents the PP&E Performance Overview indicators pertaining to the Public Protection and Enforcement Portfolio Plan for 2023/24 for scrutiny by PDS Members and subsequent endorsement by the Public Protection and Enforcement Portfolio Holder. The report includes data from April 2023 to September 2023.

2. **RECOMMENDATION(S)**

2.1 **That PDS Committee reviews and comments on the key performance indicators pertaining to the Public Protection and Enforcement Portfolio Plan.**

2.2 **That the Public Protection and Enforcement Portfolio Holder:**

Endorse the outcomes, aims and performance measures set out in the draft 2023/24 Public Protection and Enforcement Portfolio Plan, taking into account the budget and views of the Committee.

Impact on Vulnerable Adults and Children

1. Summary of Impact: Public Protection and Enforcement services are used by all residents, including vulnerable adults and children. Where vulnerable adults or children may potentially be affected by a proposal or contract, the issues would be covered in that particular report, plan or contract rather than this strategic document.

Transformation Policy

1. Policy Status: Existing Policy
 2. Making Bromley Even Better Priority:
 - (1) For children and young People to grow up, thrive and have the best life chances in families who flourish and are happy to call Bromley home.
 - (2) For adults and older people to enjoy fulfilled and successful lives in Bromley, ageing well, retaining independence and making choices.
 - (3) For people to make their homes in Bromley and for business, enterprise and the third sector to prosper.
 - (4) For residents to live responsibly and prosper in a safe, clean and green environment great for today and a sustainable future.
 - (5) To manage our resources well, providing value for money, and efficient and effective services for Bromley's residents.
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Financial

1. Cost of proposal: Not Applicable
 2. Ongoing costs: Not Applicable
 3. Budget head/performance centre: Public Protection & Enforcement Portfolio
 4. Total current budget for this head: £4.2m
 5. Source of funding: Existing controllable revenue budget
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Personnel

1. Number of staff (current and additional): 47.3 FTE
 2. If from existing staff resources, number of staff hours: Not applicable
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Legal

1. Legal Requirement: Non-Statutory - Government Guidance
 2. Call-in: Not Applicable
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Procurement

1. Summary of Procurement Implications: Detail of the service contracts to which this portfolio plan relates are maintained on the Council's Contracts Database, summaries of which are reported to this Committee as part of the Contract Register on a bi-annual cycle. Contractor Performance is scrutinised on a regular basis and contracts are procured in line with all applicable legislation and the Council's Contract Procedure Rules.
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Property

1. Summary of Property Implications: Not Applicable
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Carbon Reduction and Social Value

1. Summary of Carbon Reduction/Sustainability Implications: Not Applicable
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Customer Impact

1. Estimated number of users or customers (current and projected): Not Applicable
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Ward Councillor Views

1. Have Ward Councillors been asked for comments? Not Applicable
2. Summary of Ward Councillors comments: Not Applicable

3. COMMENTARY

The performance overview presented below provides the following key indicators which have Red Performance and the management commentary on exception where indicators are performing below expectation. This report acts as a 'health check' on the PP&E Portfolio Plan indicators.

3.1 Priority 1: We will keep Bromley safe.

3.1.1 There are no Priority 1 PP&E Portfolio Plan indicators performing at AMBER or RED performance status expectation.

3.2 Priority 2: We will protect consumers.

3.2.1 There are no Priority 2 PP&E Portfolio Plan indicators performing at AMBER or RED performance status expectation.

3.3 Priority 3: We will support and regulate businesses.

3.3.1 There are Priority PP&E Portfolio Plan indicators performing at AMBER or RED performance status which is below expectation.

| Indicator | Target | RAG Status | Commentary |
|--|--------|------------|---|
| Due inspections of high-risk food businesses undertaken (% Annual Target) (Risk A and B food premises) | 95% | Amber | 3A: Since 1st of April 2023 a further 3 businesses have received a category A rating, bringing the total number of Category A rated businesses due for the inspection to 5 in the 2023-24 inspection period. Of the 5 businesses 2 have been inspected to date and have been rated Category B and D respectively as standards in both food businesses have improved. The team is making good progress, with 65% of the 92 category B businesses due this year completed to date. It is anticipated 100% of the due food hygiene inspections in Categories A-B will be completed by March 2024 in accordance with the Food Law Code of Practice (FLCoP). |
| Inspection of UNRATED (UR) Food Businesses (FB) Childminder (CM) Low Risk Home caterers (LRHC) (% completed) (Number of inspections or | 95% | Amber | 3B: The team is making good progress toward completing the 120 unrated food businesses with 90% completed to date. It is anticipated 100% of the due hygiene inspections of unrated food businesses will be completed by March 2024. Regarding the 334 unrated home-based childminders (UR CM) and 75 low risk home caterers (LRHC), a food safety contractor will be engaged to complete these outstanding inspections with the |

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| closures if no longer trading) | | | proposed contract being put out to Tender in the next quarter (Update Note - the Tender process is now live and will close in mid-November). These inspections will be completed in business year 2024-25. (Update Note - The Food Standards Agency (FSA) have been provided with a copy of the Member approved Food Plan and have approved LBB's approach). |
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3.4 Priority 4: We will protect and improve the environment through custodianship and effective and responsible enforcement.

3.4.1 There are no Priority 4 PP&E Portfolio Plan indicators performing at AMBER or RED performance status expectation.

3.5 Priority 5: We will provide value for money.

3.5.1 Not applicable. Priority 5 does not have measurable key performance indicators in the PP&E Portfolio Plan.

4. IMPACT ON VULNERABLE ADULTS AND CHILDREN

4.1 Public Protection and Enforcement services are used by all residents, including vulnerable adults and children. Where vulnerable adults or children may potentially be affected by a proposal or contract, the issues would be covered in that particular report, plan or contract rather than this strategic document.

5. TRANSFORMATION/POLICY IMPLICATIONS

5.1 The activities in this report reflect the Council’s priorities and aims as set out in:

- [Public Protection and Enforcement \(bromley.gov.uk\)](http://bromley.gov.uk)
- [Making Bromley Even Better \(Corporate Strategy\)](#)
- Plans and Policies as specifically referenced within each priority area of the Portfolio Plan.

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|---|--|
| Non-Applicable Sections: | Financial, Personnel, Legal, Procurement |
| Background Documents: (Access via Contact Officer) | Public Protection and Enforcement Portfolio Plan 23/24 |

6. FINANCIAL IMPLICATIONS

6.1 There are no direct personnel implications.

7. PERSONNEL IMPLICATIONS

7.1 There are no direct personnel implications.

8. LEGAL IMPLICATIONS

8.1 There are no direct legal implications.

9. PROCUREMENT IMPLICATIONS

9.1 Most of the Portfolio Plan's priorities are underpinned by contracts and where these have a Total Contract Value (TCV) greater than £200k, they are reported in the Corporate Contract Register. The procurement status of contracts with a TCV >£50k is also reported to the PDS Committee for detailed scrutiny.

9.2 PDS Committee also scrutinises 'Procurement Strategy' and 'Award of Contract' reports and monitors individual contracts and scrutinises the contractors themselves as appropriate.

10. PROPERTY IMPLICATIONS

10.1 There are no property implications.

11. CARBON REDUCTION/SOCIAL VALUE IMPLICATIONS

11.1 There are no direct carbon reduction/social value implications, but the plan does identify service areas where carbon reduction and social values are reviewed.

12. CUSTOMER IMPACT

12.1 There are no direct Ward Councillor views.

13. WARD COUNCILLOR VIEWS

13.1 There are no direct Ward Councillor views.