

Council Scheme of Delegation

Group 1 Functions – Council (non-Executive)

The table below details functions expressly reserved by legislation to be the responsibility of the Council (“non- Executive”). In some instances the Council has delegated functions to one of its committees or a Senior Officer(s) who, in turn, may have sub-delegated the function to officers in their service.

The table below identifies the relevant Council function, who the delegation is exercised by and who the responsible Director is. The functions identified in Group 1 are found in Schedule 1 of the The Local Authorities (Functions and Responsibilities) (England) Regulations 2000 (as amended).

| A Functions relating to town and country planning and development control | | | |
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| | Function | Delegation Exercised By | Responsible Director |
| 1. | Powers and duties relating to local development documents which are development plan documents. | Not applicable – retained by Council | |
| 2. | Power to agree to establish a joint committee to be, for the purposes of Part 2 of the Planning and Compulsory Purchase Act 2004, a local planning authority. | Not applicable – retained by Council | |
| 3. | Power to agree to confer additional functions on a joint committee. | Not applicable – retained by Council | |
| 4. | Power to request a dissolution of a joint committee. | Not applicable – retained by Council | |
| 5. | Power to determine applications for planning permission. | Planning and Development Cttee. (where there are more than three objections) Head of Planning. (where there are fewer than three objections) | Director of Regeneration |
| 6. | Power to determine applications to | Planning and Development Cttee. | Director of Regeneration |

| A Functions relating to town and country planning and development control | | | |
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| | Function | Delegation Exercised By | Responsible Director |
| | develop land without compliance with conditions previously attached. | (where there are more than three objections) Head of Planning. (where there are fewer than three objections) | |
| 7. | Power to grant planning permission for development already carried out. | Planning and Development Cttee. (where there are more than three objections) Head of Planning. (where there are fewer than three objections) | |
| 8. | Power to decline to determine applications for planning permission. | Head of Planning | Director of Regeneration |
| 9. | Duties relating to the making of determinations of planning applications. | Head of Planning | Director of Regeneration |
| 10. | Power to determine application for planning permission made by a local authority, alone or jointly with another person. | Planning and Development Committee | |
| 11. | Power to make determinations, give approvals and agree certain other matters relating to the exercise of permitted development rights. | Head of Planning | Director of Regeneration |
| 12. | Power to enter into agreement regulating development or use of land. (S.106 TCP Act 1990) | Head of Planning | Director of Regeneration |

| A Functions relating to town and country planning and development control | | | |
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| | Function | Delegation Exercised By | Responsible Director |
| 13. | Power to issue a certificate of existing or proposed lawful use or development. | Head of Planning | Director of Regeneration |
| 14. | Power to serve a completion notice. (S.94 TCP Act 1990) | Head of Planning | Director of Regeneration |
| 15. | Power to grant consent for the display of advertisements. | Planning and Development Cttee. (where there are more than three objections) Head of Planning. (where there are fewer than three objections) | Director of Regeneration |
| 16. | Power to authorise entry onto land. (S196A TCP Act 1990) | Head of Planning | Director of Regeneration |
| 17. | Power to require the discontinuance of a use of land. | Head of Planning | Director of Regeneration |
| 18. | Power to serve a planning contravention notice, breach of condition notice or stop notice. | Head of Planning | Director of Regeneration |
| 19. | Power to issue an enforcement notice. | Head of Planning | Director of Regeneration |
| 20. | Power to apply for an injunction restraining a breach of planning control. | Head of Planning | Director of Regeneration |
| 21. | Power to determine applications for hazardous substances consent, and related powers. | Planning and Development Committee | |

