

## 6. Director of Place, Sustainable Growth and Transport

<b>Authorised by</b>	Darren Crossley, Director of Place, Sustainable Growth and Transport
<b>Date last updated</b>	19/06/2023

<b>Delegated Matter</b>	<b>Officer Level</b>
<p><b>Powers of entry:</b></p> <p>To exercise the powers of entry set out in Sections 196A, 196B, 196C, 214B, 214C, 214D, 324 and 325 of the Town and Country Planning Act 1990 (as amended) and Sections 88, 88A and 88B of the Planning (Listed Building and Conservation Areas) Act 1990 (as amended) and section 74 of the Anti Social Behaviour Act 2003 and Regulation 12 of the Hedgerow Regulations 1997 and to authorise all other officers whose duties require such powers.</p>	All Assistant Directors within Directorate
To exercise all the powers and duties and discharge all Executive functions under any relevant legislation or otherwise in relation to economic development matters including business support and grant awards	Assistant Director of Thriving Place and Investment
The preparation of plans, strategies, policies and budgets in respect of the Council's strategic housing functions for consideration by the Executive and approval by the Council and monitoring the subsequent implementation of those policies	Assistant Director of Thriving Place and Investment
To exercise all the powers and duties and discharge all Executive functions under any relevant legislation or otherwise in relation to those powers and duties of the Council as local planning authority and in respect of building control matters which are Executive functions (other than those which are designated as Council functions under the Constitution and reserved to the Development Control Committee)	Assistant Director of Thriving Place and Investment
To approve the Council entering into an Agreement under section 106 of the Town and Country Planning Act 1990	Assistant Director of Thriving Place and Investment
To deal with all Building Regulation applications and related matters (including the service of notices and authorising the institution of legal proceedings following consultation with the Monitoring Officer)	Assistant Director of Thriving Place and Investment Head of Building Control

Delegated Matter	Officer Level
	Business Development Manager (Building Control) Building Control Manager Principal Building Control Officer
To approve within budget provision conservation grant applications and amendments	Assistant Director of Thriving Place and Investment
To approve within budget provision Local Government (Historic Buildings) Act 1962 grant applications and amendments	Assistant Director of Thriving Place and Investment
To approve within budget provision work on agreed enhancement schemes.	Assistant Director of Thriving Place and Investment
To be the Council's representative and to take decisions on behalf of the Council under the Safety of Sports Grounds Act 1975, other than in respect of those matters which are reserved to the Regulatory Panel under the Constitution.	Assistant Director of Thriving Place and Investment Head of Building Control Business Development Manager (Building Control) Building Control Manager Principal Building Control Officer
To approve or reject applications for Access Grants	Assistant Director of Thriving Place and Investment Head of Building Control Business Development Manager (Building Control) Building Control Manager Principal Building Control Officer
To negotiate individually assessed charges for Building Control fees as per the Building (Local Authority Charges) Regulations 2010	Assistant Director of Thriving Place and Investment Head of Building Control
The preparation of Local Plans and amendments thereto and supplementary planning documents for submission to the Executive and approval by the Executive or Council.	Assistant Director of Thriving Place and Investment following consultation with Assistant Chief Executive
The preparation of plans, strategies, policies and budgets in all the areas referred to above for consideration by the Executive and approval by the Council.	Assistant Director of Thriving Place and Investment
Authority to carry out on my behalf all matters necessary for the proper processing, administration, gathering of information, consultation, notification and determination of any application for planning permission.	Assistant Director of Thriving Place and Investment Senior Manager – Planning Planning Manager

Delegated Matter	Officer Level
	Head of Development Management Principal Planning Officer Head of Planning and Place Manager Development Control and Sustainable Development Lead Officer Development Control
The enclosure of dangerous places, regulation of demolition work and other actions in respect of dangerous and or dilapidated buildings and other structures, neglected sites and injurious weeds and fire prevention and safety precaution matters	Assistant Director of Thriving Place and Investment Head of Building Control Business Development Manager (Building Control) Building Control Manager Principal Building Control Officer
The regulation of demolition work; matters in respect of dangerous and/or dilapidated buildings and other structures; neglected sites and fire prevention and safety precautions matters	Assistant Director of Thriving Place and Investment Head of Building Control Business Development Manager (Building Control) Building Control Manager Principal Building Control Officer
To exercise the Council's functions and powers relating to high hedges set out in Part 8 of the Anti-Social Behaviour Act 2003 or any statutory amendment or re-enactment thereof.	Assistant Director of Thriving Place and Investment
To exercise the Council's powers in connection with Community Protection Notices pursuant to sections 42 to 58 Antisocial Behaviour Act 2003	Assistant Director of Thriving Place and Investment
To exercise the Council's powers in connection with the naming and numbering of streets.	Assistant Director of Thriving Place and Investment Head of Building Control Business Development Manager (Building Control) Building Control Manager Principal Building Control Officer
To approve or disapprove any of the following matters when reserved or made the subject of conditions, in a Planning Consent:	Assistant Director of Thriving Place and Investment Senior Manager – Planning Planning Manager

