

## SECTION 10 DELEGATIONS TO OFFICERS

### LOCAL GOVERNMENT ACT 1972: SECTIONS 100 G(2) AND 101 LOCAL GOVERNMENT ACT 2000: SECTION 15

*[Throughout this document reference to "the Act of 1972" will be reference to the Local Government Act 1972, as amended by the Local Government (Access to Information) Act 1985.]*

The tables in the following sections below list the powers and duties delegated to officers by the Council and the Executive. Local Choice functions are not separately identified, they are included as either an executive or non-executive function depending on whether or not the function has been allocated to the Executive.

#### PART 1 All Strategic Directors

<b>ALL STRATEGIC DIRECTORS or their nominees</b>		
<b>Power and duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
1. Taking and implementing decisions on matters relating to day to day administration of services or functions for which they are responsible.	Sections 101, 111 of the Act of 1972; Section 15 Local Government Act 2000	Executive or non-executive depending on the context
2. Taking and implementing decisions to maintain the operation and effectiveness of services within their responsibility.	Sections 101, 111 of the Act of 1972; Section 15 Local Government Act 2000	Executive or non-executive depending on the context
3. Taking any necessary decisions incidental to policy decisions that have been taken by Elected members.	Section 101, 111 of the Act of 1972; Section 15 Local Government Act 2000	Executive or non-executive depending on the context
4. Authority for all necessary tenders to be obtained and contracts to be completed in relation to the implementation of the revenue budget and capital programme subject to compliance with Standing Orders	Section 111 of the Act of 1972	Executive
5. The Strategic Director originating the report or, in the case of a joint report, the first named Strategic Director, ➤ to decide what are the background papers used or referred to in the preparation of the report ➤ to list the background papers on the report ➤ to make a copy of the background papers available for public inspection.	(a) Sections 100 D(1)(a); 100 D(5)(a) of the 1972 Act (b) Regulations 6 and 21 Local Authorities (Executive Arrangements) (Access to Information)(England) Regulations 2000 as amended (c) Local Government (Access to Information) Variation Order 2006	(a) Non-executive – reports to Council and its committees (b) Executive – reports to Cabinet, its committees and officer key decisions

<b>ALL STRATEGIC DIRECTORS or their nominees</b>		
<b>Power and duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
6. The Strategic Director proposing to take a <b>report to a member body in respect of a key decision</b> or a <b>Strategic Director proposing to take a key decision</b> is responsible for giving prior notice of that decision to the <a href="#">Strategic Director of Performance &amp; Development</a> in accordance with the Access to Information Rules	Regulations 14-16 Local Authorities (Executive Arrangements) (Access to Information)(England) Regulations 2000.	Executive – reports to Cabinet, and its committees or other member bodies making key executive decisions
7. The Strategic Director <b>prior to taking a key decision</b> is responsible for making any reports received available for public inspection unless it would disclose confidential or exempt information as defined in the Access to Information Rules	Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000.	Executive
8. The Strategic Director <b>immediately after making a key decision</b> is responsible for producing a written statement setting out <ul style="list-style-type: none"> <li>➤ the decision,</li> <li>➤ the reasons for the decision,</li> <li>➤ any options considered or rejected,</li> <li>➤ any reports taken into account,</li> <li>➤ any interest declared by a member consulted in respect of the decision and any dispensation granted by the standards committee <b>and</b></li> </ul> sending the written statement and any reports taken into account to the <a href="#">Strategic Director of Performance &amp; Development</a> who will make the written statement and any accompanying reports available for public inspection unless it would disclose confidential or exempt information.	Regulation 4 Local Authorities (Executive Arrangements) (Access to Information)(England) Regulations 2000.  Regulations 5 and 21 Local Authorities (Executive Arrangements) (Access to Information)(England) Regulations 2000	Executive
9. No Strategic Director or any person nominated by them shall make a key decision which does not comply with the Access to Information Rules	Local Authorities (Executive Arrangements) (Access to Information)(England) Regulations 2000 as amended	Executive

<b>ALL STRATEGIC DIRECTORS or their nominees</b>		
<b>Power and duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
10. Reports by Strategic Directors referring to the finances of the Council shall not be circulated to members without consultation with the <a href="#">Strategic Director of Resources</a> .	Section 151 of the Act of 1972	Executive or non-executive depending on the context
11. Responsibility for ensuring that Financial Regulations and financial instructions are observed throughout the departments under their control.	Section 151 of the Act of 1972	Non-executive
12. Responsibility to notify the <a href="#">Strategic Director of Resources</a> of all officers designated to certify and authorise invoices for payment together with specimen signatures.	Section 151 of the Act of 1972	Non-executive
13. Responsibility for ensuring accurate and prompt input of payments data to the creditors payments system.	Sections 111, 151 of the Act of 1972	Executive or non-executive depending on the context
14. Responsibility to collect all income as detailed in the appropriate revenue budgets.	Sections 111, 151 of the Act of 1972	Executive
15. With the approval of the <a href="#">Strategic Director of Resources</a> and after consultation with the Chair of the Cabinet to agree to the Council incurring revenue expenditure for which there is no provision in any vote in the annual or supplementary estimates approved by the Council or to agree reduced income, where it is not possible to obtain the necessary approval in accordance with the normal committee procedures because of urgency, <b>provided</b> i. the expenditure can be met from within the earmarked reserves of the department concerned and ii any requirements of the Access to Information Rules are met.  Any proposal to spend beyond the departments earmarked reserves shall be referred to Council	Sections 101, 111, 151 of the Act of 1972; Section 15 Local Government Act 2000; Local Authorities (Executive Arrangements) (Access to Information)(England) Regulations 2000; Local Authorities (Functions and Responsibilities) (England) Regulations 2000	Executive or non-executive depending on the context

<b>ALL STRATEGIC DIRECTORS or their nominees</b>		
<b>Power and duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
16. Responsibility to render promptly official invoices for sums due to the County Council and to notify the <a href="#">Strategic Director of Resources</a> of appropriate details.	Section 151 of the Act of 1972	Executive or non-executive depending on the context
17. Responsibility to comply with contract standing orders and ensure every contract and variation to a contract is executed in writing and in relation to capital contracts where the variation involves a material alteration or extension of the scope of the contract, whether or not the cost can be met within the contract to obtain the prior agreement of the <a href="#">Strategic Director of Resources</a> .	Sections 111, 135, 151 of the Act of 1972 and any other relevant enactment	Executive or non-executive depending on the context
18. To write off as irrecoverable sums due to the Council up to the limit of £500 and authority to the Chief Executive, after consultation with the <a href="#">Strategic Director of Resources</a> to revise that limit each year to the nearest £25 in line with changes in the applicable retail price index.	Sections 111, 151 of the Act of 1972; Section 15 Local Government Act 2000	Executive
19. In accordance with the County Council's grading structure and their policy guidelines as set out in their managers guide, to determine the appointment, promotion and salary levels of the Council's employees and other conditions of service matters	Section 112 of the Act of 1972	Non-executive
20. Each Strategic Director shall be responsible for ensuring that his/her list of delegated powers is kept up to date and appropriate authority obtained from the relevant member body to any changes	Sections 100G, 101 of the Act of 1972; Section 15 Local Government Act 2000	Executive or non-executive depending on the context