| A Functions relating to town and country planning and development control | | | |
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| | Function | Delegation Exercised By | Responsible Director |
| 22. | Duty to determine conditions to which old mining permissions, relevant planning permissions relating to dormant sites or active Phase I or II sites, or mineral permissions relating to mining sites, as the case may be, are to be subject. | Head of Planning | Director of Regeneration |
| 23. | Power to require proper maintenance of land. (S.215 TCP Act 1990) | Head of Planning | Director of Regeneration |
| 24. | Power to determine application for listed building consent, and related powers. | Planning and Development Cttee. (where there are more than three objections) Head of Planning. (where there are fewer than three objections) | |
| 25. | Power to determine applications for conservation area consent. | Planning and Development Cttee. (where there are more than three objections) Head of Planning. (where there are fewer than three objections) | |
| 26. | Duties relating to applications for listed building consent and conservation area consent. | Head of Planning | Director of Regeneration |
| 27. | Power to serve a building preservation notice, and related powers. | Head of Planning | Director of Regeneration |
| 28. | Power to issue enforcement notice in relation to demolition | Head of Planning | Director of Regeneration |

| A Functions relating to town and country planning and development control | | | |
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| | Function | Delegation Exercised By | Responsible Director |
| | of unlisted building in conservation area. | | |
| 29. | Powers to acquire a listed building in need of repair and to serve a repairs notice. | Head of Planning | Director of Regeneration |
| 30. | Power to apply for an injunction in relation to an unlisted listed building. | Head of Planning | Director of Regeneration |
| 30A. | Power to authorise stopping up or diversion of highway (s.247 TCPA 1990) | Head of Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 31. | Power to execute urgent works. (S.54 Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990. | Head of Planning | Director of Regeneration |

| B Licensing and registration functions (in so far as not covered by any paragraph of this Schedule) | | | |
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| | Function | Delegation Exercised By | Responsible Director |
| 1. | Power to issue licences authorising the use of land as a caravan site ("site licences"). | Licensing Team | Director of Adult Social Care and Health Integration |
| 2. | Power to license the use of moveable dwellings and camping sites. | Licensing Team | Director of Adult Social Care and Health Integration |
| 3. | Power to license hackney carriages | Director of Adult Social Care and Health Integration and the Licensing Committee | Director of Adult Social |

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| | <p>and private hire vehicles.</p> | | <p>Care and Health Integration (including the power to suspend or revoke licences with immediate effect), or Licensing Committee if there are grounds for concern which the Director of Adult Social Care and Health Integration considers appropriate to be referred to the Licensing Committee.</p> <p>Section 53 (3) of the Local Government Miscellaneous Provisions Act 1976. Director of Social Care and Health Integration to set demand and recover fees.</p> |
| <p>4.</p> | <p>Power to license drivers of hackney carriages and private hire vehicles.</p> | <p>Director of Adult Social Care and Health Integration and the Licensing Committee</p> | <p>Director of Adult Social Care and Health Integration or Licensing Committee or Licensing Committee if there are grounds for concern which the Director of Adult Social Care and Health Integration considers appropriate to be</p> |

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| | | | referred to the Licensing Committee. |
| 5. | Power to license operators of hackney carriages and private hire vehicles. | Director of Adult Social Care and Health Integration and the Licensing Committee | Director of Adult Social Care and Health Integration or Licensing Committee if there are grounds for concern which the Director of Adult Social Care and Health Integration considers appropriate to be referred to the Licensing Committee. Section 70 of the Government Miscellaneous Provisions Act 1976. Director of Social Care and Health Integration to set demand and recover fees in respect of operator and vehicle licences |
| 6. | Power to register pool promoters. | Licensing Team | Director of Adult Social Care and Health Integration |
| 7. | Power to grant track betting licences. | Licensing Team | Director of Adult Social Care and Health Integration |
| 8. | Power to license inter track betting schemes. | Licensing Team | Director of Adult Social Care and Health Integration |
| 9. | Power to grant permits in respect of premises with | Licensing Team | Director of Adult Social Care and Health Integration |

