ENVIRONMENT

1. Business Waste Collection and Recycling Service

Subject	Detail	Delegated by:	Delegated to:
Varying charges for the Business Waste Collection and Recycling service.	To vary charges for the Business Waste Collection service when agreeing terms with customers within a variance of plus or minus 25%	Council	Assistant Director of Environmental and Housing Property Services

2. Cemeteries

Cemeteries.	1. To operate the Bromsgrove Cemetery and North Bromsgrove Cemetery within the Budget and Policy Framework. 2. To determine applications to sell flowers at Bromsgrove Cemetery and North Bromsgrove Cemetery and to determine a suitable charge. 3. To remove and dispose of floral tributes remaining on a grave where the grave owner has not complied with two written requests to remove tributes.	1. Cabinet/ Leader. 2. Cabinet/ Leader. 3. Cabinet/ Leader.	1. & 2. Assistant Director of Environmental and Housing Property Services; Environmental Services Manager and Bereavement Services Manager 3 Assistant Director of Environmental and Housing Property Services; Environmental Services Manager and Bereavement Services Manager

3. Use of land / dogs

Subject	Detail	Delegated by:	Delegated to:
Flowers, Bulbs and Trees.	To approve requests from charitable organisations to plant flowers, bulbs and trees in support of the Charity in parks and open spaces.	Cabinet/Leader.	Assistant Director of Environmental and Housing Property Services and Environmental Services Manager
Inland Revenue Mobile Advice Centre.	To determine requests to site a mobile tax advice centre on the Recreation Road South Car Park.	Cabinet/Leader.	Assistant Director of Environmental and Housing Property Services.
Hay.	To determine requests to harvest hay from areas of recreation and amenity land subject to any environmental and conservation considerations and that any income generated be allocated to recreation purposes.	Cabinet/Leader.	Assistant Director of Planning, Leisure and Cultural Services.
Dogs.	To make decisions connected with the control of dogs under the Clean Neighbourhoods and Environment Act 2005 and associated regulations.	Cabinet/ Leader.	Assistant Director of Planning, Leisure and Cultural Services.

4. Car Parking and Transport

Subject	Detail	Delegated by:	Delegated to:
Car Parks - Holding of Events.	To determine requests to hold events on any Council car park.	Cabinet/Leader.	Assistant Director Regeneration and Property Services following consultation with the relevant Parish Council (if any).
Car Parking Order.	1. To make amendments to the Car Parking Order (other than alterations to car parking charges and excess penalty notice charges). 2. To make amendments to the Car Parking Order to alter car parking charges and excess penalty notice charges where such alterations have been approved by Council or Executive/ Leader, as appropriate.	1. Cabinet/ Leader. 2. Cabinet/ Leader.	1. Assistant Director Regeneration and Property Services 2. Assistant Director Regeneration and Property Services
Off Street Parking - Removal of Vehicles.	To arrange for the removal of any vehicle left in a parking place in contravention of an Order made by the Council under the Road Traffic Regulation Act 1984 relating to off-street parking or to arrange for the alteration of the position of any vehicle so its position complies with the provision of such an Order.	Cabinet/Leader.	Assistant Director of Environmental and Housing Property Services; and Environmental Services Manager
Goods Vehicles - Operators Licences.	To comment or object to applications made under the Goods Vehicles (Licensing of Operators) Act 1985.	Council.	Assistant Director of Environmental and Housing Property Services; Environmental Services Manager.

5. Trees

Subject	Detail	Delegated by:	Delegated to:
High Hedges.	1. To determine High Hedge applications submitted in accordance with Part 8 of the Anti-Social Behaviour Act 2003 and to issue a remedial notice where appropriate when: a. such applications are submitted by or on behalf of any officer of the Council or any Parish Council within the District of Bromsgrove. b. such applications are submitted by or on behalf of any County, District or Parish Councillor whose ward is within the district of Bromsgrove. c. any County, District or Parish Councillor whose ward is within the District of Bromsgrove is affected by such an application. 2. In all other circumstances to determine all High Hedge applications submitted in accordance with Part 8 of the Anti-Social Behaviour Act 2003 and to issue a remedial notice where appropriate.	1. Council. 2. Planning Committee.	1. Planning Committee 2. Assistant Director of Environmental and Housing Property Services.
Inspection Notices.	To serve notices of intended inspection under sections 196A, 196B, 214B and 325 of the Town and Country Planning Act 1990.	Planning Committee.	Principal Solicitor.
Rights of Entry - Proper Officer.	1. To be designated as the Proper Officer for the purposes of authorising persons to enter onto land in connections with the	1. Planning Committee.	1. Assistant Director Planning, Leisure and