**PART 2. Chief Executive**

<b>CHIEF EXECUTIVE or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
1. To act as the proper officer for the purposes of any functions conferred on the Council except those functions expressly delegated to other officers	The Act of 1972 and any other enactment conferring functions on the Council.	Executive or Non-executive depending on the context
2. To act as the returning officer for elections of county councillors	Section 35 Representation of the People Act 1983	Non-executive
3. To receive and/or witness declarations of acceptance of office	Section 83 of the Act of 1972	Non-executive
4. To receive resignations of members of the County Council.	Section 84 of the Act of 1972	Non-executive
5. To convene meetings of the County Council to fill a vacancy in the office of Chairman	Section 88 of the Act of 1972	Non-executive
6. To receive notice of a casual vacancy from two local government electors.	Section 89(1)(b) of the Act of 1972	Non-executive
7. To sign the summons to members to attend County Council meetings.	Schedule 12 to the Act of 1972	Non-executive
8. To sign the summons to members to attend meetings of the Executive	Local Authorities (Executive Arrangements) (Access to Information)(England) Regulations 2000;	Executive
9. To receive and deal with documents relating to elections	Local Elections (Principal Areas) Rules 1986	Non-executive
10. To review the scale of fees for the conduct of elections before each County Council Quadrennial Election to ensure that they are comparable with those paid by the Warwickshire District Councils.	Section 36 Representation of the People Act 1983; Section 111 of the Act of 1972	Non-executive
11. To approve the payment of any future revised maxima notified in respect of members' allowances	Sections 173 to 178 of the Act of 1972; Section 18 Local Government and Housing Act 1989	Non-executive
12. Together with the <a href="#">Strategic Director of Resources</a> , to review members' quarterly postage and stationery allowances annually in line with changes in the retail price index and to review the initial members' allowance after each quadrennial election on the same basis.	Sections 173 to 178 of the Act of 1972; Section 18 Local Government and Housing Act 1989	Non-executive
13. Authority to receive money from officers accountable for it.	Section 115 of the Act of 1972	Non-executive

<b>CHIEF EXECUTIVE or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
14. To issue certificates and make statutory declarations concerning the transfer of securities held by the County Council.	Section 146 of the Act of 1972	Executive
15. To affix the Common Seal of the Council to any document required to give effect to decisions of the Council, any member body or officer acting within delegated powers.	Sections 111, 135 of the Act of 1972	Executive or Non-executive depending on the context
16. To receive and deal with applications from Ordnance Survey for assistance in preparation of Ordnance Survey maps.	Section 191 of the Act of 1972	Executive
17. To receive documents to be held in the custody of the County Council.	Section 225 of the Act of 1972	Executive or non-executive depending on the context
18. To certify photographic copies of documents.	Section 229 of the Act of 1972	Executive or non-executive depending on the context
19. To authenticate documents.	Sections 234 and 238 of the Act of 1972	Executive or non-executive depending on the context
20. To send copies of bylaws to district councils.	Section 236 of the Act of 1972	Non-executive
21. To institute, prosecute or to defend, compromise or to appear in any legal proceedings	Section 222 of the Act of 1972 and any other enactment conferring powers on the Council	Executive or Non-executive depending on the context
22. To act as the authorised representative of the County Council in respect of all companies of which the Council is, or may become, a member or a shareholder.	Section 375 of the Companies Act 1985	Executive or non-executive depending on the context
23. To approve, after consultation with the Chair of the Regulatory Committee and Chair of Cabinet, voluntary redundancies where it is in the Council's interest to allow the employee concerned to retire early (or otherwise take voluntary redundancy on the Council's usual terms) and there would be a net financial cost to the authority in doing so.	Section 112 of the Act of 1972	Non-executive

<b>CHIEF EXECUTIVE or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
24. Subject to policy guidelines laid down by the Council, to approve proposals on personnel matters from employing departments; and in respect of proposals not falling within the guidelines, to exercise his discretion to approve the proposals.	Section 112 of the Act of 1972	Non-executive
25. To select members from a pool of members to form the Appointments, and Disciplinary Appeals Sub-Committees as and when required	Sections 101 and 111 of the Act of 1972	Non-executive
26. To select members from a pool of members to serve on Review Panels under the social services complaints procedure as and when required.	Complaints Procedure Direction 1990	Non-executive
27. To agree, in consultation with the Procurement Steering Group, any revised arrangements for the procurement of goods and services as he considers appropriate	Section 111 of the Act of 1972. Section 2 Local Government Act 2000	Executive
28. To take all necessary steps to establish the independent remuneration panel, appoint the members of the panel, agree their terms and conditions and arrange any meetings of the panel.	Section 18 Local Government and Housing Act 1989, Section 100, 105 Local Government Act 2000, Local Authorities (Members' Allowances) (England) Regulations 2003	Non-Executive

**PART 3 Strategic Director of Performance & Development**

<b>STRATEGIC DIRECTOR OF PERFORMANCE &amp; DEVELOPMENT or his/her nominee</b>		
<b>Powers and duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
1. To act as the designated monitoring officer of the Council	Section 5 Local Government and Housing Act 1989	Non-executive
2. To act as the proper officer for the purposes of the Access to Information Rules except those functions expressly delegated to other Chief Officers	Section 100 of the Act of 1972; Sections 22, 105 Local Government Act 2000; Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000. Local Government (Access to Information) Variation Order 2006	Executive and Non-executive depending on the context
3. To decide which reports to be considered by a committee are not likely to be considered in public, to mark them " <i>not for publication</i> " and to identify the category of exempt or confidential information they contain.	(a) Section 100 B(2) of the 1972 Act , Local Government (Access to Information) Variation Order 2006 (b) Regulation 11 Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000.	(a) Non-Executive (b) Executive
4. To make the written statement and any accompanying reports relating to officer key decisions available for public inspection unless it would disclose confidential or exempt information.	Regulations 5 and 21 Local Authorities (Executive Arrangements) (Access to Information)(England) Regulations 2000.	Executive
5. To supply to the press on request and at his discretion copies of documents which are supplied to committees, but which are not included in the report(s) with the agenda.	(a) Section 100 B(2) of the Act of 1972 (b) Regulations 11 and 21 Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000	(a) Non-Executive (b) Executive



<b>STRATEGIC DIRECTOR OF PERFORMANCE &amp; DEVELOPMENT or his/her nominee</b>		
<b>Powers and duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
6. To make a written summary of the proceedings at a meeting when it is not open to the public in such a way as to form a reasonably fair and coherent record of proceedings without disclosing confidential or exempt information	(a) Section 100 C(2) of the Act of 1972 (b) Regulations 3 and 21 Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000	(a) Non-Executive (b) Executive
7. To decide which documents, bearing in mind exempt or confidential information requirements, in the possession of the, Cabinet or any committee relating to business to be transacted at a meeting but not included with the agenda for the meeting shall be open to inspection by members of the Council who may be entitled to see them under their common law rights or other rights, any dispute about their rights will be referred to the appropriate member body	(a) Sections 100 F(2) of the Act of 1972 (b) Regulations 17, 18 and 21 Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000	(c) Non-Executive (d) Executive
8. To decide which documents, bearing in mind confidential or exempt information requirements, in the possession of an officer relating to key decisions shall be open to inspection by members of the Council who may be entitled to see them; any dispute about their rights will be referred to the Cabinet	Regulations 17, 18 and 21 Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000	Executive
9. To receive and record notices of financial interest from members.	Section 96 of the Act of 1972	Non-executive
10. To receive on deposit lists of protected buildings.	Section 2 Planning (Listed Buildings and Conservation Areas) Act 1990	Executive