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| | amusement machines. | | |
| 10. | Power to register societies wishing to promote lotteries. | Licensing Team | Director of Adult Social Care and Health Integration |
| 11. | Power to grant permits in respect of premises where amusements with prizes are provided. | Licensing Team | Director of Adult Social Care and Health Integration |
| 12. | Power to issue cinema and cinema club licences. | Licensing Team | Director of Adult Social Care and Health Integration |
| 13. | Power to issue entertainments licences. | Licensing Team | Director of Adult Social Care and Health Integration |
| 14 | Functions relating to licensing (Sections 5-8 Licensing Act 2003) | Licensing Committee | Full Council, Licensing Committee, Licensing Sub Committees A, B and C and Officers in accordance with delegations |
| 15 | Powers and functions relating to late night levy requirements [Full Council] | Not Applicable - exercised by Full Council | n/a |
| 16 | Duty to comply with requirement to provide information to Gambling Commission | Licensing Team | Director of Adult Social Care and Health Integration |
| 17 | Functions relating to exchange of information | Licensing Team | Director of Adult Social Care and Health Integration |
| 18 | Functions relating to occasional use of notices | Licensing Team | Director of Adult Social Care and Health Integration |

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| 19 | Power to resolve not to issue a casino premises licence (Section 166 of the Gambling Act 2005) | Not applicable exercised by Full Council | |
| 20 | Power to designate officer of a licensing authority as an authorised person for a purpose relating to premises | Licensing Team | Director of Adult Social Care and Health Integration |
| 21 | Power to make order dis-applying section 279 or 282(1) of the 2005 Act in relation to specified premises | Licensing Team | Director of Adult Social Care and Health Integration |
| 22 | Power to institute criminal proceedings | Monitoring Officer | Monitoring Officer |
| 23 | Power to exchange information | Licensing Team | Director of Adult Social Care and Health Integration |
| 24 | Functions relating to the determination of fees for premises licences | Licensing Team | Director of Adult Social Care and Health Integration |
| 25 | Functions relating to the registration and regulation of small society lotteries | Licensing Team | Director of Adult Social Care and Health Integration |
| 26. | Power to license sex shops, sex cinemas and sexual entertainment venues. | Licensing Committee | |
| 27. | Power to license performances of hypnotism. | Licensing Team | Director of Adult Social Care and Health Integration |

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| 28 | Power to license premises for acupuncture, tattooing, ear-piercing and electrolysis. | Licensing Team | Director of Adult Social Care and Health Integration |
| 29 | Power to license pleasure boats and pleasure vessels. | Licensing Team | Director of Adult Social Care and Health Integration |
| 30 | Power to register door staff. | Licensing Team | Director of Adult Social Care and Health Integration |
| 31 | Power to license market and street trading. | Licensing Team and Licensing Committee | <p>Director of Adult Social Care and Health Integration to set fees, determine applications, consents, licences, reviews, policy, terms and associated functions.</p> <p>Licensing Committee to determine proposed designations of prohibited, consent or licence streets.</p> |
| 32 | Power to license night cafes and take-away food shops. | Licensing Team | Director of Adult Social Care and Health Integration |
| 33 | Duty to keep list of persons entitled to sell non-medicinal poisons. | Licensing Team | Director of Adult Social Care and Health Integration |
| 34 | Power to license dealers in game and the killing and selling of game. | Licensing Team | Director of Adult Social Care and Health Integration |

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| 35 | Power of register and license premises for the preparation of food. | Licensing Team | Director of Adult Social Care and Health Integration |
| 36 | Power to license scrap yards, site licences or collectors licences. | Licensing Team or Licensing Committee and / or Licensing Sub Committee General . | Director Adult Social Care and Health Integration where there are no grounds for concern and to set and determine fees, terms and associated functions. Or Licensing Committee and / or Licensing Sub Committee General if there are grounds of concern considered appropriate for officers to refer to Licensing Committee or its sub committee |
| 37 | Power to issue, amend or replace safety certificates (whether general or special) for sports grounds. | Licensing Team | Director of Adult Social Care and Health Integration |
| 38 | Power to issue, cancel, amend or replace safety certificates for regulated stands at sports grounds. | Licensing Team | Director of Adult Social Care and Health Integration |
| 39 | Power to issue fire certificates. | Licensing Team | Director of Adult Social Care and Health Integration |

