



<b>Subject:</b>	Appointment of Public Analysts
<b>Date:</b>	8 <sup>th</sup> March 2022
<b>Reporting Officer:</b>	Siobhan Toland, Director of City Services
<b>Contact Officer:</b>	Helen Morrissey, City Protection Manager

<b>Restricted Reports</b>	
<b>Is this report restricted?</b>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>If Yes, when will the report become unrestricted?</b>	
<b>After Committee Decision</b>	<input type="checkbox"/>
<b>After Council Decision</b>	<input type="checkbox"/>
<b>Some time in the future</b>	<input type="checkbox"/>
<b>Never</b>	<input type="checkbox"/>

<b>Call-in</b>	
<b>Is the decision eligible for Call-in?</b>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

<b>1.0</b>	<b>Purpose of Report or Summary of main Issues</b>
1.1	Article 27 (1) of the Food Safety (Northern Ireland) Order 1991 requires that the Council appoint one or more persons (Public Analyst(s)) to act as Analyst(s) within the district of the Council.
1.2	Furthermore, the Framework Agreement* (Chapter 2, para 12.8), states that a Council shall ensure that a Food Analyst is appointed to carry out examinations and analyses of food samples. In making these appointments, all relevant legal requirements and Codes of Practice shall be satisfied.  * The Framework Agreement on Official Feed and Food Controls by Local Authorities (Amendment 5 April 2010)

<b>2.0</b>	<b>Recommendations</b>
2.1	<p>The Committee is asked to</p> <ul style="list-style-type: none"> <li>• Approve the appointment of the following suitably qualified persons as Public Analysts to the Council under Article 27(1) of the Food Safety (Northern Ireland) Order 1991: <ul style="list-style-type: none"> <li>• Duncan Kenelm Arthur BSc, MChemA, CChem, MRSC</li> <li>• Nigel Kenneth Payne MSc, MChemA, CChem, MRSC</li> <li>• Lilian Emma Jane Downie MChem, MChemA, CChem, MRSC</li> <li>• Michelle Evans BSc, MChemA, CChem, MRSC</li> <li>• Donna Hanks BSc, MChemA, MRSC</li> <li>• Mary Butts MSc, MChemA, MRSC</li> </ul> </li> </ul>
<b>3.0</b>	<b>Main Report</b>
3.1	<p>The Council has a duty to monitor and ensure compliance with Food Law within its jurisdiction. Sampling and analysis are essential elements of food law regulation. Council Food Safety Officers regularly sample foods and send them for laboratory analysis to verify if they are safe and meet all compositional and labelling requirements. The Council currently analyses approximately 400 samples each year. In the majority of cases, officers use the results of this analysis to work with businesses to secure compliance. In a small number of more serious cases formal action may be taken based on the results in line with the Council's Regulation and Enforcement Policy.</p>
3.2	<p>Article 27 (1) of the Food Safety (NI) Order 1991 requires the Council to appoint suitably qualified persons as Public Analysts within the district to carry out this analytical work and such individuals must meet the qualifications prescribed within the Food Safety (Sampling and Qualifications) Regulations (NI) 2013 as amended.</p>
3.3	<p>On the 20<sup>th</sup> November 2020, The Strategic Policy and Resources Committee approved the tender exercise for the Public Analytical Services contract with delegated authority issued to the Director of City Services to award the successful contract.</p>
3.4	<p>On 1 April 2021 following a regional procurement exercise, Council awarded a contract to Eurofins Food Testing Ireland Limited to provide this service. This contract runs to the end of March 2023 with an option to extend up to two twelve-month periods at the Council's discretion.</p>

3.5	<p data-bbox="272 152 1473 241">Eurofins Food Testing Ireland Limited has contacted the Council to request the following persons be appointed as suitably qualified persons.</p> <ul data-bbox="467 309 1329 600" style="list-style-type: none"> <li data-bbox="467 309 1236 342">• Duncan Kenelm Arthur BSc, MChemA, CChem, MRSC</li> <li data-bbox="467 360 1220 394">• Nigel Kenneth Payne MSc, MChemA, CChem, MRSC</li> <li data-bbox="467 412 1329 445">• Lilian Emma Jane Downie MChem, MChemA, CChem, MRSC</li> <li data-bbox="467 463 1136 497">• Michelle Evans BSc, MChemA, CChem, MRSC</li> <li data-bbox="467 515 1000 548">• Donna Hanks BSc, MChemA, MRSC</li> <li data-bbox="467 566 967 600">• Mary Butts MSc, MChemA, MRSC</li> </ul>
3.6	<p data-bbox="272 663 1473 801">City Services is satisfied that the above persons, who are employed by Eurofins Food Testing Ireland Limited, fulfil the requirements of the Regulations for appointment as Public Analysts on behalf of the Council.</p>
3.7	<p data-bbox="272 871 722 904"><u>Financial &amp; Resource Implications</u></p> <p data-bbox="272 922 1414 1010">No additional financial resources are envisaged as the cost of public analyst services is allowed for within existing budgets.</p>
3.8	<p data-bbox="272 1079 655 1113"><u>Asset and Other Implications</u></p> <p data-bbox="272 1131 347 1160">None</p>
3.9	<p data-bbox="272 1229 1145 1263"><u>Equality or Good Relations Implications / Rural needs Assessment</u></p> <p data-bbox="272 1281 347 1310">None</p>
4.0	<p data-bbox="272 1328 770 1361"><b>Appendices – Documents Attached</b></p>
	<p data-bbox="272 1395 347 1424">None</p>