<b>STRATEGIC DIRECTOR OF PERFORMANCE &amp; DEVELOPMENT or his/her nominee</b>		
<b>Powers and duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
11. After consultation with the <a href="#">Strategic Director of Resources</a> , to write off as irrecoverable sums due to the Council up to a limit of £1000 and, together with the <a href="#">Strategic Director of Resources</a> , to revise that limit each year to the nearest £25 in line with changes in the applicable retail price index.	Sections 151 and 111 of the Act of 1972	Executive
12. To approve requests from chief officers for ex-gratia payments up to £250.	Sections 111,112 of the Act of 1972; Section 92 Local Government Act 2000 or other enactment	Non-executive
13. To institute, prosecute or to defend, compromise or to appear in any legal proceedings	Section 222 of the Act of 1972 and any other enactment conferring powers on the Council	Non-executive or Executive depending on the context
14. To complete and authenticate any document and take any other step in order to give effect to a decision of the Council (whether made by a Member Body or an officer).		Executive or non-executive depending on the context
15. To exercise the functions of the Council relating to the organisation of the registration services and to act as the proper officer for those services	Registration Services Act 1953 as amended	Executive
16. To exercise the powers of the Council under the listed provisions in addition to instigating proceedings for possession of land in the County Court, such powers to be exercised following a request from the appropriate Strategic Director	Sections 77, 78 and 79 of the Criminal Justice and Public Order Act 1994 as amended	Executive
17. To obtain information as to interests in land and the particulars of persons interested in land	Section 330 Town and Country Planning Act 1990; Section 16 Local Government (Miscellaneous Provisions) Act 1976	Non-executive

<b>STRATEGIC DIRECTOR OF PERFORMANCE &amp; DEVELOPMENT or his/her nominee</b>		
<b>Powers and duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
18. To sign, to issue and to serve notices on behalf of the County Council in relation to highways and public rights of way	Highways Act 1980, the Rights of Way Act 1990, the Wildlife and Countryside Act 1981, Road Traffic Regulation Act 1984, Cycle Tracks Act 1984, New Roads and Street Works Act 1991 Clean Neighbourhood and Environment Act 2005 and any other enactment conferring functions on the Council	Executive or non-executive depending on the context
19. To enter agreements in relation to the execution of highway works or improvements and agreements regulating development or use of land	Sections 184 and 278 Highways Act 1980; Section 106 Town and Country Planning Act 1990;	Non-Executive
20. To enter into agreements for the future maintenance of roads provided by developers	Section 38 of the Highways Act 1980	Non-executive
21. To determine applications for certificates of lawful use or development or proposed use or development.	Sections 191 & 192 of the Town and Country Planning Act 1990	Non-executive
22. To take action by way of Planning Contravention Notices, Breach of Condition Notices, Enforcement Notices, Stop Notices and Temporary Stop Notices.	Sections 171C; 171E, 172; 187A; 187B and 183(1) Town and Country Planning Act 1990	Non-executive
23. In consultation with the <a href="#">Strategic Director of Community Protection</a> , (i) to exercise the Council's powers of inspection and enforcement, (ii) to issue all notices and licences, and (iii) to institute legal proceedings in relation to the listed enactments	Fire Precautions Act 1971, Safety of Sports Grounds Act 1975; Fire Safety and Safety of Places of Sport Act 1987 and any Orders, Rules, Regulations or Directives made amending, varying, extending or re-enacting the same	Non-executive
24. To prosecute for causing nuisance or disturbance on educational premises.	Section 40 Local Government (Miscellaneous Provisions) Act 1982	Executive

<b>STRATEGIC DIRECTOR OF PERFORMANCE &amp; DEVELOPMENT or his/her nominee</b>		
<b>Powers and duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
25. To appoint members as required from time to time to hear school admission and exclusion appeals and to constitute panels of 3 or 5 as required	Part III School Standards and Framework Act 1998	Non-Executive
26. To amend the Constitution to reflect any changes made by the Council, its subsidiary bodies or the Cabinet to ensure the Constitution remains up to date	Section 37 Local Government Act 2000	Executive or Non-Executive as appropriate
27. In consultation with the <a href="#">Strategic Director of Resources</a> to make any further arrangements which they consider necessary for terrorism cover, as and when such cover is available	Section 111 of the Act of 1972. Section 2 Local Government Act 2000	Executive
28. In relation to Pride in Camp Hill Limited (i) to confirm to the Board that the council has or will endeavour to get all necessary approvals, powers etc in order to comply with the terms (ii) to notify other partners if the Council becomes aware that another partner is in default (iii) to select/agree an independent person (Expert) in the case of deadlock (iv) to notify the company if the Council believes the company or any group company has become subject to the influence of a local authority	Section 2 Local Government Act 2000	Executive
29. In relation to Pride in Camp Hill Limited jointly with the <a href="#">Strategic Director for Environment &amp; Economy</a>  (i) to give consent to the appointment of directors other than partner directors (ii) to agree to the WCC director not being on a committee/ sub-committee of the company (iii) to demonstrate best endeavours to obtain the necessary consents for Dev1 (iv) to arrange for the transfer of freehold of Dev1	Section 2 Local government Act 2000	Executive

<b>STRATEGIC DIRECTOR OF PERFORMANCE &amp; DEVELOPMENT or his/her nominee</b>		
<b>Powers and duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
30. In relation to Pride in Camp Hill Limited jointly with the <a href="#">Strategic Director of Resources</a> to agree the company changing the accounting reference date	Section 2 Local Government Act 2000	Executive
31. To develop and introduce a standard approach to race equality for contracts below £100,000 in value.	Section 2 Local Government Act 2000	Executive
32. To exercise overall management control of Authorisations under RIPA and to make such alterations to the designations of Authorising Officers as he sees fit.	Regulation of Investigatory Powers Act 2000	Executive
33. Subject to any statutory restrictions, in consultation with the <a href="#">Strategic Director of Resources</a> to determine fees that may be charged in respect of Freedom of Information requests.	Freedom of Information Act 2000	Executive
34. Responsibility for maintaining an internal audit service including visiting Council establishments to conduct audits	Section 151 Local Government Act 1972 Regulation 6 Accounts and Audit Regulations 2003	Non-executive

**PART 4.Strategic Director of Adult, Health & Community Services**

<b>STRATEGIC DIRECTOR OF ADULT, HEALTH &amp; COMMUNITY SERVICES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
<b>Adult Social Care</b>		
1.To make grants up to £250 to voluntary organisations, voluntary associations and committee providing clubs for old and disabled people.	Section 65 Health Services and Public Health Act 1968	Executive
2. To make one-off grants not exceeding £250 to voluntary organisations providing relevant services	Section 65 Health Services and Public Health Act 1968	Executive
3. To make payments up to £250 to disabled persons	Section 2 Chronically Sick and Disabled Persons Act 1970	Executive
4. To approve the use of adult social care premises by other organisations when not required for adult social care purposes at charges that will cover any additional costs to the Council.	Section 123 of the Act of 1972; Section 65 Health Services and Public Health Act 1968	Executive
5. To act on behalf of the County Council in relation to its powers and duties in respect of guardianship.	Mental Health Act 1983	Executive
6. In consultation with the <a href="#">Strategic Director of Performance &amp; Development</a> , to vary the access policy relating to adult social care client case files within the overall policies of the Council	Data Protection Act 1998 and regulations and orders made thereunder	Executive
7. On or after 1 October 2002 to waive any charges for home care or other non-residential social services payable in whole or in part by (i) any charge payer whose overall income does not exceed the appropriate basic level plus 25% (ii) any charge payer in receipt of more than 10 hours weekly home care following an assessment of income and disability costs.	Section 17 Health and Social Services and Social Security Adjudications Act 1983	Executive
8. To act as the authorised officer for the purposes of the Learning Disability Partnership established under section 31 Health Act 1999	Section 31 Health Act 1999. Section 2 Local Government Act 2000	Executive

