

Part 3

Responsibility for Functions

RESPONSIBILITY FOR LOCAL CHOICE FUNCTIONS

Key:

HoEH = Head of Environmental Health

HoDM = Head of Development Management

LM = Licensing Manager

RESPONSIBILITY	FUNCTION	DELEGATION
Executive	Any function under a local Act other than a function specified or referred to in regulation 2 or Schedule 1, i.e. NA Markets Act.	
Council	The determination of an appeal against any decision made by or on behalf of the authority.	
Scrutiny	The conduction of best value reviews in accordance with the provisions of any order for the time being having effect under section 5 (best value reviews) of the Local Government Act 1999(c). For reference to the Executive.	
Executive	Any function relating to contaminated land(d).	
Executive	The discharge of any function relating to the control of pollution or the management of air quality(e).	HoEH
Executive	The service of an abatement notice in respect of a statutory nuisance(f).	HoEH
Executive	The passing of a resolution that Schedule 2 to the Noise and Statutory Nuisance Act 1993 should apply in the authority's area(g).	
Executive	The inspection of the authority's area to detect any statutory nuisance(h).	HoEH
Executive	The investigation of any complaint as to the existence of a statutory nuisance(i).	HoEH
Executive	The obtaining of information under section 330 of the Town and Country Planning Act 1990(a) as to interests in land.	HoEH
Council	The obtaining of particulars of persons interested in land under section 16 of the Local Government (Miscellaneous Provisions) Act 1976(b).	HoDM
Council/Executive	The appointment of any individual – (a) to any office other than an office in which he is employed by the authority; (b) to any body other than – (i) the authority; (ii) a joint committee of two or more authorities; or (c) to any committee or sub-committee of such a body, and the revocation of any such appointment.	

RESPONSIBILITY FOR COUNCIL FUNCTIONS

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	TOWN AND COUNTRY PLANNING AND DEVELOPMENT MANAGEMENT		
Development Management Committee	Power to determine applications for planning permission.	Sections 70(1)(a) and (b) and 72 of the Town and Country Planning Act 1990 (c.8).	HoDM
Development Management Committee	Power to determine applications to develop land without compliance with conditions previously attached.	Section 73 of the Town and Country Planning Act 1990.	HoDM
Development Management Committee	Power to grant planning permission for development already carried out.	Section 73A[13] of the Town and Country Planning Act 1990.	
Development Management Committee	Power to decline to determine application for planning permission.	Section 70A of the Town and Country Planning Act 1990[14].	HoDM
Development Management Committee	Duties relating to the making of determinations of planning applications.	Sections 69, 76 and 92 of the Town and Country Planning Act 1990 and Articles 8, 10 to 13, 15 to 22 and 25 and 26 of the Town and Country Planning (General Development Procedure) Order 1995 (S.I. 1995/419) and directions made thereunder.	
Development Management Committee	Power to determine application for planning permission made by a local authority, alone or jointly with another person.	Section 316 of the Town and Country Planning Act 1990 and the Town and Country Planning General Regulations 1992 (S.I. 1992/1492)[15]	HoDM
Development Management Committee	Power to make determinations, give approvals and agree certain other matters relating to the exercise of permitted development rights.	Parts 6, 7, 11, 17, 19, 20, 21 to 24, 26, 30 and 31 of Schedule 2 to the Town and Country Planning (General Permitted Development) Order 1995 (S.I. 1995/418).	HoDM
Development Management Committee	Power to enter into agreement regulating development or use of land.	Section 106 of the Town and Country Planning Act 1990.	HoDM
Development Management Committee	Power to issue a certificate of existing or proposed lawful use or development.	Sections 191(4) and 192(2) of the Town and Country Planning Act 1990[16].	HoDM

