

**Timetable for Implementation of the Proposed Borough-wide Smoke Control Area in Sandwell**

Step	Action	Legal Requirement? (Yes or No)	Date
1.	Cllr Suzanne Hartwell and Director of Public Health, Lisa McNally agree that initial surveys with Young Persons, Residents and Businesses can be undertaken. This is not a 'public consultation' but an exercise in maximising understanding of the benefits behind the proposed change and raising general awareness.	No	29/06/2021
2.	Surveys launched with information on the SCA proposal via social media platforms, press releases, and through local schools.	No	13/07/2021
3.	Councillor workshop arranged for 31 August 2021 to discuss the proposal, listen to feedback and investigate/consider any concerns.	No	31/08/2021
4.	Surveys close 1 September 2021– results to be analysed and summarised for Cabinet Committee on 20 October 2021	No	31/08/2021
5.	Proposal for 'Intention to Declare a Smoke Control Area' to be shared with the Adult Health and Scrutiny Committee on 13 September 2021.	No	13/09/2021
6.	Report submitted to Cabinet Committee on 20 <sup>th</sup> October 2021. To include feedback from the surveys and Councillor Workshop. A request was made to Cabinet to hold a public consultation on the proposal to issue a Notice declaring the Council's intention to revoke the existing 51 SCAs and declare a Borough-wide Smoke Control Area. Cabinet agreed the proposal but required that it was also heard by Full Council for agreement before going ahead.	No	20/10/2021

Step	Action	Legal Requirement? (Yes or No)	Date
1.	The Report on the request to hold a public consultation on the proposal to revoke the 51 existing SCAs and create a Borough-wide Smoke Control Area was presented to Full Council and agreed.	No	7/12/2022
8.	<p><b>Notice of Intention to Declare a Borough-wide Smoke Control Area</b></p> <p>Following Full Council agreement – delegated responsibility was given to the Director of Public Health who issued a formal Notice that stated Sandwell Council's 'Declaration of Intention to Declare a Borough-wide Smoke Control Area'.</p>	Yes	9/5/2022
9.	<p><b>Local Authority Publicise Intention</b></p> <p>A minimum 6 weeks advertising period was completed by the Council with the issuing of a 'Notice of Intention to Declare a Borough-wide SCA'. This included:</p> <ul style="list-style-type: none"> <li>• Publication of the Notice in the London Gazette (twice)</li> <li>• Publication over two successive weeks in the Express and Star</li> <li>• Posting of Notices in conspicuous places including all Public Libraries, Facebook and Twitter</li> <li>• Ensuring copies of the Proposed Order were available to the public, by leaving copies at Oldbury Council House, for at least 6 weeks from last newspaper notice.</li> </ul>	Yes	<p>Published in the London Gazette and Express and Star 9/5/2022 and 16/5/2022</p> <p>Copies of the Proposed Order available 9/5/2022 to 4/7/2022</p>
10.	In conjunction with the legally required 6 Weeks Advertising Period the local authority also carried out a 6-week Public Consultation. This public consultation was advertised through Sandwell Council's communication streams including, social media platforms, radio and local newspapers.	No	9/5/2022 to 20/6/2022
11.	<p><b>Return to Cabinet for Approval</b></p> <p>A cabinet report will be submitted following the six weeks consultation and advertising period. This will summarise the results of both as well as highlight any</p>	No	28 September 2022

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	written legitimate objections to the SCA Notice. (There is the option to vary an Order by exempting specific properties/business on a case by case basis). A request will be made to Cabinet for them to agree that this proposal is put before full Council to allow the Director of Public Health to make a Smoke Control Order, this would revoke the existing 51 SCAs and declare a Borough-wide Smoke Control Area.		
12.	A report will be presented to Full Council requesting agreement that the Director of Public Health is given authority to make an Order that revokes the existing 51 SCAs and declare a Borough-wide Smoke Control Area.	No	25 October 2022
13.	<p><b>Making of a Borough-wide Smoke Control Order</b></p> <p>The Director of Public Health makes the Smoke Control Order. The Order will come into operation on such a date not less than six months after it is made. The date may be specified in the Order. A notice is published in the London Gazette and in local newspaper/s informing that the Order has been made and its general effect. It must specify where a copy of the Order and any map referred to can be inspected for a period of at least 6 weeks from date of publication. Copies must also be made available in conspicuous places across the Borough so that it is brought to the attention of those living and working in Sandwell.</p> <p>Any objections to the Order must be made to the Secretary of State.</p>	Yes	November 2022
14.	<p><b>Confirmation of Order</b></p> <p>If no objection is made to the Secretary of State within the 6-week period since advertising the Order or if every objection so made is withdrawn, the Secretary of State if he thinks fit, may confirm the Order either way with or without modifications.</p> <p><b>Or</b> before confirming the Order the Secretary of State can require a local enquiry to be held or afford the objector the opportunity to appear before him and be heard by him. Consideration will then be given by the Secretary of State to either the enquiry</p>	Yes	January 2022

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	report, or the objection raised in person and he will then confirm the Order with or without modifications.		
15.	<b>Borough-wide Smoke Control Area Comes into Force</b> If no formal objections are received and no intervention is made by the Secretary of State, the Order will come into operation on such a date not less than six months after it is made.	Yes	May 2023