<b>STRATEGIC DIRECTOR OF ADULT, HEALTH &amp; COMMUNITY SERVICES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
9. To waive any charges payable in whole or in part from 1 April 2003 by any charge payer in receipt of home care and day care following an assessment of their income, capital and disability related expenditure	Section 17 Health and Social Services and Social Security Adjudications Act 1983	Executive
<b>Adult Education</b>		
10. To take all necessary steps to discharge the Council's responsibilities to secure the provision of full and part time education, social, recreational and or physical training facilities for over 19 year olds  In exercising these powers s/he is required to observe all policy decisions taken by the Council and its relevant bodies	Section 15B, 508 Education Act 1996	Executive
11. To prepare in consultation with the Strategic Director of Children, Young People and Families Services an annual Area Community Education Development Plan for the approval of the Area Committee and to provide six monthly performance reports.	Section 15A, 15B, 508 Education Act 1996, Section 2 Local Government Act 2000	Executive
<b>Libraries and Heritage</b>		
12. After consultation with the <b>Strategic Director of Resources</b> , continuously to review the fixed fee, the per minute on-line charge and the printing charge in respect of commercial searches via the on-line information services operated through the County Council's libraries	Public Libraries and Museums Act 1964; section 150 Local Government and Housing Act 1989; The Library Charges (England and Wales) Regulations 1991	Executive
13. After consultation with the <b>Strategic Director of Resources</b> , to agree any change in the charging structure for the sound recordings service operated through the County Council's libraries.	Public Libraries and Museums Act 1964; section 150 Local Government and Housing Act 1989; The Library Charges (England and Wales) Regulations 1991	Executive

<b>STRATEGIC DIRECTOR OF ADULT, HEALTH &amp; COMMUNITY SERVICES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
14. After consultation with the <a href="#">Strategic Director of Resources</a> , continuously to review and to vary, where appropriate, the level of fines for the late return of books, fees for requests for books and charges for photocopies in order to achieve income targets established for the County Council libraries.	Public Libraries and Museums Act 1964; section 150 Local Government and Housing Act 1989; The Library Charges (England and Wales) Regulations 1991	Executive
15. After consultation with the <a href="#">Strategic Director of Resources</a> , to determine the scale of charges for the fax service available to the public at the Rugby and Warwick libraries in order to maintain it on a self-financing basis.	Public Libraries and Museums Act 1964; section 150 Local Government and Housing Act 1989; The Library Charges (England and Wales) Regulations 1991	Executive
16. To impose a reasonable charge for correspondence and searches made in response to genealogical enquiries at the Warwickshire County Record Office.	Public Libraries and Museums Act 1964; section 150 Local Government and Housing Act 1989; The Library Charges (England and Wales) Regulations 1991	Executive
<b>Trading Standards</b>		
17. To issue and renew licences in relation to petroleum, explosives and animal health	Section 15 Local Government Act 2000 The Petroleum (Regulations) Acts 1928 and 1936, the Explosives Acts 1875 to 1976 and the Animal Health Act 1981	Non-Executive
18. To issue and renew licences for the movement and sale of pigs, licensing collecting centres for the movement of pigs. Licences to move cattle from market	Articles 12,13,14 of the Pigs (Records, Identification and Movement) Order 1995 (S.I. 1995/11). Article 5(2) of the Cattle Identification Regulations 1998 (S.I 1998/871).	Non-Executive
19. To keep a list of persons entitled to sell poisons included in Part II of the Poisons List and to issue certificates of entry on that list.	Poisons Act 1972	Non-Executive



<b>STRATEGIC DIRECTOR OF ADULT, HEALTH &amp; COMMUNITY SERVICES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
20. To give consent for officers of another local weights and measures authority to carry out investigations under the Act in Warwickshire of offences committed within the area of that authority and of offences committed in Warwickshire which are linked to offences committed within that other local authority	Section 16(1B) of the Video Recordings Act 1984	Executive
21. To carry out routine enforcement to control the sale of knives to people under the age of 16 using the assistance of children in accordance with the Home Office Code.	Section 111 of the Act of 1972; Offensive Weapons Act 1996; Section 2 Local Government Act 2000	Executive
22. To establish and to promote a Knife Code to limit the sale of knives and to establish a register of those who have purchased them	Section 111 of the Act of 1972; Offensive Weapons Act 1996; Section 2 Local Government Act 2000	Executive
23. To make representations on behalf of the libraries, heritage and museum services relating to the formulation of local planning policies, including if necessary attendance at inquiries and other proceedings.	Section 2 Local Government Act 2000	Executive

<b>STRATEGIC DIRECTOR OF ADULT, HEALTH &amp; COMMUNITY SERVICES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
<p>24. To institute legal proceedings and to appear on behalf of the County Council before any Court of Summary Jurisdiction in any proceedings brought under the Acts listed, and to carry out all the enforcement powers of the County Council under those Acts and any Orders, Rules, Regulations or Directives made under the named Acts or any Act amending, varying, extending or re-enacting the same</p> <p>To take action against the person by whose act or default an offence is committed or who is otherwise responsible for the commission of an offence in those cases where statutory provisions permit the County Council to do so.</p> <p>Authority to exercise the powers of the council to appoint suitably qualified officers to enforce all or any of the listed legislation</p>	<p>Abandonment of Animals Act 1960, Administration of Justice Act 1970 – Section 40, Agriculture Act 1970, Agriculture Produce (Grading and Marking) Acts 1928 to 1931, Agriculture (Miscellaneous Provisions) Act 1968, Animal Health Act 1981, Animal Health and Welfare Act 1984, Business Names Act 1985, Cancer Act 1939, Celluloid and Cinematograph Film Act 1922, Children and Young Persons Act 1933 – Section 7, Children and Young Persons (Protection from Tobacco) Act 1991, Companies Act 1985, Consumer Credit Act 1974, Consumer Protection Act 1987, Control of Pollution Act 1974, Copyright Designs and Patents Act 1988, Criminal Attempts Act 1981, Criminal Justice Act 1988 – Section 141 and 141A, Section 11 Customs and</p>	<p>Executive or non-executive depending on the context</p>

<b>STRATEGIC DIRECTOR OF ADULT, HEALTH &amp; COMMUNITY SERVICES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
24. cont'd	Excise Management Act 1979, Dangerous Dogs Act 1989, Dangerous Dogs Act 1991, Development of Tourism Act 1969, Dogs Act 1906, Education Reform Act 1988 – Section 214, Energy Act 1976, Energy Conservation Act 1981, Environmental Protection Act 1990, Estates Agents Act 1979, European Communities Act 1972, Explosives Acts 1875 to 1976, Fair Trading Act 1973, Farm and Garden Chemicals Act 1967, Fireworks Act 1957, Fireworks Act 2003, Food Act 1984, Food and Environment Protection Act 1985, Food Safety Act 1990, Forgery and Counterfeiting Act 1981, Hallmarking Act 1973, Health and Safety at Work etc. Act 1974, Heavy Commercial Vehicles (Controls and Regulations) Act 1973, Hire Purchase Acts 1964 and 1965, Insurance Brokers Registration Act 1977, Sections 116 and 117 Licensing Act 2003; Malicious Communications Act 1988,	Executive or non-executive depending on the context