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| 40 | Power to grant or renew a licence for a licensable activity under the Animal Welfare (Licensing of Activities Involving Animals) (England) Regulations 2018 (selling animals as pets, providing or arranging for the provision of boarding for cats or dogs, hiring out horses, breeding dogs or keeping or training animals for exhibition) | Licensing Team | Director of Adult Social Care and Health Integration |
| 41 | Power to license zoos. | Licensing Team | Director of Adult Social Care and Health Integration |
| 42 | Power to license dangerous wild animals. | Licensing Team | Director of Adult Social Care and Health Integration |
| 43 | Power to license knackers' yards. | Licensing Team | Director of Adult Social Care and Health Integration |
| 44 | Power to license the employment of children. | Licensing Team | Director of Adult Social Care and Health Integration |
| 45 | Power to approve premises for the solemnisation of marriages. | Licensing Team | Director of Adult Social Care and Health Integration |
| 46 | Power to register common land or town or village greens, except where the power is exercisable | Licensing Committee | |

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| | <p>solely for the purpose of giving effect to:</p> <p>(a) an exchange of lands effected by an order under section 19(3) of, or paragraph 6(4) of Schedule 3 to, the Acquisition of Land act 1981 (c.67) or</p> <p>(b) an order under section 147 of the Inclosure Act 1845 (c.8 & 9 Vict. c.118)</p> | | |
| 47 | Power to register variation of rights of common | Licensing Committee | |
| 48 | Power to license persons to collect for charitable and other causes. | Licensing Team | Director of Adult Social Care and Health Integration |
| 49 | Power to grant consent for the operation of a loudspeaker. | Licensing Team | Director of Adult Social Care and Health Integration |
| 50 | Power to grant a street works licence. | Licensing Team | Head of Highways, Highways Infrastructure and Fleet Services |
| 51 | Power to license agencies for the supply of nurses. | Licensing Team | Director of Adult Social Care and Health Integration |
| 52 | Power to issue licences for the movement of pigs. | Licensing Team | Director of Adult Social Care and Health Integration |

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| 53 | Power to license the sale of pigs. | Licensing Team | Director of Adult Social Care and Health Integration |
| 54 | Power to license collecting centres for the movement of pigs. | Licensing Team | Director of Adult Social Care and Health Integration |
| 55 | Power to issue a licence to move cattle from a market. | Licensing Team | Director of Adult Social Care and Health Integration |
| 56 | Power to grant permission for provisions, etc of services, amenities, recreation and refreshment facilities on highway, and related powers (S.115 E, 115 F and 115 K Highways Act 1980) | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 57 | Power to permit deposit of builder's skip on highway. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 58 | Duty to publish notice in respect of proposal to grant permission under Section 115 E of Highways Act 1980 | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 59 | Power to license planting, retention and maintenance of trees etc. in part of highway. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 60 | Power to authorise erection of stiles etc. on footpaths and bridleways | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |

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| 61 | Power to license works in relation to buildings etc. which obstruct the highway. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 62 | Power to consent to temporary deposits or excavations in streets. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 63 | Power to dispense with obligation to erect hoarding or fence. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 64 | Power to restrict the placing of rails, beams etc. over highways. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 65 | Power to consent to construction of cellars etc under street. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 66 | Power to consent to the making of openings into cellars etc. under streets and pavement lights and ventilators. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 67 | Power to sanction use of parts of buildings for storage of celluloid. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 68 | Power to approve meat product premises. | Licensing Team | Director of Adult Social Care and Health Integration |
| 69 | Power to approve premises for the production of minced meat or meat preparations. | Licensing Team | Director of Adult Social Care and Health Integration |
| 70 | Power to approve dairy establishments. | Licensing Team | Director of Adult Social Care and |