Delegated Matter	Officer Level
<p>(i) Materials to be used externally on buildings</p> <p>(ii) Landscaping and tree planting proposals and tree replacements</p> <p>(iii) Finish of boundary walls and fences</p> <p>(iv) Finish of parking areas</p>	<p>Head of Development Management</p> <p>Principal Planning Officer</p> <p>Head of Planning and Place Manager Development Control and Sustainable Development</p> <p>Lead Officer Development Control</p>
<p>To determine applications submitted under Section 64 of the Town and Country Planning Act 1990 (whether planning permission is necessary) and to determine whether development that falls within Schedule 2 of the Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 2017 requires an Environmental Impact Assessment</p>	<p>Assistant Director of Thriving Place and Investment</p> <p>Senior Manager – Planning</p> <p>Planning Manager</p> <p>Assistant Director of Thriving Place and Investment</p> <p>Head of Development Management</p> <p>Principal Planning Officer</p> <p>Head of Planning and Place Manager Development Control and Sustainable Development</p> <p>Lead Officer Development Control</p>
<p>To approve or refuse works to trees including felling, pruning and requirements to replant in respect of trees subject to Tree Preservation Orders.</p>	<p>Assistant Director of Thriving Place and Investment</p> <p>Senior Manager – Planning</p> <p>Planning Manager</p> <p>Head of Development Management</p> <p>Principal Planning Officer</p> <p>Head of Planning and Place Manager Development Control and Sustainable Development</p> <p>Lead Officer Development Control</p>
<p>Following consultation with the Chief Legal Officer to make and, in the absence of any objections, to confirm Tree Preservation Orders.</p>	<p>Assistant Director of Thriving Place and Investment</p> <p>Senior Manager – Planning</p> <p>Planning Manager</p> <p>Head of Development Management</p> <p>Principal Planning Officer</p> <p>Head of Planning and Place Manager Development Control and Sustainable Development</p>

Delegated Matter	Officer Level
	Lead Officer Development Control
To take any action which may be required to be taken by or on behalf of the Council pursuant to its duties and responsibilities under the Hedgerow Regulations 1997 made under the Environment Act 1995.	Senior Manager – Planning Planning Manager Head of Development Management Principal Planning Officer Head of Planning and Place Manager Development Control and Sustainable Development Lead Officer Development Control
Authority to carry out on my behalf all matters necessary for the proper processing, administration, gathering of information, consultation, notification and determination of any application for planning permission pursuant to the Council Scheme of Delegation.	Assistant Director of Thriving Place and Investment Senior Manager – Planning Planning Manager Head of Development Management Principal Planning Officer Head of Planning and Place Manager Development Control and Sustainable Development Lead Officer Development Control
The maintenance and operation of the local land charges register and local searches functions	Assistant Director of Thriving Places and Investment
To be responsible for all functions in respect of Local Land Charges and Searches and Enquiries and to implement any statutory increases in fees relating to Local Searches and Enquiries and to vary any supplement payable to other statutory bodies as and when that body increases its fees	Assistant Director of Thriving Places and Investment
<p>To sign all Notices of Application to amend the register of commons.</p> <p>To determine the following applications to amend the registers of common land or town or village greens when no objection has been received:</p> <ol style="list-style-type: none"> <li>i. Declarations of entitlement to exercise a right in common</li> <li>ii. Apportionment of a right of common</li> <li>iii. Attachment of a right in common</li> <li>iv. Re-allocation of attached rights</li> <li>v. Transfer of a right in gross</li> </ol>	<p>Assistant Director of Neighbourhoods</p> <p>Assistant Director of Thriving Place and Investment</p> <p>Manager Development Control and Sustainable Development</p> <p>Lead Officer Historic Environment</p>

