



## DECISION OF DIRECTOR OF DEVELOPMENT AND ENVIRONMENT

**DECISION NO. 16/17 DE 159**

**SUBJECT:** Delegation and Authorisation - Director Decisions

**Background:**

The Director of Development and Environment has delegated powers to act in accordance with all statutory provisions and in accordance with the North Somerset District Council Constitution. The Director of Development and Environment has authority to authorise any officer within his or her directorate to exercise any or all of his or her delegated powers under Part 3 of North Somerset Council's Constitution, and paragraph 1.5 of the Officer Delegation and Authorisations (as Amended).

**DECISION:**

To authorise the Assistant Director of Operations and the Head of Highways and Transport to exercise all functions as listed in attached schedule on behalf of the Director of Development and Environment in his absence.

**Reasons:**

There will be occasions when the Director of Development and Environment will not be available to sign Director Decision notices. In order to avoid unnecessary delays this function should be delegated to the appropriate officers within the Directorate, namely to the Assistant Director of Operations and the Head of Highways and Transport.

**Other Alternatives Considered:**

None

**Risk Assessment:**

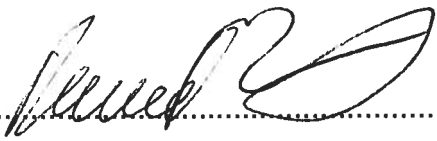
NA

**Financial Implications:**

None

**Implications for Future Years:**

None

Signed..........

Director of Development and Environment

Dated.....12/7/16.....

## **Schedule**

### **North Somerset District Council Constitution.**

#### **6 DIRECTOR OF DEVELOPMENT AND ENVIRONMENT**

6.1 To exercise all the functions (including the authorisation of officers under various) of the Local Planning Authority and Mineral Planning Authority and in relation to building control including (without prejudice to the generality of the foregoing) functions of Local Authorities under the following Acts:

National Parks and Access to the Countryside Act 1949  
Countryside Act 1968  
Wildlife and Countryside Act 1981  
Building Act 1984  
Town and Country Planning Act 1990 as amended  
Planning (Hazardous Substances) Act 1990  
Planning (Listed Buildings and Conservation Areas) Act 1990  
Planning (Consequential Provisions) Act 1990  
Planning and Compensation Act 1991  
Countryside and Rights of Way Act 2000  
Flood and Water Management Act 2010  
Anti-Social Behaviour Crime and Policing Act 2014

(NOTE: The Council has an approved procedure for certain planning applications to be referred to Committee).

6.2 To exercise all the functions of the Local Highway Authority (including the authorisation of officers for that purpose) and in relation to engineering, road traffic, car parking and transportation (without prejudice to the generality of the foregoing) functions of local authorities under the following Acts:

Public Health Act 1936  
Coast Protection Act 1949  
Chronically Sick and Disabled Persons Act 1970  
Land Compensation Act 1973  
Health and Safety at Work, etc. Act 1974  
Road Traffic Act 1974  
Reservoirs Act 1975  
Safety at Sports Grounds Act 1975  
Highways Act 1980  
Cycle Track Act 1984  
Road Traffic Regulation Act 1984  
Transport Act 1985  
Fire Safety and Safety of Places of Sports Act 1987  
Road Traffic Act 1988  
New Roads and Street Works Act 1991 Amended May 2016

Land Drainage Act 1991  
Water Resources Act 1991  
Traffic Calming Act 1992  
Environment Act 1995  
Road Traffic Reduction Acts 1997 and 1998  
Traffic Management Act 2004

6.3 To exercise all the functions of the Council in relation to public health, port health, waste collection and disposal, burials and cremation, street naming and numbering safety and the environment (other than those specifically exercisable by a Local Planning Authority) to include without prejudice to the generality of the foregoing) the functions of local authorities under the following Acts and to include the authorisation of officers:

Public Health Acts 1875 to 1961  
Open Spaces Act 1906  
Cremation Acts 1902 and 1952  
Caravan Sites and Control of Development Act 1960  
Health and Safety at Work (Etc.) Act 1974  
Control of Pollution Act 1974  
Safety of Sports Grounds Act 1975  
Public Health (Control of Disease) Act 1984  
Building Act 1984  
Environmental Protection Act 1990  
Clean Air Act 1993  
Environment Act 1995  
Noise Act 1996  
Waste Minimisation Act 1998  
Anti-Social Behaviour Act 2003  
Towns Improvement Clauses Act 1847  
Cleaner Neighbourhood and Environment Act 2005  
Health Act 2006  
Violent Crime Reduction Act 2006

6.4 To exercise all the functions of the Council in relation to food and drugs, shops, trading standards, weights and measures, and public protection including (without prejudice to the generality of the foregoing) the functions of local authorities under the following Acts and to include the authorisation of officers:-

Medicines Act 1968  
Trade Description Acts 1968 and 1972  
Fair Trading Act 1973  
Hallmarking Act 1973  
Food Act 1984  
Weights and Measures Act 1987  
Food Safety Act 1990  
Sunday Trading Act 1994  
Enterprise Act 2002  
Private Security Industries Act 2001

6.5 To exercise the functions of the Council in relation to charities, licensing and to deal with all matters relating to the status, route, diversion and extinguishment of rights of way including (without prejudice to the generality of the foregoing) functions of local authorities under the following Acts and to include the authorisation of officers:

Town Police Clauses 1847 and 1889  
Public Health Acts Amendment Act 1907  
Gaming Act 1968  
Theatres Act 1968 Local Government (Miscellaneous Provisions) Act 1976  
Cinemas Act 1985  
Charities Act 1985  
Licensing Act 2003  
Gambling Act 2005

6.6 To exercise all the functions of the Council in relation to leisure and recreational services, the youth service, libraries, museums and tourism including (without prejudice to the generality of the foregoing) functions of local authorities under the following Acts:

Public Health Act 1875  
Open Spaces Act 1906  
Allotment Acts 1908-1950  
National Parks and Access to the Countryside Act 1949  
Public Libraries and Museums Act 1964  
Local Government (Miscellaneous Provisions) Act 1976  
Local Government Act 1972  
Commons Act 2006  
Natural Environment and Rural Communities Act 2006

6.7 To promote economic development and community safety in North Somerset including (without prejudice to the generality of the foregoing) the exercise of the functions of the Council under the following Acts:

Local Government and Housing Act 1989

6.8 Overall responsibility for business continuity within the Directorate.

