

RESPONSIBILITY FOR FUNCTIONS

Council Functions

The following functions of the local authority which under Regulation 3(1) of and Schedule 2 to the Responsibility for Functions Regulations (as amended) (“the Regulations”) may (but need not) be the responsibility of the Cabinet, shall be the responsibility of the **Council**:

In respect of a Council function, the appointment of any individual to any body other than the authority, a joint committee of two or more authorities or to any committee or subcommittee of such a body and the revocation of such an appointment

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Cabinet Functions

The following functions of the local authority which under the Regulations may (but need not) be the responsibility of the Cabinet, shall be the responsibility of the **Cabinet**:

Any function under a local Act other than a function specified or referred to in Regulation 2 or Schedule 1 of the Regulations.

The determination of an appeal against any decision made by or on behalf of the Council

In respect of a Cabinet function only, the appointment of any individual to any body other than the authority, a joint committee of two or more authorities or to any committee or subcommittee of such a body and the revocation of such an appointment

The appointment of review boards under regulations under subsection (4) of section 34 (determinations of claims and reviews) of the Social Security Act 1998

Note: The Cabinet may delegate some or all of these functions to committees or officers by way of and in accordance with the Scheme of Delegation

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Council Functions delegated to Committees

The following functions of the local authority which under the Regulations may (but need not) be the responsibility of the Cabinet, shall be the responsibility of the **committees** of the Council as set out below and not the Cabinet:

<p>The conducting of best value reviews in accordance with the provisions of any order for the time being having effect under section 5 of the Local Government Act 1999</p>	<p>Performance Management Board</p>
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Council Functions delegated to Officers

The following functions of the local authority which under the Regulations may (but need not) be the responsibility of the Cabinet, shall be delegated to **officers** of the Council in accordance with the Scheme of Delegation to Officers and shall not be the responsibility of the Cabinet:

<p>Any function relating to contaminated land</p>
<p>The discharge of any function relating to the control of pollution or the management of air quality</p>
<p>The service of an abatement notice in respect of a statutory nuisance</p>
<p>The investigation of any complaint as to the existence of a statutory nuisance</p>
<p>The inspection of the authority's area to detect any statutory nuisance</p>
<p>The obtaining of information under section 330 of the Town and Country Planning Act 1990 as to interest in land</p>
<p>The obtaining of particulars of person interested in land under section 16 of the Local Government (Miscellaneous Provisions) Act 1976</p>
<p>The passing of a resolution that Schedule 2 to the Noise and Statutory Nuisance Act 1993 should apply in the Council's area</p>
<p>The appointment of any individual to any office other than an office in which he is employed by the authority</p>