

DELEGATION OF POWERS TO OFFICERS

1. INTRODUCTION

- 1.1 The Council operates an extensive scheme of delegation of powers to officers to allow routine business to be completed in a timely and efficient manner. The scheme of delegation of powers to officers needs to be updated to reflect new legislation with respect to anti-social behaviour; and also to respond to the need to revise arrangements for making decisions (including reviews) on community nominations of community assets to be included on the List of Assets of Community Value, following the recent changes to the senior management structure. It would also be helpful to widen the pool of officers authorised to take action under the Criminal Justice and Public Order Act 1994 to remove unauthorised campers.
- 1.2 The changes to the scheme of delegation of powers are to ensure officers have the necessary delegations to allow them to legally undertake their roles. The new # delegations are set out in Appendix 1 to this report.

2. CRIME AND DISORDER, EQUALITY AND FINANCIAL IMPLICATIONS

- 2.1 The amendments to the delegation with respect to anti-social behaviour will enhance this authority's ability to respond, in conjunction with other bodies. There are no other implications arising directly from this report.

3. RECOMMENDED

- 3.1 That the delegation of powers to the officers are agreed.

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Background Papers:

Published documents

APPENDIX 1

Please note: Deletions are shown struck through, additions are shown in bold italics.

AMENDMENT TO EXISTING DELEGATION WITH RESPECT TO COMMUNITY ASSETS.

Cab 17	Localism Act 2011 Sections 87 – 108 and The Assets of Community Value (England) Regulations 2012	To authorise an Executive Director to make decisions on community nominations of community assets to be included on the List of Assets of Community Value and to determine applications for compensation (and to deal with all consequential administrative matters arising from such decisions).	Executive Director <i>Executive Head</i>	Cabinet 54 of 16/1/13
		To authorise the Chief Executive to make decisions in respect of internal reviews following a decision to list a community asset and decisions in respect of compensation (and to deal with all consequential administrative matters arising from such decisions)	Chief Executive, <i>or an Executive Head who was not involved in the original decision.</i>	

AMENDMENTS TO TAKE ACCOUNT OF THE ANTISOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014.

Hsg & Com 6	Crime and Disorder Act 1998, s.1	To apply for an Anti-Social Behaviour Order	Head of Legal and Democratic Services, or Solicitors, or Employed Barrister, in	Cabinet 45 of 7/08/02 Cabinet
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**Hsg and
Com 6**

**Antisocial Behaviour,
Crime and Policing Act
2014**

**To take all necessary
action and exercise all of
the Council's powers under
Parts 1, 2, 4 and 6 of the
Act.**

**(Note: applications to the
Courts only to be made in
consultation with the
Executive Head
(Governance and
Regulations), or employed
Barrister, or Solicitor.**

**To take all necessary
action including the issue
of notices, remedial and
enforcement action as set
out in Part 4 Chapter 1 and
sections 63 and 68 of Part
4 Chapter 2.**

~~consultation with Executive
Director, or Head of Public Health
and Community Safety, or Head
of Housing and Customer
Services, in consultation with the
Chief Officer Hampshire
Constabulary~~

**Chief Executive, or Executive
Head, or Employed Barrister, or
Solicitor.**

**Landlord Services Manager, or
Housing Estates Manager, or
Neighbourhood and Tenancy
Management Officer, or
Environmental Health Manager,
or Senior Environmental Health
Officer, or Environmental
Health Officer, or
Environmental Health
Technician, or Dog Warden, or
Community Safety Manager, or
Community Safety Co-
Ordinator, or Partnership
Intervention Officer, or
Licensing Enforcement Officer.**

~~42. of 4/08/04
Cabinet
117. of 2/02/05~~

Cab Auth 20	Antisocial Behaviour, Crime and Policing Act 2014	To enter premises for the purposes of the Act and to serve notices	Landlord Services Manager, or Housing Estates Manager, or Neighbourhood and Tenancy Management Officer, or Environmental Health Manager, or Senior Environmental Health Officer, or Environmental Health Officer, or Environmental Health Technician, or Dog Warden, or Community Safety Manager, or Community Safety Co- Ordinator, or Partnership Intervention Officer, or Licensing Enforcement Officer.
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AMENDMENT TO DELEGATION WITH RESPECT TO UNAUTHORISED CAMPERS.

Hsg & Com 1	Criminal Justice and Public Order Act 1994 s.77, s.78 and s.79	To issue directions and to serve notices for unauthorised campers to leave land	Head of Public Health and Community Safety, or Executive Head; Environmental Health Manager, or Senior Environmental Health Officers, or Environmental Health Officers, or Community Safety Manager, or Community Safety Co- Ordinator, or Environmental Health Officer, or Landlord Services Manager, or Housing Estates Manager, or Neighbourhood and Tenancy Management Officer	Cabinet 201. of 8/04/02 Cabinet 8. of 4/06/03
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