Delegated Matter	Officer Level
<ul style="list-style-type: none"> <li>vi. Creation of a right of common over existing common land</li> <li>vii. Variation of a right of common where the amendment would not result in the registration of the new common land</li> <li>viii. Surrender and extinguishment of a right of common</li> <li>ix. Voluntary registration of a new town or village green by the owner</li> <li>x. Severance authorised by order</li> <li>xi. Historic severance of a right of common</li> <li>xii. Historic creation of a right of common over existing common land</li> <li>xiii. Historic transfer of a right in gross</li> <li>xiv. Historic apportionment of a right of common</li> <li>xv. Historic variation of a right of common where the amendment would not result in the registration of the new common land.</li> <li>xvi. Historic surrender or extinguishment of a right of common</li> <li>xvii. Correction for a purpose described in section 19(2)(b)(c)(d) or (e) of the Commons Act 2006</li> <li>xviii. Correction for a purpose described in section 19(2)(a) of the Commons Act 2006 where the amendment would not affect the extent of any land registered as common land or as a town or village green.</li> </ul>	Commons Registration Officer
To exercise functions in respect of Flood and Water Management including commenting in relation to planning applications	Assistant Director of Neighbourhoods
To exercise functions in respect of highways, including rights of way, in accordance with relevant legislation including the Highways Act 1980, Road Traffic Regulation Act 1984, Road Traffic Act 1988, New Roads and Street Works Act 1991, Traffic Management Act 2004, the Wildlife and Countryside Act 1981 and any regulations made thereunder save for those specific determinations reserved to a committee.	Assistant Director of Highways and Transport Assistant Director of Neighbourhoods (in so far as function relates to Rights of Way)
To exercise discretionary powers under S.257 of the Town and Country Planning Act 1990 to stop up or divert a footpath save where those matters are to be determined by the relevant committee.	Assistant Director of Neighbourhoods
To exercise the powers in sections 25 and 26, Highways Act 1980 and to exercise powers under Part VIII Highways Act 1980 for the stopping-up and diversion of highways, save where those matters are to be determined by the relevant Committee.	Assistant Director of Neighbourhoods

Delegated Matter	Officer Level
To authorise applications to the Magistrates Court for stopping up or diversion of highways	Assistant Director of Highways and Transport
To exercise powers under the Cycle Tracks Act 1984	Assistant Director of Highways and Transport
<p>To authorise the making of orders under section 14(1) Road Traffic Regulation Act 198 in circumstances where, in the opinion of the officer following consultation with the Monitoring Officer, it is expedient to make the order:</p> <ul style="list-style-type: none"> <li>(a) For avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising, or</li> <li>(b) For preventing damage to the road or to any building on or near the road, or</li> <li>(c) For facilitating the passage on the road or any other road of any class of traffic (including pedestrians), or</li> <li>(d) For preventing the use of the road by vehicular traffic of a kind which, or its use by vehicular traffic in a manner which, is unsuitable having regard to the existing character of the road or adjoining property, or</li> <li>(e) Without prejudice to the generality of paragraph (d) above, for preserving the character of the road in a case where it is especially suitable for use by persons on horseback or on foot, or</li> <li>(f) For preserving or improving the amenities of the area through which the road runs, or</li> <li>(g) For any of the purposes specified in section 87(1) (a) to (c) Environment Act 1995 (air quality)</li> </ul>	<p>Assistant Director of Neighbourhoods (Rights of way only)  Assistant Director of Highways and Transport  Senior Countryside Officer;  Countryside Access Officer;  Traffic Manager  Traffic Management Team Leader  Traffic Management Officer  Traffic Management Technician  Assistant Traffic Management Technicians</p>
<p>To authorise the making of an order under section 16A Road Traffic Regulation Act 1984 in circumstances where, in the officer's opinion following consultation with the Chief Legal Officer, it is expedient to make the order for a 'relevant event' meaning any sporting event, social event or entertainment which is held on a road, if the traffic authority for a road is satisfied that traffic on the road should be restricted or prohibited for the purpose of:</p> <ul style="list-style-type: none"> <li>(a) Facilitating the holding of a relevant event,</li> <li>(b) Enabling members of the public to watch a relevant event, or</li> </ul>	<p>Assistant Director of Neighbourhoods (Rights of way only)  Assistant Director of Highways and Transport  Senior Countryside Officer;  Countryside Access Officer;  Traffic Manager  Traffic Management Team Leader  Traffic Management Officer  Traffic Management Technician</p>