<b>STRATEGIC DIRECTOR OF ADULT, HEALTH &amp; COMMUNITY SERVICES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
24. cont'd	Medicines Act 1968, Mock Auctions Act 1961, Offences Against the Person Act 1861, Section 32 Osteopaths Act 1993, Performing Animals (Regulation) Act 1925, Petroleum (Regulations) Acts 1928 and 1936, Poisons Act 1972; Prices Acts 1974 and 1975, Property Misdescriptions Act 1991, Protection of Animals Act 1911, Protection of Animals (Amendment) Acts 1954 and 2000, Protection Against Cruel Tethering Act 1988, Public Health Act 1961, Road Traffic Act 1988, Road Traffic (Foreign Vehicles) Act 1972, Road Traffic Offenders Act 1988, Solicitors Act 1974 – Section 22, Telecommunications Act 1984, Theft Acts 1968 to 1978, Timeshare Act 1992, Tobacco Advertising and Promotions Act 2002, Trade Descriptions Act 1968, Trade Marks Act 1994, Trading Representations (Disabled Persons) Acts 1958 and 1972, Trading Stamps Act 1964, Transport Acts 1968 and 1978, Unfair Terms in Consumer Contracts Regulations 1999, Unsolicited Goods and Services Acts 1971 and 1975, Video Recordings Act 1984 and Weights and Measures Acts 1976 and 1985.	Executive or non-executive depending on the context.

<b>STRATEGIC DIRECTOR OF ADULT, HEALTH &amp; COMMUNITY SERVICES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
25.To apply for an enforcement order in respect of any actual or prospective infringement of specified consumer legislation in any court in the United Kingdom, acting in consultation with the <a href="#">Strategic Director of Performance &amp; Development</a> .	Sections 215, 218 and 220 to 222 of the Enterprise Act 2002	Executive
26.To consult with a person against whom an enforcement order might be made and to accept an undertaking in respect of any actual or prospective infringement of specified consumer legislation	Sections 214, 219 and 222 of the Enterprise Act 2002	Executive
27.To cooperate with a Community enforcer	Section 221 of the Enterprise Act 2002	Executive
28.To serve a notice requiring the provision of information	Section 225 of the Enterprise Act 2002	Executive

**PART 5 Strategic Director of Children, Young People and Families Services**

<b>STRATEGIC DIRECTOR OF CHILDREN, YOUNG PEOPLE AND FAMILIES SERVICES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
<p>1. In relation to persons under 19 years to take and implement all necessary decisions, including the allocation of resources within approved estimates, so as to maintain the operation and effectiveness of all the education services for which the Strategic Director is responsible and which are statutorily covered by the listed principal Acts of Parliament and regulations arising thereunder</p> <p>In exercising these powers s/he is required to observe all policy decisions taken by the Council and its relevant bodies</p>	<p>Education Act 1962 Employment and Training Act 1973 Education Act 1980 Education (Fees and Awards) Act 1983 Further Education Act 1985 Education Reform Act 1988 Education Act 1996 School Inspections Act 1996 Education Act 1997 School Standards and Framework Act 1998</p>	<p>Executive or non-executive depending on the context</p>
<p>2. To institute proceedings in relation to failures to secure the attendance of children at school or failures to comply with school attendance orders</p>	<p>Sections 437 to 447 Education Act 1996</p>	<p>Executive</p>
<p>3. To take all necessary steps to discharge the Council's responsibilities to secure the provision of full or part time education and recreational, social and physical training for 16-19 year olds.</p>	<p>Section 15A, , 508 Education Act 1996</p>	<p>Executive</p>
<p>4. To prepare in consultation with the Strategic Director of Adult, Health and Community Services an annual Area Community Education Development Plan for the approval of the Area Committee and to provide six monthly performance reports.</p>	<p>Section 15A, 15B, 508 Education Act 1996, Section 2 Local Government Act 2000</p>	<p>Executive</p>
<p>5. To make one-off grants not exceeding £250 to voluntary organisations. providing relevant services</p>	<p>Section 65 Health Services and Public Health Act 1968</p>	<p>Executive</p>
<p>6. To revise annually pocket money allowance for looked after children in foster care or children's homes in line with the retail price index.</p>	<p>Part III Children Act 1989 and any regulations made thereunder</p>	<p>Executive</p>
<p>7. To make "exceptional needs" payments up to £330 to local authority foster parents of looked after children.</p>	<p>Part III Children Act 1989 and any regulations thereunder</p>	<p>Executive</p>

<b>STRATEGIC DIRECTOR OF CHILDREN, YOUNG PEOPLE AND FAMILIES SERVICES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
8. To approve the making of capital loans, in a form and on terms agreed with the Strategic Director of Performance & Development and Strategic Director of Resources, to local authority foster-parents for housing extensions provided the resources are available.	Section 23 Children Act 1989; Section 111 of the Act of 1972; Section 2 Local Government Act 2000	Executive
9. To undertake the functions of the Council as an adoption agency, subject to consultation where necessary with the Adoption Panel.	Section 15 Local Government Act 2000 Adoption Act 1976 and Adoption and Children Act 2002	Executive
10. To appoint the members of the Adoption Panel other than the appointment of elected members of the Council to serve on the Panel.	Section 15 Local Government Act 2000 Adoption Act 1976 and Adoption and Children Act 2002	Executive
11. To update the adoption procedures within the overall policy and after consultation with the adoption panel.	Section 15 Local Government Act 2000 Adoption Act 1976, Adoption and Children Act 2002	Executive
12. To institute and defend proceedings in relation to the care of children, the exercise of parental responsibility, provision of secure accommodation and wardship proceedings and to intervene, where appropriate, in matrimonial, guardianship and special guardianship proceedings.	Section 15 Local Government Act 2000; Parts II, IV and V Children Act 1989 as amended Supreme Court Act 1981 and section 111 of the Act of 1972	Executive
13. To act on behalf of the Council in relation to its powers and duties in relation to day care, childminders, private fostering	Parts IX and X Schedules 8 and 9 Children Act 1989	Executive
14. To make payments up to £250 to support a child in need in exceptional circumstances	Section 17 Children Act 1989	Executive
15. To act in relation to the implementation of all those provisions of the Children Act 1989 where such delegation is required either by regulation or as suggested in guidance received from the Department of Health	Section 15 Local Government Act 2000 and Children Act 1989 and any regulations made thereunder and guidance under Section 7 Local Authority Social Services Act 1970	Executive

<b>STRATEGIC DIRECTOR OF CHILDREN, YOUNG PEOPLE AND FAMILIES SERVICES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
16. In consultation with the <a href="#">Strategic Director of Performance &amp; Development</a> , the Chair of the Cabinet and relevant Portfolio Holder to introduce charges under the Children Act 1989 in line with guidance from the Department of Health.	Section 29, Part III of Schedule 2 Children Act 1989	Executive
17. On or after 1 January 2003 to determine any new applications for financial assistance by way of grant or loan and to grant waivers in whole or part of repayments under the revised Policy on Foster Carer Adaptations.	Section 23 Children Act 1989; Section 111 of the Act of 1972; Section 2 Local Government Act 2000	Executive
18. In consultation with the Strategic Director of Performance & Development, to vary the access policy relating to children's services social care client case files within the overall policies of the Council	Data Protection Act 1998 and regulations and orders made thereunder	Executive
19. Authority to make representations in response to applications under the Licensing Act 2003 on behalf of the Council as the children's services authority.	Licensing Act 2003	Executive