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	TOWN AND COUNTRY PLANNING AND DEVELOPMENT MANAGEMENT		
Development Management Committee	Power to serve a completion notice.	Section 94(2) of the Town and Country Planning Act 1990.	HoDM
Development Management Committee	Power to grant consent for the display of advertisements.	Section 220 of the Town and Country Planning Act 1990 and the Town and Country Planning (Control of Advertisements) Regulations 1992[17].	HoDM
Development Management Committee	Power to authorise entry onto land.	Section 196A of the Town and Country Planning Act 1990[18].	HoDM
Development Management Committee	Power to require the discontinuance of a use of land.	Section 102 of the Town and Country Planning Act 1990.	-
Development Management Committee	Power to serve a planning contravention notice, breach of condition notice or stop notice.	Sections 171C, 187A and 183(1) of the Town and Country Planning Act 1990[19].	HoDM
Development Management Committee	Power to issue an enforcement notice.	Section 172 of the Town and Country Planning Act 1990[20].	HoDM
Development Management Committee	Power to apply for an injunction restraining a breach of planning control.	Section 187B of the Town and Country Planning Act 1990[21].	HoDM
Development Management Committee	Power to determine applications for hazardous substances consent, and related powers.	Sections 9(1) and 10 of the Planning (Hazardous Substances) Act 1990 (c. 10).	HoDM /HoEH
Development Management Committee	Power to require proper maintenance of land.	Section 215(1) of the Town and Country Planning Act 1990.	-
Development Management Committee	Power to determine application for listed building consent, and related powers.	Sections 16(1) and (2), 17, 27(2) and 33(1) of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990 (c.9).	HoDM
Development Management Committee	Power to determine applications for conservation area consent.	Section 16(1) of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990, as applied by section 74(3) of that Act[22].	HoDM

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	TOWN AND COUNTRY PLANNING AND DEVELOPMENT MANAGEMENT		
Development Management Committee	Duties relating to applications for listed building consent and conservation area consent.	Sections 13(1) and 14(1) and (4) of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990 and regulations 3 to 6 and 13 of the Town and Country Planning (Listed Buildings and Buildings in Conservation Areas) Regulations 1990 and paragraphs 8, 15 and 22 of Department of the Environment Circular 14/97.	HoDM
Development Management Committee	Power to serve a building preservation notice, and related powers.	Sections 3(1) and 4(1) of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990.	
Development Management Committee	Power to issue enforcement notice in relation to demolition of unlisted building in conservation area.	Section 38 of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990.	HoDM
Development Management Committee	Powers to acquire a listed building in need of repair and to serve a repairs notice.	Sections 47 and 48 of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990.	HoDM
Development Management Committee	Power to apply for an injunction in relation to a listed building.	Section 44A of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990[23].	-
Development Management Committee	Power to execute urgent works.	Section 54 of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990.	-

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	LICENSING		
Licensing Committee	Power to issue licences authorising the use of land as a caravan site ("site licenses")	Section 3(3) of the Caravan Sites and Control of Development Act 1960 (c. 62).	HoEH
Licensing Committee	Power to licence the use of moveable dwellings and camping sites.	Section 269(1) of the Public Health Act 1936 (c.49).	HoEH
Licensing Committee	Power to licence operators and to set or vary the standard conditions for hackney carriages or private hire vehicles and drivers, including the approval of applications for hackney carriage fare increases.	Local Government (Miscellaneous Provisions) Act 1976 Part II	
Licensing Committee	Power to register pool promoters.	Schedule 2 to the Betting, Gaming and Lotteries Act 1963 (c. 2)[24].	-
Licensing Committee	Power to grant track betting licences.	Schedule 3 to the Betting, Gaming and Lotteries Act 1963[25].	-
Licensing Committee	Power to licence inter-track betting schemes.	Schedules 5ZA to the Betting, Gaming and Lotteries Act 1963[26].	-
Licensing Committee	Power to grant permits in respect of premises with amusement machines with prizes in respect of where premises licences or club premises certificates have been granted in accordance with the Licensing Act 2003.	Gaming Act 1968 as amended for the Licensing Act 2003.	HoEH
Licensing Committee	Power to register societies wishing to promote lotteries.	Schedule 1 to the Lotteries and Amusements Act 1976 (c. 32)[28].	HoEH
Licensing Committee	Power to issue cinema and cinema club licences.	Section 1 of the Cinema Act 1985 (c. 13).	HoEH
Licensing Committee	Power to issue theatre licences.	Sections 12 to 14 of the Theatres Act 1968 (c. 54)[30].	HoEH
Licensing Committee	Power to issue entertainments licences.	Section 12 of the Children and Young Persons Act 1933 (c. 12), section 52 of, and Schedule 12 to, the London Government Act 1963 (c. 33), section 79 of the Licensing Act 1964 (c. 26), sections 1 to 5 and 7 of, and Parts I and II of the Schedule to, the Private Places of Entertainment (Licensing) Act 1967 (c. 19) and Part I of, and Schedules 1 and 2 to, the Local Government (Miscellaneous Provisions) Act 1982 (c. 30).	HoEH