Delegated Matter	Officer Level
(c) Reducing the disruption to traffic likely to be caused by a relevant event.	Assistant Traffic Management Technicians
To authorise the making of an order under section 21 of the Town Police Clauses Act 1847 for the purpose of preventing the obstruction of streets	Assistant Director of Highways and Transport
To authorise the making of orders under section 12D of the Road Traffic Act 1988 in circumstances where, in the officer's opinion following consultation with the Chief Legal Officer, it is expedient to make the order for the purpose of motor racing on the public highway.	Assistant Director of Highways and Transport
To authorise the issue of notices under sections 14(2)(a) and (b) of the Road Traffic Regulation Act 1984 in circumstances where, in the opinion of the officer, it is necessary for the restrictions or prohibitions sought to come into force without delay.	Assistant Director of Neighbourhoods (in so far as function relates to Rights of Way) Assistant Director of Highways and Transport Traffic Manager Traffic Management Team Leader Senior Countryside Access Officer (insofar as function relates to Rights of Way)
To enter into agreements under sections 38 and 278 of the Highways Act 1980 together with any variations, memoranda, deeds of release or supplements to such agreements, together with power to enter into Advance Payments Code Bonds under section 220(1) Highways Act 1980.	Assistant Director of Highways and Transport Local Area Network Manager Highway Network Engineer
To enter into agreements under sections 4, 6, 8 and 59 of the Highways Act 1980.	Assistant Director of Highways and Transport
To approve the adoption of roads under Section 37 of the Highways Act 1980	Assistant Director of Highways and Transport Local Area Network Manager Highway Network Engineer
To approve the placing of roadside seats, milk stands, bus shelters, telephone kiosks and other small structures within highways limits.	Assistant Director of Highways and Transport Local Area Network Manager



Delegated Matter	Officer Level
To approve the construction of vehicle crossings over footways and verges.	Assistant Director of Highways and Transport Local Area Network Manager Highway Network Engineer
To enter into agreements in relation to roundabout sponsorship	Local Area Network Manager
<p>To determine applications under the Highways Act 1980 and the New Roads and Street Works Act 1991, or other relevant legislation, including, but not limited to, the following:</p> <ul style="list-style-type: none"> <li>(a) the placing and removal of builders skips</li> <li>(b) the placing and removal of apparatus in or under the highway, or the breaking open of the highway</li> <li>(c) the planting of trees or shrubs on the highway</li> <li>(d) the erection of scaffolding and hoardings on the highway</li> <li>(e) temporary deposits and excavations in the highway</li> <li>(f) services and amenities on in or under the highway</li> <li>(g) buildings and structures over the highway</li> <li>(h) wires, cables, rails and beams or other similar apparatus under, along, across and over the highway</li> <li>(i) laying of pipes under or in the highway</li> <li>(j) construction of bridges over the highway</li> <li>(k) erection of fences and boundary posts on the highway.</li> <li>(l) the approval of retaining walls</li> <li>(m) the installation of refuse or storage bins in Council roads.</li> </ul>	Assistant Director of Highways and Transport Local Area Network Manager Streetworks Manager Streetworks Senior Officer Streetworks Compliance Officer Streetworks Permits Technician Streetworks Technician
To grant consents and impose requirements in connection with works in highways or on adjacent premises and to require hoardings to be set up during building operations abutting on Council roads.	Assistant Director of Highways and Transport Local Area Network Manager
To carry out the Council's functions under section 230 of the Highways Act 1980 (relating to private streets).	Assistant Director of Highways and Transport Local Area Network Manager Highways Network Engineer
To approve development within prescribed building lines, subject to suitable undertakings being obtained from the developer.	Local Area Network Manager
To make orders and grant extensions of time under sections 134 and 135 of the Highways Act 1980 (disturbing the surface of footpaths).	Assistant Director of Neighbourhoods
To maintain and update, by the addition or adopted or previously unlisted public highways, the List of Streets under Section 36 of the Highways Act 1980.	Assistant Director of Highways and Transport