**PART 6. Strategic Director of Community Protection**

<b>STRATEGIC DIRECTOR OF COMMUNITY PROTECTION or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
<p>1. To discharge the powers, duties and responsibilities of the Council as Fire and Rescue Authority, including in particular:</p> <ul style="list-style-type: none"> <li>(i) the promotion of fire safety</li> <li>(ii) the extinguishment of fires and the protection of life and property</li> <li>(iii) the rescue of persons from road traffic accidents; and</li> <li>(iv) responding to emergencies and other incidents likely to cause harm to persons or to the environment</li> </ul>	<p>Fire and Rescue Services Act 2004 and any Fire and Rescue Service National Framework made by the Secretary of State under section 21 of the Act and for the time being in force; Safety of Sports Grounds Act 1975; Fire Safety and Safety of Places of Sport Act 1987; Civil Contingencies Act 2004 and any Orders, Rules, Regulations or Directives made amending, varying, extending or re-enacting the same.</p>	<p>Executive or non-executive depending on the context</p>
<p>2. To authorise in writing officers in the Fire and Rescue Service to exercise emergency powers of fire prevention, fire-fighting or rescue including powers of entry onto premises, moving or breaking into vehicles, closure of highways, traffic regulation and restriction of access to premises and all supplementary statutory powers</p>	<p>Section 44 Fire and Rescue Services Act 2004 and any Orders, Rules, Regulations or Directives made amending, varying, extending or re-enacting the same</p>	<p>Executive or non-executive depending on the context</p>
<p>3. To exercise the Council's powers of inspection and enforcement to appoint officers in the Fire and Rescue Service as inspectors and otherwise to authorise in writing officers in the Fire and Rescue Service to exercise powers of entry onto premises, investigation, sampling and inspection and all supplementary powers and to issue all notices and licences in relation to the listed enactments.</p>	<p>Fire and Rescue Services Act 2004; Safety of Sports Grounds Act 1975; Fire Safety and Safety of Places of Sport Act 1987; Regulatory Reform (Fire Safety) Order 2005 and any Orders, Rules, Regulations or Directives made amending, varying, extending or re-enacting the same.</p>	<p>Executive or non-executive depending on the context</p>

<b>STRATEGIC DIRECTOR OF COMMUNITY PROTECTION or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
4.To deal with all standard requests for secondary employment from uniformed personnel in accordance with the criteria laid down in the National Scheme of Conditions of Service and the Department's appropriate Service Orders; requests only to be referred to the Regulatory Committee where the proposed secondary employment is of an exceptional nature and clearly requires special consideration.	Section 112 Local Government Act and Fire and Rescue Services Act 2004	Non-executive
5. Authority to make representations in response to applications under the Licensing Act 2003 on behalf of the Council as fire authority	Licensing Act 2003	Executive
6. To carry out the Council's emergency planning functions including the assessment of risk of emergencies occurring and taking measures for preventing an emergency, dealing with its effects, giving advice or assistance to the public and taking any other action in connection with an emergency. To liaise with the West Midlands Regional Planning Board and other appropriate bodies in the development of such plans and their implementation.	Civil Contingencies Act 2004	Executive or non-executive depending on the context
7. Responsibility for liaising with other responsible authorities in the formulation and implementation of a strategy for the reduction of crime and disorder and for combating the misuse of drugs.	Crime and Disorder Act 1998	Executive

**PART 7.Strategic Director for Environment & Economy**

<b>STRATEGIC DIRECTOR FOR ENVIRONMENT &amp; ECONOMY or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
The following powers and duties are delegated subject to the following provisos:		
(a) Legal proceedings may only be commenced with the consent of the Strategic Director of Performance and Development or his/her nominee		
(b) The Strategic Director of Performance and Development or his/her nominee is the authorised officer for the purposes of completing the documentation and statutory procedures required to give effect to decisions made in exercise of the functions marked *.		
1.To request the Traffic Commissioner to impose traffic regulation conditions.	Transport Act 2000	Executive
2. Responsibility for providing school crossing patrols	Part III Road Traffic Regulation Act 1984	Executive
3. Respond on behalf of the County Council in relation to any proposal for development, highway works or traffic management made or to be determined by another body.	Any legislation relevant to the responsibilities of the Strategic Director	Executive
4* Exercise the functions of the County Council under the private street works code and the advance payments code.	Part XI Highways Act 1980	Executive
5*.To propose the making of orders relating to road traffic, parking places and speed limits and, in the event of no objections being received, to make the orders.	Parts I, II, IV and VI Road Traffic Regulation Act 1984	Executive
6*.Stopping up or diversion of highways by Magistrates.	Section 116 of the Highways Act 1980.	Executive
7*.To make Definitive Map Modification Orders, where evidence demonstrates the existence of a public right of way and to confirm any unopposed Definitive Map Modification Order	Wildlife and Countryside Act 1981	Non-executive
8* To make Orders in relation to cycle tracks and to confirm such Orders if they are unopposed.	Section 3 of the Cycle Tracks Act 1984	Non-executive

<b>STRATEGIC DIRECTOR FOR ENVIRONMENT &amp; ECONOMY or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
9*.To make orders for the stopping up of public rights of way and in the event of the orders being unopposed to confirm them	Section 118, 118A and 118B of the Highways Act 1980	Non-executive
10*.To make orders for the diversion of public rights of way and in the event of the orders being unopposed to confirm them	Section 119, 119A and 119B of the Highways Act 1980	Non-executive
11*.To make orders for the compulsory creation of footpaths and bridleways and in the event of the orders being unopposed to confirm them	Section 26 of the Highways Act 1980	Non-executive
12. To exercise the functions of the County Council in relation to new roads and street works.	New Roads and Street Works Act 1991	Executive
13.To deal with planning applications of a minor nature submitted on behalf of the County Council in respect of which he has no property management responsibilities.	Regulation 3 of the Town and Country Planning General Regulations 1992	Non-executive
14. To respond to consultations from district councils under the listed provisions.	Article 10 Town and Country Planning (General Development Procedure) Order 1995; paragraph 7 of Schedule 1 Town and Country Planning Act 1990	Executive
15. To deal with applications for the approval of details of all materials and landscaping schemes submitted following the granting of planning permission by the County Council, subject to any dispute being referred to the appropriate Committee	Section 72 Town and Country Planning Act 1990	Non-executive

<b>STRATEGIC DIRECTOR FOR ENVIRONMENT &amp; ECONOMY or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
16. To approve minor amendments to proposals not requiring a further planning application and to determine applications to vary conditions, and for approval of details pursuant to conditions, submitted in respect of county matters (as defined in Schedule 1 to the Town and Country Planning Act 1990 and regulations thereunder), subject to any dispute being referred to the appropriate Committee.	Section 73 and 73A Town and Country Planning Act 1990; Town and Country Planning (General Development Procedure) Order 1995	Non-executive
17. To deal with proposals submitted for approval of the appearance and position of buildings, subject to any dispute being referred to the appropriate Committee.	Parts 19 and 20 of the Town and Country Planning (General Permitted Development) Order 1995	Non-executive
18. To initiate the making of a direction, within twenty-one days of receipt of a notification under the Order, requiring planning permission to be obtained for those mineral exploration works referred to in the notice.	Article 7 of the Town and Country Planning (General Permitted Development) Order 1995	Non-executive
19. To administer applications under any planning legislation and to take any steps (including any steps in relation to environmental impact assessment) preparatory or incidental to the determination of any such application.	Part III Town and Country Planning Act 1990; Town and Country Planning (General Development Procedure) Order 1995; Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 1999; Town and Country Planning General Regulations 1992; Town and Country Planning (Applications) Regulations 1988; Town and Country Planning (General Permitted Development) Order 1995 and any other relevant enactment.	Non-executive