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	LICENSING		
Licensing Committee	Power to licence sex shops and sex cinemas.	The Local Government (Miscellaneous Provisions) Act 1982, section 2 and Schedule 3.	
Licensing Committee	Power to licence performances of hypnotism.	The Hypnotism Act 1952 (c. 46).	HoEH
Licensing Committee	Power to licence premises for acupuncture, tattooing, ear-piercing and electrolysis.	Sections 13 to 17 of the Local Government (Miscellaneous Provisions) Act 1982.	HoEH
Licensing Committee	Power to licence pleasure boats and pleasure vessels.	Section 94 of the Public Health Acts Amendment Act 1907 (c. 53) [31] .	HoEH
Licensing Committee	Power to licence market and street trading.	Part III of, and Schedule 4 to, the Local Government (Miscellaneous Provisions) Act 1982, Part III of the London Local Authorities Act 1990 (c. vii) and section 6 of the London Local Authorities Act 1994 (c. xii).	HoEH
Licensing Committee	Power to licence night cafes and take-away food shops.	Section 2 of the Late Night Refreshment Houses Act 1969 (c. 53) [32] , Part II of the London Local Authorities Act 1990 and section 5 of the London Local Authorities Act 1994.	HoEH
Licensing Committee	Power to licence dealers in game and the killing and selling of game.	Sections 5, 6, 17, 18 and 21 to 23 of the Game Act 1831 (c. 32); sections 2 to 16 of the Game Licensing Act 1860 (c. 90), section 4 of the Customs and Inland Revenue Act 1883 (c. 10), sections 12(3) and 27 of the Local Government Act 1874 (c. 73), and section 213 of the Local Government Act 1972 (c. 70).	HoEH
Licensing Committee	Power of register and licence premises for the preparation of food.	Section 19 of the Food Safety Act 1990 (c. 16).	HoEH
Licensing Committee	Power to licence scrap yards.	Section 1 of the Scrap Metal Dealers Act 1964 (c. 69).	HoEH
Licensing Committee	Power to licence premises for the breeding of dogs.	Section 1 of the Breeding of Dogs Act 1973 (c. 60) and section 1 of the Breeding and Sale of Dogs (Welfare) Act 1999 (c. 11).	HoEH

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	LICENSING		
Licensing Committee	Power to licence pet shops and other establishments where animals are bred or kept for the purposes of carrying on a business	Section 1 of the Pet Animals Act 1951 (c. 35)[35]; section 1 of the Animal Boarding Establishments Act 1963(c. 43)[36]; the Riding Establishments Acts 1964 and 1970 (1964 c. 70 and 1970 c. 70)[37]; section 1 of the Breeding of Dogs Act 1973 (c. 60)[38], and sections 1 and 8 of the Breeding and Sale of Dogs (Welfare) Act 1999.	HoEH
Licensing Committee	Power to register animal trainers and exhibitors.	Section 1 of the Performing Animals (Regulation) Act 1925 (c. 38)[39].	HoEH
Licensing Committee	Power to licence zoos.	Section 1 of the Zoo Licensing Act 1981 (c. 37)[40].	HoEH
Licensing Committee	Power to licence dangerous wild animals.	Section 1 of the Dangerous Wild Animals Act 1976 (c. 38).	HoEH
Licensing Committee	Power to licence knackers' yards.	Section 4 of the Slaughterhouses Act 1974. See also the Animal By-Products Order 1999 (S.I. 1999/646).	HoEH
Licensing Committee	Power to licence persons to collect for charitable and other causes.	Section 5 of the Police, Factories etc. (Miscellaneous Provisions) Act 1916 (c. 31) and section 2 of the House to House Collections Act 1939 (c. 44)[43].	HoEH
Licensing Committee	Power to grant consent for the operation of a loudspeaker.	Schedule 2 to the Noise and Statutory Nuisance Act 1993 (c. 40).	HoEH
Licensing Committee	Power to approve meat product premises.	Regulations 4 and 5 of the Meat Products (Hygiene) Regulations 1994 (S.I. 1994/3082)[45].	HoEH
Licensing Committee	Power to approve premises for the production of minced meat or meat preparations.	Regulation 4 of the Minced Meat and Meat Preparations (Hygiene) Regulations 1995 (S.I. 1995/3205).	HoEH
Licensing Committee	Power to approve dairy establishments.	Regulations 6 and 7 of the Dairy Products (Hygiene) Regulations 1995 (S.I. 995/1086)[46].	HoEH
Licensing Committee	Power to approve egg product establishments.	Regulation 5 of the Egg Products Regulations 1993 (S.I. 1993/1520).	HoEH
Licensing Committee	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.	Schedule 1A to the Food Safety (General Food Hygiene) Regulations 1995 (S.I. 1995/1763)[47].	HoEH
Licensing Committee	Power to approve fish products premises.	Regulation 24 of the Food Safety (Fishery Products and Live Shellfish) (Hygiene) Regulations 1998 (S.I. 1998/994).	HoEH

