Shaping the Council 2015-16 and beyond: Savings Business Case

Business Case Title	Stop Enforcement of Trade Mark and Copyright issues, including Boot Fair Inspections and Internet Investigations. Stop Animal Health and Welfare Work			
Revision No:	1 Date: 16 th July 2014			
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Critical friend/Exec Bd				
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Section 1: Summary

Savings Proposal

Currently Trading Standards undertake enforcement work against counterfeit goods, these goods are often sold via markets and boot fairs as well as via shops in the borough. Trading Standards currently undertake animal health and welfare work.

The proposal is to cease this work.

Strategic rationale

The sale of such goods frequently provides a funding stream for criminals who use the procedures to finance other serious criminal activity.

The widespread circulation of counterfeit goods also undermines legitimate commercial activity. The enforcement of legislation for copyright and trademarks is a statutory duty for upper tier local authorities including Thurrock

Approximate Cost Savings

£40k from 1 FTE

Timescales	
Activity	Timescale
Consultation on one redundancy	As per HR procedures applicable to Thurrock Staff

Risks / Consequences

The Council has a duty to enforce the Trade Marks Act 1994 by virtue of Section 93 and Copyright, Designs and Patents Act 1988 (by virtue of the S165 of the Criminal Justice and Public Order Act 1994). Failure to undertake these duties would mean Thurrock becomes a haven for rogue traders selling counterfeit goods such as clothing and DVDs. The real risk however comes where rogue traders seek to sell counterfeit toys, car parts, batteries, phone chargers and other high risk products.

Where there are safety risks then the Council has the duty under Section 27 of the Consumer Protection Act 1987 and S2(2) of the European Communities Act 1972 to enforce the relevant safety regulations.

Mitigation									
None									
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Section	n 2: Fi	nance, s	avings a	ina cos	કાક	5			
			Fir	nancial s	um	mary			
			Genera		ıdg	et 2014-15			
	Staff £000s	Premises / Transport £000s	Supplies/ Services £000s	Direct Payment £000s	ts	Third Party Payments £000s	Total Expenditure Gross £000s	Income £000s	Net Expenditure £000s
2014/15									
			Sta	iff Related	d sa	avinas			
Current r	number of	posts (FTE			u Sc	iviligs			
headcou	nt)	` `		1					
Number headcou		o be deleted	(FTE and	1					
Amount	of salary s	saving (inc o	n-costs)	40k					
			Non-	Staff Rela	ated	savings			
Premises	s and build	dings (inc ut				J			
Transport									
Supplies and services									
Other (please specify)									
			Third Part	y Related	sa	vings/incon	ne		
Commiss	sioning/co	ontracts							
Charges to the HRA/DSG/PHG									
(NB can l	be negative	e)							
Increase	fees & ch	arges							
Grants/a	dditional 1	funding strea	ams						
Other (pl	ease spec	cify)							
Benefits – non financial									
		С	osts & Reso	ources to	del	iver the sav	/inas		
Direct co	sts						90		
Redundancy costs			Not	qua	ntified				
Accommodation costs			\neg						
Procurement and/or Legal costs									
Other HR costs									

Other (please specify)

Section 3: Impact/Consequences of proposal – not covered in financial section

Impact on Corporate Priorities/objectives/ performance targets/standards

Priority 1. Create a great place for learning and opportunity				
Priority 2. Encourage and promote job creation and economic prosperity	Counterfeit goods undermine legitimate trade			
Priority 3. Build pride, responsibility and respect to create safer communities	Counterfeit goods are usually not subject to quality control to the same extent as legitimate goods and their quality and safety cannot be assured.			
Priority 4. Improve health and well-being				
Priority 5. Protect and promote our clean and green environment				
Well-run organisation - financial & governance; staff; customers				
Impacts on partners				
Negative impacts on business partners selling genuine goods				

Impacts on customers	/		-/		
Impacts on clistomers					<i>t</i> ~ 1
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Customers will be exposed to inferior quality goods.

Has an EqIA been undertaken?

NO Date: N/A

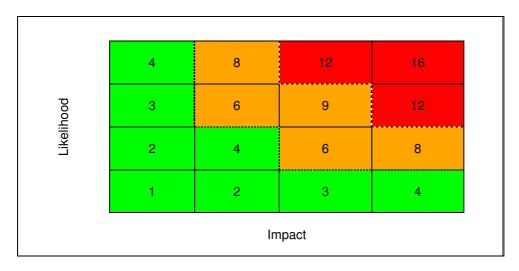
Other impacts/implications

Section 4: Risks and Mitigation

Delivery risks				
Risk Description	Likelihood	Impact	Rating	Management or Mitigating Action
Failure to deliver redundancy savings on time	1	4	4	Prompt action to implement on receiving approval for the proposal.

Service risks				
Risk Description	Likelihood	Impact	Rating	Management or Mitigating Action
Intervention by Government for failure to deliver a statutory service	2	4	8	Review of the decision to implement this proposal should intervention or other circumstances dictate.

For information on the ratings criteria guide, please see \\\Thurdata01\\data\THURROCK\EXCHANGE\ROM



Section 5: Assumptions, Dependencies & Exclusions

Timeframes Assumptions/ Dependencies/Exclusions	Ability to effect redundancy in time to realise the saving for 14/15 financial year.
Benefits Assumptions/ Dependencies/Exclusions	
Costs Assumptions/ Dependencies/Exclusions	
Other/ General Assumptions/ Dependencies/Exclusions	

Section 6: Stakeholder Engagement Requirements

		Approximate timelines
Staff/Unions NB. Services should not be undertaken consultation with staff in isolation – all such activity should be coordinated through Jackie Hinchliffe		Consultation required for one redundancy.
Portfolio Holders/Members NB. Services should not be undertaken consultation with staff in isolation – all such activity should be coordinated through Directors Board		Via Directors Board
Partners NB. Services should not be undertaken consultation with partners in isolation – all such activity should be co-ordinated through Directors Board		
Residents/Public NB. Services should not be undertaken consultation with staff in isolation – all such activity should be coordinated through Directors Board		
Other – please specify		
Section 7: Any other comments to s	supp	oort savings proposals