<b>STRATEGIC DIRECTOR FOR ENVIRONMENT &amp; ECONOMY or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
20. Responsibility for the administration of the Council's powers relating to the management and disposal of waste	Sections 45-63A Environmental Protection Act 1990 and section 32 Waste Emissions Act 2003	Executive
21. To make applications (i) for planning permission for works for the alteration or extension of listed buildings, (ii) for listed building consent to the demolition, alteration or extension of listed buildings and (iii) for the demolition of unlisted buildings in conservation areas.	Section 15 Local Government Act 2000; Section 82 of the Planning (Listed Buildings and Conservation Areas) Act 1990	Executive
22. The determination of applications for planning permission for the erection of control kiosks at sewage treatment sites	Section 70 Town and Country Planning Act 1990	Non-executive
23*. To exercise the functions of the County Council in relation to reservoirs	Reservoirs Act 1975 and any Orders, Rules, Regulations and Directives made under the Act or any Act amending, varying, extending or re-enacting the same.	Executive
24. To grant extensions of time for the making good the surface of footpath and bridleways.	Section 134 of the Highways Act 1980.	Executive
25. To submit to other public path order making authorities the County Council's views in respect of proposed public path orders within or adjacent to Warwickshire.	Part III Highways Act 1980	Executive
26*. To enter public path creation agreements.	Section 25 Highways Act 1980	Non-executive

<b>STRATEGIC DIRECTOR FOR ENVIRONMENT &amp; ECONOMY or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
<p>27. In relation to Pride in Camp Hill Limited</p> <ul style="list-style-type: none"> <li>(i) to arrange for secondments of staff to the company</li> <li>(ii) to make a loan of £250k for the Early Purchase Scheme</li> <li>(iii) to make operating payments to the Board</li> <li>(iv) to make provisions for £445k capital works for environmental improvements</li> <li>(v) to approve additional expenditure up to the shortfall amount</li> <li>(vi) to agree contribution account amounts</li> <li>(vii) to demand payment of bank guarantee proportions if called upon</li> <li>(viii) to provide notice that the county council will not be attending a general meeting</li> <li>(ix) to state in writing to the other partners why consent to any item in Article 15 was not given</li> </ul>	Section 2 Local government Act 2000	Executive
<p>28. In relation to Pride in Camp Hill Limited jointly with the <a href="#">Strategic Director of Performance &amp; Development</a></p> <ul style="list-style-type: none"> <li>(i) to give consent to the appointment of directors other than partner directors</li> <li>(ii) to agree to the WCC director not being on a committee/ sub-committee of the company</li> <li>(iii) to demonstrate best endeavours to obtain the necessary consents for Dev1</li> <li>(iv) to arrange for the transfer of freehold of Dev1</li> </ul>	Section 2 Local Government Act 2000	Executive

<b>STRATEGIC DIRECTOR OF ENVIRONMENT &amp; ECONOMY or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
<p>29. In relation to Pride in Camp Hill Limited jointly with the <a href="#">Strategic Director of Resources</a></p> <p>(i) to receive quarterly the current cash flow, contribution account, minutes of meetings</p> <p>(ii) in the event of an Early Exit Notice, attend a resolution meeting</p>	Section 2 Local Government Act 2000	Executive
<p>30. To exercise the functions of the County Council in relation to the following matters (including fixing and recovering charges):</p> <p>(a) Providing and permitting services, amenities, recreation and refreshment facilities in the highway and related powers.</p> <p>(b) Flagpoles, pylons and other structures on the highway.</p> <p>(c)*. Dropped kerbs.</p> <p>(d). Skips</p> <p>(e)*. The planting of trees, shrubs, plants or grass.</p> <p>(f). Scaffolding.</p> <p>(g). Building materials and making of excavations in streets.</p> <p>(h) Hoardings during building works.</p> <p>(i)* The construction, alteration or use of buildings over highways.</p> <p>(j)*. Installation of apparatus.</p> <p>(k)*. The placing of rails, beams, pipes, cables, wires or similar apparatus over, along or across the highway.</p>	<p>Part VIIA Highways Act 1980</p> <p>Section 144 Highways Act 1980</p> <p>Section 184 Highways Act 1980.</p> <p>Section 139 Highways Act 1980</p> <p>Section 142 Highways Act 1980.</p> <p>Section 169 Highways Act 1980</p> <p>Section 171 of Highways Act 1980.</p> <p>Section 172 Highways Act 1980.</p> <p>Section 177 Highways Act 1980.</p> <p>Section 50 New Roads &amp; Street Works Act 1991.</p> <p>Section 178 Highways Act 1980.</p>	<p>Executive or Non-executive depending on the context</p> <p>Executive</p> <p>Executive</p> <p>Non-executive</p> <p>Non-executive</p> <p>Non-executive</p> <p>Non-executive</p> <p>Non-executive</p> <p>Non-executive</p> <p>Executive</p> <p>Executive</p> <p>Non-executive</p>



<b>STRATEGIC DIRECTOR FOR ENVIRONMENT &amp; ECONOMY or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
30 cont'd		
(l)* The construction of cellars under the street etc.	Section 179 Highways Act 1980	Non-executive
(m)* The control of openings into cellars or vaults under streets and pavements lights and ventilators	Section 180 Highways Act 1980	Non-executive
38. To exercise any powers of enforcement in respect of any unlawful interference with the highway or its users, including powers to remove or remediate an interference or to carry out works in default of compliance with any notice or other requirement.	Part IX Highway Act 1980 and any other enactment or common law provision conferring such powers.	Executive or non-executive depending on the context.
39. To exercise or authorise any person to exercise any powers to enter land or premises, to require the provision of any information and to carry out any inspection, survey, sampling, testing, recording or other investigation in connection with any of his responsibilities.	Highways Act 1980; Town and Country Planning Act 1990; New Roads and Street Works Act 1990; Countryside and Rights of Way Act 2000 any other enactment conferring relevant powers	Executive or Non-executive depending on the context.
40. To sign agricultural tenancy agreements in a form approved by <a href="#">Strategic Director of Performance &amp; Development</a> in respect of the Smallholdings Estate on behalf of the County Council.	Sections 123 of the Act of 1972 and any applicable statutory consents.	Executive
41. To appoint tenants to smallholdings subject to prior consultation with the panel of members established for this purpose.	Sections 123 of the Act of 1972 and any applicable statutory consents	Executive