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| | | | Health Integration |
| 71 | Power to approve egg product establishments. | Licensing Team | Director of Adult Social Care and Health Integration |
| 72 | Power to issue licences to retail butchers' shops carrying out commercial operations in relation to unwrapped raw meat and selling or supplying both raw meat and ready-to-eat foods. | Licensing Team | Director of Adult Social Care and Health Integration |
| 73 | Power to approve fish products premises. | Licensing Team | Director of Adult Social Care and Health Integration |
| 74 | Power to approve dispatch or purification centres. | Licensing Team | Director of Adult Social Care and Health Integration |
| 75 | Power to register fishing vessels on board which shrimps or molluscs are cooked. | Licensing Team | Director of Adult Social Care and Health Integration |
| 76 | Power to approve factory vessels and fishery product establishments. | Licensing Team | Director of Adult Social Care and Health Integration |
| 77 | Power to register auction and wholesale markets. | Licensing Team | Director of Adult Social Care and Health Integration |
| 78 | Duty to keep register of food business premises. | Licensing Team | Director of Adult Social Care and Health Integration |

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| 79 | Power to register food business premises. | Licensing Team | Director of Adult Social Care and Health Integration |
| 80 | Power to register motor salvage operators | Part 1 of the Vehicles (Crime) Act 2001 (c.3) Scrap Metal Dealers Act 2013 Licensing Team | Director of Adult Social Care and Health Integration |
| 81 | Functions relating of the registration of common land and town or village greens | Part 1 of the Commons Act 2006 (c.26) and the Commons Registrations (England) Regulations 2008 (S.I. 2008/1961) Scrap Metal Dealers Act 2013 Licensing Committee (where there are grounds for refusal) | Licensing committee, Director of Adult Social Care and Health Integration (70. And 71) and Director of Environment and Community Services |
| 82 | Power to license Scrap Metal Dealers | Director of Adult Social Care and Health Integration (where there are no grounds for refusal) (where no there are no grounds for refusal) | Director of Adult Social Care and Health Integration |
| 83 | Functions relating to pavement licensing under Part I of the Business and Planning Act 2020 | Director of Environment and Community Services | |

| C Functions relating to health and safety at work | | | |
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| | Function | Delegation Exercised By | Responsible Director |
| 1. | Functions under any of the “relevant statutory provisions” within the meaning of Part I (health, safety and welfare in connection with work, and control of dangerous substances) of the Health and Safety at Work etc. Act 1974, to the extent that those functions are discharged otherwise than in the authority’s | Licensing Committee subject to the Council’s Scheme of Delegation | |

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| | capacity as an employer. | | |
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| D Functions relating to elections | | | |
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| | Function | Delegation Exercised By | Responsible Director |
| 1. | Duty to appoint an electoral registration officer. | Corporate Affairs Committee | |
| 2. | Power to assign officers in relation to requisitions of the registration officer. | Corporate Affairs Committee | |
| 3. | Functions in relation to parishes and parish councils. | Corporate Affairs Committee | |
| 4. | Power to dissolve small parish councils. | Corporate Affairs Committee | |
| 5. | Power to make orders for grouping parishes, dissolving groups and separating parishes from groups. | Corporate Affairs Committee | |
| 6. | Duty to appoint returning officer for local government elections. | Corporate Affairs Committee | |
| 7. | Duty to provide assistance at European Parliamentary elections. | Returning Officer | |
| 8. | Duty to divide constituency into polling districts. | Corporate Affairs Committee | |
| 9. | Power to divide electoral divisions into polling districts at local government elections. | Corporate Affairs Committee | |

