

### SECTION 3 – RESPONSIBILITY FOR LOCAL CHOICE FUNCTIONS

The body or person specified in the second column of the table below for each of the local choice functions in the first column, subject to any restrictions imposed by the council in the third column, shall be responsible for the discharge of the relevant local choice function.

Local Choice Function	Responsible Body or Person	Any Restriction	Statutory References
Any function under a local Act other than a function specified or referred to in regulation 2 or Schedule 1 of the Regulations.	Council	None	Local Authorities (Functions and Responsibilities) (England) Regulations 2000
The determination of an appeal against any decision made by or on behalf of the authority.	Regulatory Committee	Except to the extent powers are delegated to officers	Any enactment conferring a power on the council to determine such appeals
The making of arrangements in relation to appeals against exclusion of pupils from maintained schools.	Regulatory Committee	Except to the extent powers are delegated to officers	Section 52, Education Act 2002 and relevant subordinate legislation
The making of arrangements for school admission appeals.	Regulatory Committee	Except to the extent powers are delegated to officers	Section 94(1), (1A), (4) and (5), School Standards and Framework Act 1998 and relevant subordinate legislation
The making of arrangements for appeals by governing bodies against an LEA decision to admit a child permanently excluded from two schools.	Regulatory Committee	Except to the extent powers are delegated to officers	Section 87, 95(2) and 95(3A), School Standards and Framework Act 1998 and relevant subordinate legislation
The making of arrangements for questions on police matters at council meetings and for enabling questions to be put on the discharge of the functions to the police and crime commissioner.	Council	None	None
Appointing members of the council to the police and crime panel.	Council	None	Section 28 and Schedule 6, Police Reform and Social Responsibility Act 2011
Any function relating to contaminated land.	Regulatory Committee	Except to the extent powers are delegated to officers	Part IIA Environmental Protection Act 1990 and subordinate legislation
The discharge of any function relating to the control of pollution or the management of air quality.	Regulatory Committee	Except to the extent powers are delegated to officers	Pollution Prevention and Control Act 1999; Part IV Environmental Protection Act 1990; Clean Air Act 1993

The obtaining of information as to interests in land.	Joint Managing Director (Resources)	None	Section 330, Town and Country Planning Act 1990
The obtaining of particulars of persons interested in land.	Joint Managing Director (Resources)	None	Section 16, Local Government (Miscellaneous Provisions) Act 1976

Local Choice Function	Responsible Body or Person	Any Restriction	Statutory References
The making of agreements for the execution of highways works.	Joint Managing Director (Resources)	None	Section 278, Highways Act 1980; Section 23 New Roads and Street Works Act 1991
The making of agreements with other local authorities for the placing of staff at the disposal of those other local authorities.	Staff and Pensions Committee	None	Section 113, Local Government Act 1972
The appointment or revocation of the appointment of any individual: (a) to an outside body or committee or sub-committee of an outside body; or (b) as a governor of community, foundation and voluntary, special and nursery schools.	Regulatory Committee	Except those appointments reserved to the full council or the executive by law or under other provision within this constitution	School Standards and Framework Act 1998 and any enactment conferring a power to make such appointments
Appointment of any individual as a governor of community, foundation and voluntary, special and nursery schools.	Regulatory Committee	In relation to schools within their respective areas	Section 36, School Standards and Framework Act 1998; Section 19 and 39(1), Education Act 2002 and any enactment conferring a power to make such appointments
Appointments to local trusts, voluntary organisations, etc. where the outside body operates wholly within their area.	Regulatory Committee	Except those appointments reserved to the full council or the executive by law or under other provision within this constitution	Any enactment conferring a power to make such appointments

Functions in relation to the preparation and submission of the Local Area Agreement, including making proposals for revisions and/or additions to LAA targets.	Council	Except to the extent that cabinet is authorised under standing order 22.2 (part 3 section 1) of this constitution	Sections 106, 110 and 111, Local Government and Public Involvement in Health Act 2007
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