**Part 8 –Strategic Director of Resources**

<b>STRATEGIC DIRECTOR OF RESOURCES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
<b>Property management</b>		
1.To proceed with all building projects without reference to Cabinet for approval of scheme design plans	Section 15 Local Government Act 2000; Section 111 of the Act of 1972	Executive
2. To appoint external professional consultants as required to deal with building development and property matters, appointments to be reported to the appropriate committee for information.	Section 1 Local Government (Contracts) Act 1997 or any other enactments conferring such powers	Executive
3. To authorise all sales, purchases (except compulsory purchase) and appropriations of County Council land for different purposes, grant and take up leases, easements and licences, where the consideration is no greater than £25,000.	Sections 120, 122 123 of the Act of 1972 and any applicable statutory consents	Executive
4. To agree revised rentals at rent review dates within existing leases where the annual rental does not exceed £25,000.	Sections 123, 111 of the Act of 1972 and any applicable statutory consents	Executive
5. To negotiate and agree terms and conditions for the surrender of tenancies.	Section 111, 120 of the Act of 1972	Executive
6. To seek Development Agreements, where necessary, in connection with the disposal of land on the County Council's industrial estates.	Sections 123 of the Act of 1972; Local Authorities (Land) Act 1963 and any applicable statutory consents	Executive
7. To make planning applications on behalf of the County Council.	Section 15 Local Government Act 2000	Executive
8. To make applications on behalf of the Council (i) for planning permission for works for the alteration or extension of listed buildings, (ii) for listed building consent to the demolition, alteration or extension of listed buildings and (iii) for the demolition of unlisted buildings in conservation areas.	Section 15 Local Government Act 2000; Regulation 7(1)(a) of the Town and Country Planning General Regulations 1992 and Regulation 3 Planning (Listed Buildings and Conservation Areas) Regulations 1990	Executive

<b>STRATEGIC DIRECTOR OF RESOURCES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
<b>Financial Management</b>		
9. Responsibility for reviewing the Financial Regulations from time to time and recommending to the Standards Committee any amendments which he considers desirable	Section 151 of the Act of 1972	Non-executive
10. Responsibility for updating monetary sums included in the Financial Regulations from time to time by reference to the appropriate price indices.	Section 151 of the Act of 1972	Non-executive
11. Responsibility for the proper administration of the Council's financial affairs and ensuring that safe and efficient arrangements are made for the receipt and payment of money.	Section 151 of the Act of 1972	Non-executive
12. Responsibility for the overall supervision of any systems that involve the receipt or payment of money.	Section 151 of the Act of 1972	Non-executive
13. Advising chief officers as necessary on financial arrangements.	Section 151 of the Act of 1972	Non-executive
14.. To have access to all documents and books concerned with finance	Section 151 of the Act of 1972	Non-executive
15. Responsibility, in consultation with the Monitoring Officer and the chief officer concerned, for carrying out or supervising investigations into any suspected financial irregularities	Section 151 of the Act of 1972	Non-executive
16. Responsibility for the operation of the Council's bank accounts in accordance with the banking agreement approved by the County Council and their bankers.	Section 151 of the Act of 1972	Executive
17. Responsibility for ordering and controlling the issue of County Council cheques including directions for their signing.	Section 151 of the Act of 1972	Non-executive
18. To make all payments out of the Superannuation Fund on the certification of or on behalf of the appropriate chief officer that the expenditure is authorised.	Superannuation Act 1972 and any enactment amending the same and any orders regulations	Non-executive
19. To make all payments out of the County Fund on the certification of or on behalf of the appropriate chief officer that the expenditure is authorised.	Section 111 Local Government Act 1972	Executive

<b>STRATEGIC DIRECTOR OF RESOURCES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
20. Responsibility, in consultation with the chief officers concerned, for making imprest advances and deciding the conditions under which such accounts are to be operated	Section 151 of the Act of 1972	Non-executive
21. Responsibility for amending estimates to take account of changes in pay and prices and agreeing cash budgets, where appropriate, to allow for expected price changes, to the extent that any increases can be met from the Council's reserves under the control of the Cabinet	Section 151 of the Act of 1972	Executive
22. Responsibility for raising loans and arranging such other financing facilities, e.g. leasing, as may be required, subject to the general direction of the Cabinet.	Section 151 of the Act of 1972 and any other enactment or provision conferring such powers on the Council	Non-executive
23. Responsibility for the purchase and sale of investments of the County Council	Local Government Act 1972	Executive
24. Responsibility for the purchase and sale of investments, of the Superannuation Fund.	Superannuation Act 1972	Non-executive
25. Responsibility for the temporary investment or utilisation of revenue balances.	Sections 111, 151 of the Act of 1972	Executive
26. Responsibility for supervising the collection of money and for giving detailed instructions.	Section 151 of the Act of 1972	Non-executive
27. Responsibility for agreeing the form of income records kept by each department.	Section 151 of the Act of 1972	Non-executive
28. Responsibility for the ordering, control and issue of all official receipt books, tickets and other similar documents.	Section 151 of the Act of 1972	Non-executive
29. Responsibility for the examination of accounts passed for payment and payment of those accounts.	Section 151 of the Act of 1972	Non-executive
30. Responsibility for payment of salaries, wages, superannuation, compensation and other emoluments.	Section 151 of the Act of 1972	Non-executive
31. Responsibility for payments in respect of all liabilities falling to be discharged by the Council which are not otherwise detailed in Financial Standing Orders	Section 151 of the Act of 1972	Executive or non-executive depending on the context

<b>STRATEGIC DIRECTOR OF RESOURCES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
32. Responsibility for keeping a contract ledger in respect of all contracts showing the state of account between the Council and each contractor.	Section 151 of the Act of 1972	Non-executive
33. Responsibility for prescribing the items to be included in inventories.	Section 151 of the Act of 1972	Non-executive
34. To veto the inclusion of contractors in a contractors' list for contracts exceeding £100,000.	Section 151 of the Act of 1972	Non-executive
35. Requirement to review at least every two years and to revise if necessary, the figures included in Contract Standing Orders having regard to changes in the appropriate index since the last review.	Section 151 of the Act of 1972	Non-executive
36. To dissolve the special reserve funds for the maintenance of buildings, library books, school meals and miscellaneous matters, to reduce, if necessary, the road maintenance reserve and to transfer the balances to the county fund to maximise the financial benefit to the County Council.	Section 41 Local Government and Housing Act 1989	Executive
37. To declare the rate of interest chargeable by the authority on loans for housing and other purposes.	Section 438 of the Housing Act 1985	Executive
38. Responsibility for accepting individuals employed by admitted bodies into the Local Government Superannuation Scheme.	Superannuation Act 1972	Non-executive
39. Together with the Chief Executive, to review members' quarterly postage and stationery allowances annually in line with changes in the retail price index and to review the initial members' allowance after each quadrennial election on the same basis.	Sections 173 to 178 of the Act of 1972; section 18 Local Government and Housing Act 1989	Non-executive
40. To take appropriate action annually to maximise the financial benefit to the County Council when the accounts for the year in question are finalised	Sections 111 and 151 of the Act of 1972	Executive

<b>STRATEGIC DIRECTOR OF RESOURCES or his/her nominee</b>		
<b>Powers and Duties</b>	<b>Statutory Reference</b>	<b>Type of Function</b>
41. In relation to Pride in Camp Hill Limited (i) to carry out any functions prior to adoption of the first business plan and cash flow (ii) to agree to the company changing its accounting policies, principles or practices of the company (iii) to agree their annual accounts	Section 2 Local Government Act 2000	Executive
42. In relation to Pride in Camp Hill Limited jointly with the <a href="#">Strategic Director of Environment &amp; Economy</a> (i) to receive quarterly the current cash flow, contribution account, minutes of meetings (ii) in the event of an Early Exit Notice, attend a resolution meeting	Section 2 Local Government Act 2000	Executive
43. To exercise the powers and duties set out in section 10 Treasury Management Strategy 2003/04	Section 151 Local Government Act 1972	Executive