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| 10. | Powers in respect of holding of elections. | Returning Officer | Director of Legal and Governance Services |
| 11. | Power to pay expenses properly incurred by electoral registration officers. | Returning Officer | Director of Legal and Governance Services |
| 12. | Power to fill vacancies in the event of insufficient nominations. | Returning Officer | Director of Legal and Governance Services |
| 13. | Duty to declare vacancy in office in certain cases. (S.85 Local Government Act 1972) | Returning Officer | Director of Legal and Governance Services |
| 14. | Duty to give public notice of a casual vacancy. | Returning Officer | Director of Legal and Governance Services |
| 15. | Power to make temporary appointments to parish councils. | Returning Officer | Director of Legal and Governance Services |
| 16. | Power to determine fees and conditions for supply of copies of, or extracts from, elections documents. | Returning Officer | Director of Legal and Governance Services |
| 17. | Power to submit proposals to the Secretary of State for an order under section 10 (pilot schemes for local elections in England and Wales) of the Representation of the People Act 2000. | Corporate Affairs Committee | |
| 18. | Duty to consult on change of scheme for elections | Corporate Affairs Committee | |

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| 19. | Duties relating to publicity | Returning Officer | Director of Legal and Governance Services |
| 20. | Duties relating to notice to Electoral Commission | Returning Officer | Director of Legal and Governance Services |
| 21. | Power to alter year of ordinary election of parish councillors | Corporate Affairs Committee | |
| 22. | Functions relating to change of name of electoral area | Corporate Affairs Committee | |

E. Functions relating to name and status of areas and individuals

| | Function | Exercised By | Responsible Director |
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| 1. | Power to change the name of a district. | The Council | |
| 2. | Power to change the name of a parish. | The Council | |
| 3. | Power to confer title of honorary alderman or to admit to be an honorary freeman | The Council | |
| 4. | Power to petition for a charter to confer borough status. | The Council | |

EA. Functions relating to changing governance arrangements

| | Function | Exercised By | Responsible Director |
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| 1 | Duty to draw up proposals | The Council | |
| 2 | Duty to consult prior to drawing up proposals | | |

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| 3 | Duty to implement new governance arrangements | | |
| 4 | Duty to comply with direction given by the Secretary of State | | |
| 5 | Duty to hold a referendum | | |
| 6 | Duty to publish notice if proposals not approved in referendum | | |
| 7 | Duty to obtain written consent of elected mayor | | |

| EB. Functions relating to community governance | | | |
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| | Function | Exercised By | Responsible Director |
| 1 | Duties relating to community governance reviews | The Council | |
| 2 | Functions relating to community governance petitions | | |
| 3 | Functions relating to terms of reference of review | | |
| 4 | Power to undertake a community governance review | | |
| 5 | Functions relating to making of recommendations | | |
| 6 | Duties when undertaking review | | |
| 7 | Duty to publicise outcome of review | | |
| 8 | Duty to send two copies of order to Secretary of State | | |

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| 9 | Power to make agreements about incidental matters | | |
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| F. Power to make, amend, revoke, re-enact or enforce byelaws. | | | |
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| | Function | Exercised By | Responsible Director |
| | FA Functions relating to smoke-free premises, etc. | The Council | |
| 1 | Duty to enforce Chapter 1 and regulations made under it | | |
| 2 | Power to authorise officers | | |
| 3 | Functions relating to fixed penalty notices | | |
| 4 | Power to transfer enforcement functions to another enforcement authority | | |

| G. Power to promote or oppose local or personal Bills. | | | |
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| | Function | Exercised By | Responsible Director |
| | | The Council | |

| H. Functions relating to pensions etc. | | | |
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| | Function | Delegation Exercised By | Responsible Director |
| 1. | Functions relating to local government pensions, etc. | The Teesside Pension Fund Committee | |
| 2. | Functions under the Fireman's Pension Scheme relating to pensions, etc. as respects persons employed as members of fire brigades maintained pursuant to section 4 | The Teesside Pension Fund Committee | |

