

Pale Green

D. General principles applying to the exercise of delegated powers by officers

- (a) Delegated officers must refer matters to the relevant committee as they consider appropriate having regard to the following factors:-
- i) whether the matter would have such an effect on communities, businesses or individuals such as the matter ought to be considered/determined by ~~councillor~~Councillors;
 - ii) whether a ~~councillor~~Councillor, applicant or other person with a significant interest has requested that the matter be determined by committee;
 - iii) whether there is evidence that the public or ~~councillor~~Councillors have a significant actual or potential interest in the matter such as would give rise to a desire or expectation that it be determined by ~~councillor~~Councillors;
 - iv) whether the matter is likely to involve consideration of disputed or uncertain matters of fact or law or whether the decision gives rise to a fine balance between various options such as might reasonably give rise to an expectation that the matter will be considered by ~~councillor~~Councillors;
 - v) where it is desirable that representations made in relation to the matter by an applicant, objector other interested party should be heard and considered by ~~councillor~~Councillors;
 - vi) the need for consistency of approach in the council's decision making process;
 - vii) whether there are any specific national or local policy or (in relation to development control decisions only) development plan implications arising from the matter under consideration which are of such significance that they might reasonably give rise to an expectation that they ought to be considered by ~~councillor~~Councillors;

Pale Green

- viii) whether the legal consequences of the matter of such significance that it should be considered by ~~councillor~~Councillors.
- (b) Delegated officers are entitled to arrange for the discharge of functions allocated to them by their subordinate officers, provided that the delegated officer remains responsible for and accountable to the council for the exercise of the delegated powers.
- (c) The ~~full council~~Full Council have conferred delegated powers upon all of its officers to undertake, under management supervision, the tasks contained in their job description.
- (d) An officer with the delegated power to make a decision may, where he/she considered it necessary, refer the matter for decision by ~~full council~~Full Council or by the relevant committee.
- (e) A non-executive committee may delegate to sub-committees and officers.
- (f) All delegated officers and delegated committees should seek and obtain appropriate professional advice from those employed by the council for that purpose. Any report made by officers to ~~councillor~~Councillors should record whether or not such advice has been obtained.
- (g) Committees and/or directors exercising the power to levy and/or determine fees or charges must not make a decision unless there has been prior consultation with the relevant executive member and scrutiny chair. Where the decision is being made by delegated officer, he/she must also consult with the chair of any relevant committee. Where the proposal is not in accordance with the corporate charging policy or is the subject of an objection by one or more of those ~~councillor~~Councillors with whom the officer/committee is required to consult as above, then the matter should be reported to the relevant committee or ~~full council~~Full Council.

← Formatted: Left

Pale Green

E. FUNCTIONS NOT TO BE THE RESPONSIBILITY OF AN AUTHORITY'S EXECUTIVE - Regulation 2(1) of the Local Authorities (Functions and Responsibilities)(England) Regulations 2000

Statutory officers

Proper Officers

Scheme of delegations

Formatted: Normal, Line spacing: At least 10.2 pt, No page break before, Don't adjust space between Latin and Asian text, Tab stops: 0 cm, Left + 1.27 cm, Left + 2.54 cm, Left + 3.81 cm, Left + 5.08 cm, Left + 6.35 cm, Left + 7.62 cm, Left + 8.89 cm, Left + 10.16 cm, Left + 11.43 cm, Left + 12.7 cm, Left + 13.97 cm, Left + 15.24 cm, Left + 16.51 cm, Left + 17.78 cm, Left + 19.05 cm, Left + 20.32 cm, Left + 21.59 cm, Left + 22.86 cm, Left + 24.13 cm, Left + 25.4 cm, Left + 26.67 cm, Left + 27.94 cm, Left + 29.21 cm, Left + 30.48 cm, Left + 31.75 cm, Left + 33.02 cm, Left + 34.29 cm, Left + Not at 0.71 cm