	exercise of functions under sections 196A, 196B and 214B and of the Town & Country Planning Act 1990. 2. To issue and serve notices of intended inspection under sections 196A and 214B, of the Act.	 2. Planning Committee.	Cultural Services. 2. Principal Solicitor.
Tree Preservation Orders.	To initiate Tree Preservation Orders.	Council.	Assistant Director of Environmental and Housing Property Services.
Tree Preservation Orders - Confirmation.	1. To confirm Tree Preservation Orders under the provisions of the Town & Country Planning Act 1990 in cases a) where objections have been received b) it is proposed that a tree be protected which is located on Council-owned land. 2. To confirm Tree Preservation Orders in all other cases.	1. Council. 2.Council	1. Planning Committee. 2. Assistant Director of Environmental and Housing Property Services
Tree Preservation Orders - Applications for consent to carry out works regulation 16 Town and country planning (Tree Preservation) (England) Regulations 2012 N.B applications in this category fall under the national scheme of delegations	1. To determine applications for consent to the cutting down, topping, lopping or uprooting of any tree which do not involve any of the following features: a) The tree(s) to be felled/removed have been deemed by officers to have a CA VAT value of £150,000 or more and officers are minded to remove the application; b) Permission is sought for major works consisting of a full crown reduction of greater than 20% and officers are minded to refuse the application. 2.Any applications not falling under paragraph (1) will be referred to the nominated officer and nominated member	1. Council 2. Council	Planning Committee 2b. Assistant Director for Environmental and

schedule 2 para 10.	for consideration under the Gateway Test and shall be determined as follows: a. Where outcome of Gateway test is referral for determination by Members at Planning Committee; b. Where outcome of Gateway test is for determination by officers.		Housing Property Services.
Tree Preservation Orders - Contravention.	To institute proceedings under S210 of the Town & Country Planning Act 1990 in respect of contraventions of Tree Preservation Orders.	Council	Planning Committee
Tree Preservation Orders - revocation or variation.	1. To revoke or vary a Tree Preservation Order where the original confirmation was made by Planning Committee. 2. To revoke or vary in all other cases	1. Council 2. Planning Committee	1. Planning Committee 2. Assistant Director of Environmental Housing Property Services
Trees & Shrubs overhanging the Highway.	To serve notices under section 154 of the Highways Act 1980 requiring the lopping or cutting of the hedge, tree or shrub on the owner of a hedge, tree or shrub, or on the occupier of land on which a hedge tree or shrub is growing, which overhangs a highway or any other road or footpath to which the public has access so as to endanger or obstruct the passage of vehicles or pedestrians or obstructs or interferes with the view of drivers of vehicles or the light from a public lamp so as to remove the cause of danger, obstruction or interference.	Leader/Executive	Assistant Director of Environmental and Housing Property Services

Trees - Dangerous.	1. Where notice is received under s23(2) of the Local Government (Miscellaneous Provisions) Act 1976 that trees are in such condition that they are likely to cause damage to persons or property on the land of the person giving notice: a. To take any steps necessary to make the trees safe (whether by felling or otherwise) where the owner of the land is not known. b. to serve a notice under s23 (3) of the Act on the owner or occupier of the land on which the trees are growing where the name and address of such or occupier is known requiring the taking of steps to make the trees safe and if the Notice is not complied with to take the steps specified therein and recover such expenses.	1. Planning Committee	1. Assistant Director of Environmental and Housing Property Services
	2. To take any necessary action under s23 – 26 of the Local Government (Miscellaneous Provisions) Act 1976 to secure the removal of dangerous trees and to deal with dangerous excavations.	2. Planning Committee	2. Assistant Director of Environmental and Housing Property Services

6. Enforcement and Fixed Penalty Notices within Environmental Services			
Enforcement & Fixed Penalty Notices for Environmental Services	1. To take enforcement action in relation to the Council's enforcement powers under the legislation detailed in (a) below, including the issuing of Fixed Penalty Notices.	Cabinet/Leader	Assistant Director of Environmental and Housing Property Services
	2. To select and authorise officers to take enforcement action in relation to the Council's enforcement powers under the legislation detailed in (a) below, including the power to give advice to offenders, to issue verbal warning and written warnings and issue Fixed Penalty Notices.	Cabinet/Leader	Assistant Director - of Environmental and Housing Property Services
	3. To commence court proceedings where necessary including authorising court proceedings, or defending any action	Cabinet/Leader	Assistant Director of Environmental and Housing Property Services consultation with Principal Solicitor.
	4. To administer Formal Cautions as an alternative to court Proceedings. (a) Refuse Disposal (Amenity) Act 1978, Control of Pollution (Amendment) Act 1989, Environmental Protection Act 1990, Anti-social Behaviour Act 2003 and Clean Neighbourhoods and Environment Act 2005.	Cabinet/Leader	Officers authorised in writing by the Assistant Director of Environmental and Housing Property Services

Updated October 2026