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| | of the Fire Services Act 1947. | | |
| 3. | Exercise the Council's functions as the administering authority to manage the Pension Fund. | Local Government Pension Scheme Regulations (2013) Section 151 officer | Director of Finance |

Miscellaneous functions**Part I: functions relating to public rights of way**

| | Function | Delegation Exercised By | Responsible Director |
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| 1. | Power to create footpath or bridleways by agreement. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 2. | Power to create footpaths and bridleways. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 3. | Duty to keep register of information with respect to maps, statements and declarations. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 4. | Power to stop up footpaths and bridleways. (S.118 Highways Act 1980) | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 5. | Power to determine application for public path extinguishment order. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 6. | Power to make a rail crossing extinguishment order. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 7. | Power to make a special extinguishment order. (S.118B Highways Act 1980) | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |

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| 8. | Power to divert footpaths and bridleways. (S. 119 Highways Act 1980) | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 9. | Power to make a public path diversion order. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 10. | Power to make a rail crossing diversion order. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 11. | Power to make a special diversion order. (S.119B Highways Act 1980) | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 12. | Power to require applicant for order to enter into agreement. (S. 119C Highways Act 1980) | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 13. | Power to make an SSSI diversion order. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 14. | Duty to keep register with respect to applications under section 118ZA, 118C, 119ZA and 119C of the Highways Act 1980. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 15. | Power to decline to determine certain applications. (S.121C Highways Act 1980) | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 16. | Duty to assert and protect the rights of the public to use and enjoyment of highways. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |

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| 17. | Duty to serve notice of proposed action in relation to obstruction. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 18. | Power to apply for variation of order under section 130B of the Highways Act 1980. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 19. | Power to authorise temporary disturbance of surface or footpath or bridleway. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 20. | Power temporarily to divert footpath or bridleway. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 21. | Functions relating to the making good of damage and the removal of obstructions (S.32 Acquisition of Land Act 1981) | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 22. | Powers relating to the removal of things so deposited on highways as to be a nuisance. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 23. | Power to extinguish certain public rights of way.(S.32 Acquisition of Land Act 1981) | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 24. | Duty to keep definitive map and statement under review. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 25. | Power to include modifications in other orders. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and |

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| | (S53A Wildlife and Countryside Act 1981) | | Community Services |
| 26. | Duty to keep register of prescribed information with respect to applications under section 53(5) of the Wildlife and Countryside Act 1981. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 27. | Duty to reclassify roads used as public paths. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 28. | Power to prepare map and statement by way of consolidation of definitive map and statement. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 29. | Power to designate footpath as cycle track. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 30. | Power to extinguish public right of way over land acquired for clearance. (S.294 Housing Act 1981) | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 31. | Power to authorise stopping-up or diversion of footpath or bridleway. (S.258 Town and Country Planning Act 1990) | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 32. | Power to extinguish public rights of way over land held for planning purposes. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and |

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| | (S.258 Town and Country Planning Act 1990) | | Community Services |
| 33. | Power to enter into agreements with respect to means of access. | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |
| 34. | Power to provide access in absence of agreement. (S.37 Countryside and Rights of Way Act 2000) | Head of Highways, Highways Infrastructure and Fleet Services | Director of Environment and Community Services |

Miscellaneous functions**Part II: Other miscellaneous functions**

| | Function | Delegation Exercised By | Responsible Director |
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| 35. | Functions relating to sea fisheries. | Corporate Affairs Committee Subject to the Council's Scheme of Delegation | |
| 36. | Power to make standing orders. | Not applicable – retained by the Council | |
| 37. | Power to appoint staff, and to determine the terms and conditions on which they hold office (including procedures for their dismissal). | In accordance with Officer Employment Procedure Rules set out in Part 4 of this Constitution | Head of Paid Service |
| 38. | Power to make standing orders as to contracts. | Not applicable – retained by the Council | |
| 35. | Functions relating to sea fisheries. | Corporate Affairs Committee Subject to the Council's Scheme of Delegation | |
| 36. | Power to make standing orders. | Not applicable – retained by the Council | |
| 37. | Power to appoint staff, and to determine the terms | In accordance with Officer Employment Procedure Rules set out in Part 4 of this Constitution | Head of Paid Service |