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	LICENSING		
Licensing Committee	Power to approve dispatch or purification centres.	Regulation 11 of the Food Safety (Fishery Products and Live Shellfish) (Hygiene) Regulations 1998.	HoEH
Licensing Committee	Power to register fishing vessels on board which shrimps or molluscs are cooked.	Regulation 21 of the Food Safety (Fishery Products and Live Shellfish) (Hygiene) Regulations 1998.	HoEH
Licensing Committee	Power to approve factory vessels and fishery product establishments.	Regulation 24 of the Food Safety (Fishery Products and Live Shellfish) (Hygiene) Regulations 1998.	HoEH
Licensing Committee	Power to register auction and wholesale markets.	Regulation 26 of the Food Safety (Fishery Products and Live Shellfish) (Hygiene) Regulations 1998.	HoEH
Licensing Committee	Duty to keep register of food business premises.	Regulation 5 of the Food Premises (Registration) Regulations 1991 (S.I. 1991/2828).	HoEH
Licensing Committee	Power to register food business premises.	Regulation 9 of the Food Premises (Registration) Regulations 1991.	HoEH
Licensing Committee	Power to register and cancel registration of Motor Salvage Operators.	Vehicles (Crime) Act 2001 and Motor Salvage Operators Regulations 2002.	HoEH
Council	Review of Licensing Statement of Policy	Licensing Act 2003	
Licensing sub committees (If the police object)	Application for personal licence	Licensing Act 2003	LM (If no objection made)
Licensing sub committees (All cases)	Application for personal licence with unspent convictions	Licensing Act 2003	
Licensing sub committees (If a relevant representation made)	Application for premises licence/club premises certificate	Licensing Act 2003	LM (If no relevant representation made)
Licensing sub committee (If a relevant representation made)	Application for provisional statement	Licensing Act 2003	LM (If no relevant representation made)
Licensing sub committee (If a relevant representation made)	Application to vary premises licence/club premises certificate	Licensing Act 2003	LM (If no relevant representation made)
Licensing sub committees (If the police object)	Application to vary designated premises supervisor	Licensing Act 2003	LM (If no objection made)