Delegated Matter	Officer Level
To approve the entry on land of employees, contractors or agents of the Council pursuant to the Council's functions relating to highways and adjacent land under the Highways Act 1980, and the Environmental Protection Act 1990 or any other relevant legislation.	Assistant Director of Highways and Transport Assistant Director of Neighbourhoods (in relation to Rights of Way)
To enter into agreements for the purposes of waste disposal, recycling, re-use and waste minimisation, including the modification and termination of such agreements	Assistant Director of Climate and Waste, following consultation with the Assistant Director of Commissioning and Procurement
The development of strategy and policy with respect to neighbourhoods, climate and waste services where they do not form part of the Policy Framework	Assistant Director of Neighbourhoods Assistant Director of Climate and Waste
<p>To appoint, carry out and authorise officers to exercise the Councils enviro-crime statutory powers and duties including power of entry and to carry out enforcement as authorised to issue civil/fixed penalty notices or any notice as appropriate pursuant to the following Acts and any regulations, orders, byelaws and other instruments made thereunder:</p> <ul style="list-style-type: none"> <li>• Animal Welfare Act 2006</li> <li>• Animal Act 1971</li> <li>• Anti-Social Behaviour Act 2003</li> <li>• Anti-Social Behaviour, Crime and Policing Act 2014</li> <li>• Clean Neighbourhoods and Environment Act 2005</li> <li>• Control of Pollution Act 1974</li> <li>• Control of Pollution Amendment Act 1989</li> <li>• Environment Act 1995 Including Section 108</li> <li>• Environment Act 2021</li> <li>• Environmental Protection Act 1990</li> <li>• Littering from Vehicles Outside London (Keepers: Civil Penalties) Regulations 2018</li> <li>• Police and Criminal Evidence Act 1984</li> <li>• Refuse Disposal Amenity Act 1978</li> <li>• The Microchipping of Dogs (England) Regulations 2015</li> <li>• The unauthorised deposit of waste (fixed penalties) regulations 2016</li> <li>• The Waste (Household Waste Duty of Care) (England and Wales) Regulations 2005</li> <li>• The Road Traffic (Vehicle emissions) (fixed penalty) (England) Regulations 2002 Regulation 6</li> </ul>	Assistant Director of Neighbourhoods Head of Environment and Community Services Parking and Enforcement Manager Manager – Education and Enforcement Community Safety and Resilience

<b>Delegated Matter</b>	<b>Officer Level</b>
All matters relating to the management and maintenance of parks, green spaces, woodlands, nature reserves and children's play areas through direct services and contracts including preparation of plans.	Assistant Director of Neighbourhoods Senior Specialist - Sports, Arts and Leisure Head of Communities & Wellbeing Open Spaces Manager
All matters relating to sports and physical activity development activities including preparation of plans.	Assistant Director of Neighbourhoods Senior Specialist - Sports, Arts and Leisure Head of Communities & Wellbeing Open Spaces Manager
All matters relating to the management and supervision of contract and direct services for cultural, arts and entertainment venues and activities including preparation of plans.	Assistant Director of Neighbourhoods Senior Specialist - Sports, Arts and Leisure Head of Communities & Wellbeing Customer and Visitor Experience Manager Open Spaces Manager
All matters relating to the management and supervision of contract and direct services for leisure venues and activities including preparation of plans.	Assistant Director of Neighbourhoods Senior Specialist - Sports, Arts and Leisure Head of Communities & Wellbeing Customer and Visitor Experience Manager
To fix and vary charges at catering operations.	Assistant Director of Neighbourhoods Senior Specialist - Sports, Arts and Leisure Head of Communities & Wellbeing Open Spaces Manager Customer and Visitor Experience Manager

Delegated Matter	Officer Level
To determine and amend the charges set by the Council for the use of its parks and green spaces.	Assistant Director of Neighbourhoods Senior Specialist - Sports, Arts and Leisure Head of Communities & Wellbeing Open Spaces Manager
To authorise the grant by the Council of periodic tenancies for up to one year of individual allotments and other matters relating to their use and occupation. Such authorisation is to include signing on behalf of the Council, agreements for the grant, surrender or variation of such tenancies.	Assistant Director of Neighbourhoods Senior Specialist - Sports, Arts and Leisure Head of Communities & Wellbeing Open Spaces Manager
All matters relating to management of services for cemeteries and crematoria owned and managed by the Council including preparation of plans, strategies, policies, and budgets in the above areas for consideration by the Executive and approval by the Council.	Assistant Director of Neighbourhoods Senior Specialist - Bereavements Head of Communities & Wellbeing Open Spaces Manager
The cleansing of streets and open spaces, the removal of abandoned vehicles and other refuse and litter control and enforcement	Assistant Director of Neighbourhoods Assistant Director of Climate and Waste Head of Environment and Community Services Head of Neighbourhoods Parking and Enforcement Manager Manager – Education and Enforcement Community Safety and Resilience Waste Services Senior Manager
Following consultation with the Monitoring Officer to approve the taking of any enforcement action in relation to any Act, Statutory Instrument, contractual or regulatory provision for which the Corporate Director is responsible on behalf of the Council, including the recovery of costs, carrying out of interviews under formal caution, the service of notice upon third parties requiring information and the issue of any civil penalty.	All Assistant Directors

