

## LOCAL CHOICE – THE AREAS WHERE THE COUNCIL IS ALLOWED TO CHOOSE WHAT IS OR WHAT IS NOT THE RESPONSIBILITY OF THE EXECUTIVE AND WHAT CHOICES THE COUNCIL HAS MADE

(Also Schedule 2 (Functions which may be (but need not be) the responsibility of an Authority's Executive) of the Local Authorities (Functions and Responsibilities Regulations 2000 (as amended).)

The first level of any delegation is listed below. Any further onward delegation to Officers is in the relevant delegation scheme as set out elsewhere in the Constitution.

		<i><b>Delegation to</b></i>
1	Any function under a local Act, other than a function specified or referred to in Regulation 2 or Schedule 1 to the Local Authorities (Functions and Responsibilities) (England) Regulations 2000 as amended.	Cabinet
2	The determination of an appeal against any decision made by or on behalf of the authority.	Relevant Appeals Committee (or Officer with delegated authority)
3	The making of arrangements under Section 20 (questions on police matters at Council meetings) of the Police Act 1996 for enabling questions to be put on the discharge of the functions of a Police authority.	Council
4	The making of appointments under paragraphs 2 to 4 (appointment of Members by relevant Councils) of Schedule 2 (Police authorities established under Section 3) to the Police Act 1996.	Council
5	Any function relating to contaminated land.	Cabinet
6	The discharge of any function relating to the control of pollution or the management of air quality.	Cabinet
7	The service of an abatement notice in respect of a statutory nuisance.	Cabinet
8	The passing of a resolution that Schedule 2 to the Noise and Statutory Nuisance Act 1993 should apply in the authority's area.	Council
9	The inspection of the authority's area to detect any statutory nuisance.	Cabinet

10	The investigation of any complaint as to the existence of a statutory nuisance.	Cabinet
11	The obtaining of information under section 330 of the Town and Country Planning Act 1990 as to interests in land.	Council, Cabinet and Standing Committees
12	The obtaining of particulars of persons interested in land under section 16 of the Local Government (Miscellaneous Provisions) Act 1976.	Council, Cabinet and Standing Committees
13	The making of agreements for the execution of highway works	Cabinet
14	The appointment of any individual -  <ul style="list-style-type: none"> <li>(a) to any office other than an office in which he/she is employed by the authority;</li> <li>(b) to any body other than <ul style="list-style-type: none"> <li>(i) the authority;</li> <li>(ii) a joint committee of two or more authorities; or</li> </ul> </li> <li>(c) to any committee or sub committee of such a body, and the revocation of any such appointment.</li> </ul>	Cabinet, for appointments on the Cabinet Executive list.  Council for the remainder, subject to the Chief Executive having delegated powers in relation to Officer appointments.
15	The making of agreements with other local authorities for the placing of staff at the disposal of those other authorities.	Cabinet
16	Functions under Sections 106, 110, 111 and 113 of the Local Government and Public Involvement in Health Act 2007 relating to local area agreements.	Cabinet