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	LICENSING		
Licensing Committee	Request to be removed from as designated premises supervisor	Licensing Act 2003	LM (In all cases)
Licensing sub committees (If the police object)	Application for transfer of premises licence	Licensing Act 2003	LM (If no objection made)
Licensing sub committees (If the police object)	Application for interim authorities	Licensing Act 2003	LM (If no objection made)
Licensing sub committees (All cases)	Application to review premises licence/club premises certificate	Licensing Act 2003	
Licensing Committee	Decision on whether a complaint is irrelevant frivolous vexatious etc	Licensing Act 2003	LM (All cases)
Licensing sub committees (All cases)	Decision to object when local authority is a consultee and not the relevant authority considering the application	Licensing Act 2003	
Licensing sub committees (All cases)	Determination of a police objection to a temporary event notice	Licensing Act 2003	
Licensing sub committees	AWP Permit	Licensing 2003	LM (If two or less Members of sub committee available to consider)
Council	Three year licensing Statement of Principles	Gambling Act 2005	
Council	Policy not to permit casinos	Gambling Act 2005	
Executive	Fee setting (when appropriate)	Gambling Act 2005	
Licensing sub committees	Application for premises licences	Gambling Act 2005	LM where no representations received / representations withdrawn
Licensing sub committees	Application for a variation to a licence	Gambling Act 2005	LM where no representations received / representations withdrawn
Licensing sub committees	Application for a transfer of a licence	Gambling Act 2005	LM where no representations received from the Commission
Licensing sub committees	Application for a provisional statement	Gambling Act 2005	LM where no representations received / representations withdrawn
Licensing sub committees	Review of a premises licence	Gambling Act 2005	
Licensing sub committees	Application for club gaming / club machine permits	Gambling Act 2005	LM where no objections made / objections have been withdrawn

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	LICENSING		
Licensing sub committees	Cancellation of club gaming / club machine permits	Gambling Act 2005	
Licensing sub committees	Applications for Small Lottery Registration	Gambling Act 2005	LM where no objections made / objections have been withdrawn
Licensing sub committees	Decision to give a counter notice to a temporary use notice	Gambling Act 2005	
	Functions relating to health and safety at work		
Licensing Committee	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 capacity as an employer.	Part I of the Health and Safety at Work etc. Act 1974 (c. 37)[48].	Officers identified in the Scheme of Delegations

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	ELECTIONS		
Council	Duty to appoint an electoral registration officer.	Section 8(2) of the Representation of the People Act 1983 (c. 2)[49].	-
Council	Power to assign officers in relation to requisitions of the registration officer.	Section 52(4) of the Representation of the People Act 1983.	Acting Returning Officer - Strategic Director (Operations)
Council	Functions in relation to parishes and parish councils.	Part II of the Local Government and Rating Act 1997 (c. 29) and subordinate legislation under that Part.	-
Council	Power to dissolve small parish councils.	Section 10 of the Local Government Act 1972.	-
Council	Power to make orders for grouping parishes, dissolving groups and separating parishes from groups.	Section 11 of the Local Government Act 1972.	-
Council	Duty to appoint returning officer for local government elections.	Section 35 of the Representation of the People Act 1983.	
Council	Duty to provide assistance at European Parliamentary elections.	Paragraph 4(3) and (4) of Schedule 1 to the European Parliamentary Elections Act 1978 (c. 10)[50].	Acting Returning Officer - Strategic Director (Operations)
Council	Duty to divide constituency into polling districts.	Section 18 of the Representation of the People Act 1983.	-
Council	Power to divide electoral divisions into polling districts at local government elections.	Section 31 of the Representation of the People Act 1983.	Acting Returning Officer - Strategic Director (Operations)
Council	Powers in respect of holding of elections.	Section 39(4) of the Representation of the People Act 1983.	Acting Returning Officer - Strategic Director (Operations)
Council	Power to pay expenses properly incurred by electoral registration officers.	Section 54 of the Representation of the People Act 1983.	Acting Returning Officer - Strategic Director (Operations)
Council	Power to fill vacancies in the event of insufficient nominations.	Section 21 of the Representation of the People Act 1985.	Acting Returning Officer - Strategic Director (Operations)
Council	Duty to declare vacancy in office in certain cases.	Section 86 of the Local Government Act 1972.	Acting Returning Officer - Strategic Director (Operations)