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| | and conditions on which they hold office (including procedures for their dismissal). | | |
| 38. | Power to make standing orders as to contracts. | Not applicable – retained by the Council | |
| 39. | Duty to make arrangements for proper administration of financial affairs etc. | Not applicable – retained by the Council | |
| 40. | Power to appoint officers for particular purposes (appointment of “proper officers”). | Not applicable – retained by the Council | |
| 41. | Power to make limestone pavement order. | Head of Highways, Highways Infrastructure and Fleet Services | |
| 42. | Power to make closing order with respect to take-away food shops. | Director of Adult Social Care and Health Integration | |
| 43. | Duty to designate officer as the head of the authority’s paid service, and to provide staff, etc. | Not applicable – retained by the Council | |
| 44A. | Duty to designate officer as the monitoring officer, and to provide staff, etc. | Not applicable – retained by the Council | |
| 44B | Powers relating to overview and scrutiny committees (voting rights of co-opted members) | Not applicable – retained by the Council | |
| 45. | Duty to approve authority’s statement of accounts, income and expenditure and | Audit Committee | |

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| | balance sheet, or record of payments and receipts (as the case may be). | | |
| 46. | Powers relating to the protection of important hedgerows. | Head of Planning | Director of Regeneration |
| 47. | Powers relating to the preservation of trees. | Head of Planning | Director of Regeneration |
| 47A | Powers relating to complaints about high hedges | Head of Planning | Director of Regeneration |
| 48. | Power to make payments or provide other benefits in cases of maladministration etc. | The Head of Paid Service | Chief Executive |
| 49. | Powers to make an Order identifying a place for purposes of police powers in relation to alcohol consumption | Director of Adult Social Care and Health Integration | |
| 50. | Power to apply for an enforcement order against unlawful works on common land | Section 41 of the Commons Act 2006 Head of Highways, Highways Infrastructure and Fleet Services | |
| 51. | Power to protect unclaimed registered common land and unclaimed town or village greens against unlawful interference | Section 45(2)(a) of the Commons Act 2006 Head of Highways, Highways Infrastructure and Fleet Services | |
| 52. | Power to institute proceedings for offences in respect of unclaimed registered common land and unclaimed town or village greens | Section 45(2)(b) of the Commons Act 2006 Head of Highways, Highways Infrastructure and Fleet Services | |

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| <p>53.</p> | <p>All matters arising out of the grant, refusal, variation or revocation of a Consent Street under Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982, including but is not limited to determining:</p> <ul style="list-style-type: none"> i. the application process for applying for a Consent; ii. the fee for the Grant of a Consent; iii. the total number of Consents to be allocated at any one time; iv. the conditions to be attached to each Consent granted, including but not limited to the length of the Consent and times of trading, the location of pitch, type of pitch, type of goods to be sold at the pitch and any other matters that the Authority may consider appropriate; and v. whether a Consent should be granted, | <p>Director of Adult Social Care and Health Integration</p> | |
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| | refused, varied or revoked. | | |
| 54 | <p>The nominated person to exercise the Council's rights as a shareholder in Border to Coast and be its representative at shareholder meetings, on behalf of the Teesside Pension Fund. The responsibilities are as set out in the Shareholders Agreement, Articles, Inter Authority Agreement and any other agreements entered into and include, but are not limited to the following :</p> <ul style="list-style-type: none"> a) to serve a written notice on the Board of the Company to cease to be a Shareholder in the Company b) to vote on matters, including the reserved matters in Schedule 1 of the Shareholder Agreement | Mayor, further delegated to the Chair of the Teesside Pension Fund Committee by the Mayor. | |