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	ELECTIONS		
Council	Duty to give public notice of a casual vacancy.	Section 87 of the Local Government Act 1972.	Acting Returning Officer - Strategic Director (Operations)
Council	Power to make temporary appointments to parish councils.	Section 91 of the Local Government Act 1972.	Acting Returning Officer - Strategic Director (Operations)
Council	Power to determine fees and conditions for supply of copies of, or extracts from, elections documents.	Rule 48(3) of the Local Elections (Principal Areas) Rules 1986 (S.I. 1986/2214) and rule 48(3) of the Local Elections (Parishes and Communities) Rules 1986 (S.I. 1986/2215).	Acting Returning Officer - Strategic Director (Operations)
Council	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.	Section 10 of the Representation of the People Act 2000 (c. 2).	-
	NAME AND STATUS OF AREAS AND INDIVIDUALS		
Council	Power to change the name of a county, district or London borough.	Section 74 of the Local Government Act 1972.	-
Council	Power to change the name of a parish.	Section 75 of the Local Government Act 1972.	-
Council	Power to petition for a charter to confer borough status.	Section 245b of the Local Government Act 1972.	-
Council	Power to make, amend, revoke or re-enact byelaws	Any provision of any enactment (including a local Act), whenever passed, and section 14 of the Interpretation Act 1978 (c. 30)[51].	-
Council	Power to promote or oppose local or personal Bills.	Section 239 of the Local Government Act 1972.	-
	PENSIONS, ETC		
Council	Functions relating to local government pensions, etc.	Regulations under section 7, 12 or 24 of the Superannuation Act 1972 (c. 11)[52].	-

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	MISCELLANEOUS		
Audit Committee	Duty to approve authority's statement of accounts, income and expenditure and balance sheet or record of receipts and payments (as the case may be).	The Accounts and Audit Regulations 1996 and 2003 (S.I. 1996/590). [54] .	-
Development Control Committee	Powers relating to the preservation of trees.	Sections 197 to 214D of the Town and Country Planning Act 1990 and the Trees Regulations 1999 (S.I. 1999/1892).	HoLC
Development Control Committee	Powers relating to the protection of important hedgerows.	The Hedgerows Regulations 1997 (S.I. 1997/1160).	HoLC
Council	Power to make standing orders.	Section 106 of, and paragraph 42 of Schedule 12 to, the Local Government Act 1972 [55] .	-
Council	Power to appoint staff. (see Employment Procedure Rules Part 4)	Section 112 of the Local Government Act 1972.	Head of Paid Service
Council	Power to make standing orders as to contracts.	Section 135 of the Local Government Act 1972.	-
Council	Power to make payments or provide other benefits in cases of maladministration etc.	Section 92 of the Local Government Act 2000.	Shared Head of Corporate Services
Executive	Power to make Compulsory Purchase Orders	Town & Country Planning Act 1990. Planning & Compulsory Purchase Act 2005.	
Executive	Responses to consultations on the strategic plans of other local authorities (after consultation with all Members).		
Tree and Hedgerow Appeals Group	Tree Preservation Orders – to determine whether and how an Order should be confirmed if objections or representation which have been duly made remain unresolved		

RESPONSIBILITY	FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT	DELEGATION
	MISCELLANEOUS		
Tree and Hedgerow Appeals Group	Hedgerow Regulations – to determine the Council’s response to a Hedgerow Removal Notice where the hedgerow is important and a substantive case has been submitted in support of removal		
Devon Building Control Partnership	Appointment and/or authorisation of officers to exercise statutory functions	The Building Act 1984 and regulations made there under, including the Building Regulations 1991 (as amended). The Building Regulations 2000 together with the Fire Precautions Act 1971. Local Government (Miscellaneous Provisions) Act 1982. Town Improvements Clauses Act 1847 and the Public Health Act 1925. Town & Country Planning Act 1990. The Fire Safety and Places of Sports Act 1987. Licensing Act 1964. Party Wall Etc Act 1996. The Building (Local Authority Charges) Regulations 1998 The Building (Approved Inspectors etc.) Regulations 1985 & The Building (Approved Inspectors etc.) Regulations 2000	
Devon Building Control Partnership	Undertaking of inspections, investigations, interviews, service of notices, notifications, consultation responses, and legal proceedings under the legislation applicable thereto set out below, and to exercise all other relevant powers, including powers of entry provided under such legislation	As above	
Devon Building Control Partnership	Determination of applications, service of notice, exercise of powers in default and recovery of expenses	As above	
Devon Building Control Partnership	The institution of legal proceedings including the issuing of formal cautions	As above	
Devon Building Control Partnership	Exercise of powers of entry.	As above	
Devon Building Control Partnership	The production and operation of a Scale of Building Regulation Charges that will comply with the Building (Local Authority Charges) Regulations 1998	As above	