

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

Business Continuity and Emergency Planning

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL1	To discharge the Authority's responsibilities as a category 1 responder under the Civil Contingencies Act 2004.			•		
EHL2	To act as the proper officer for civil emergencies.			•		
EHL3	To approve and maintain emergency planning arrangements and procedures on behalf of the Authority under the statutory guidance of the Civil Contingencies Act 2004, such procedure to include, amongst other matters, the appointment of appropriate officers involved in the process and: <ul style="list-style-type: none"> • Convene the Emergency Response Leadership Group (ERLG). • Ensure the Authority's Emergency Response Leadership Group (ERLG) confirms plan priorities. • Implement the suite of emergency plans and arrangements. • If necessary, designate who leads the strategic response to: a) response to incident b) business continuity c) recovery issues d) ensure Elected Members are kept fully informed. • Seek assurance on behalf of the Authority that stakeholders can effectively discharge statutory responsibilities as a category 1 responder. 			•		
EHL4	To act as the proper officer for business continuity management.			•		
EHL5	As the proper officer for business continuity management to approve and maintain an effective business continuity management procedure on behalf of the Authority under the statutory guidance set out in the Civil Contingencies Act 2004, including the appointment of appropriate officers involved in the process.			•		

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General

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL6	To enter into negotiations with persons who lease premises from the Authority, to incorporate a covenant into such contracts forbidding tenants from having in possession or supplying combat knives or other offensive weapons.					•
EHL7	To negotiate with other land and property owners, with a view to persuading them to cease having in possession or supplying combat knives and offensive weapons by retail trade.			•		
EHL8	To extend the provision of Authority services into new developments within the Borough.				•	
EHL9	To issue simple cautions in line with Ministry of Justice guidance.			•		
EHL10	In consultation with the Director of Law and Governance to exercise discretion to determine whether prosecution of alleged offences under trading standards and consumer protection legislation and related environmental protection and anti-social behaviour legislation following formal investigations should be undertaken.			•		
EHL11	To serve Street Litter Control Notices and Litter Control Notices pursuant to sections 93 and 94 of the Environmental Protection Act 1990 and sections 20 and 21 of Clean Neighbourhoods and Environment Act 2005.	•				
EHL12	To designate land and set fees to control the free distribution of printed matter under section 23 of Clean Neighbourhoods and Environment Act 2005.	•				

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Community Safety

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL13	To exercise the statutory duty under section 36 of the Counter Terrorism and Security Act 2015 to provide support for people vulnerable to being drawn into terrorism through a local panel.			•		
EHL14	To exercise the statutory duty under section 26 of the Counter Terrorism and Security Act 2015 to have due regard to the need to prevent people from being drawn into terrorism			•		

Consumer Protection - Animal Health and Welfare

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL15	To exercise all powers and duties under the provisions of the Pet Animals Act 1951.			•		
EHL16	To exercise all powers and duties under the provisions of the Animal Boarding Establishments Act 1963.			•		
EHL17	To exercise all powers and duties under the provisions of the Riding Establishment Acts 1964 and 1970.			•		
EHL18	To exercise all powers and duties under the provisions of the Animal Welfare (Licensing of Activities Involving Animals) (England) Regulations 2018.			•		
EHL19	To determine the level of fees required to implement the provisions of the Animal Welfare (Licensing of Activities Involving Animals) (England) Regulations 2018 following consultation with the Cabinet Member for Community Safety and Engagement, the Director of Resources and the Director of Law and Governance.			•		

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL20	To exercise all powers and duties under the provisions of the Slaughter of Poultry Act 1967.			•		
EHL21	To exercise all powers and duties under the provisions of the Prevention of Damage by Pests Act 1949.			•		
EHL22	To exercise all powers and duties under the provisions of the Performing Animals (Regulations) Act 1925			•		
EHL23	To exercise all powers and duties under the provisions of Part IV of the Agriculture Act 1970.			•		
EHL24	To exercise all powers and duties under the provisions of the Animal Health Act 1981 and the Animal Welfare Act 2006			•		
EHL25	To exercise all powers and duties under the provisions of the Bluetongue Regulations 2008.			•		
EHL26	To exercise all powers and duties under the provisions of the Animal Byproducts (Enforcement) (England) Regulations 2011 and Trade in Animals and Related Products Regulations 2011.			•		
EHL27	To exercise all powers and duties under the provisions of the BSE Monitoring (England) Regulations 2001.			•		
EHL28	To exercise all powers and duties under the provisions of the Cattle Identification Regulations 2007.			•		
EHL29	To exercise all powers and duties under the provisions of the Horse Passports Regulations 2009.			•		
EHL30	To exercise all powers and duties under the provisions of the Non Commercial Movement of Pet Animals (England) Regulations 2004.			•		
EHL31	To exercise all powers and duties under the provisions of the Salmonella in Turkey Flocks and Slaughter Pigs (Survey Powers)(England) Regulations 2006			•		
EHL32	To exercise all powers and duties under the provisions of the Transmissible Spongiform Encephalopathies (England) Regulations 2010.			•		

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL33	To execute and enforce all animal health and welfare and animal feed related orders, rules, regulations and other subordinate instruments made under section 2(2) of the European Communities Act 1972 and paragraph 1A of Schedule 2 of that Act.			•		
EHL34	To exercise all powers and duties under the provisions of the Guard Dogs Act 1975.			•		
EHL35	To exercise all powers and duties under the provisions of the Dangerous Wild Animals Act 1976 and the Zoo Licensing Act 1981.			•		
EHL36	To exercise all powers and duties under the provisions of the Avian Influenza (Preventative Measures)(England) Regulations 2006.			•		
EHL37	To exercise all powers and duties under the provisions of the Avian Influenza (Vaccination)(England) Regulations 2006.			•		

Consumer Protection - Building Control

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL38	To act as the Appointing Officer for the Local Authority in relation to section 10(8) of the Party Wall Etc. Act 1996 relating to the selection of an independent surveyor to act in the resolution of disputes in party wall matters.			•		
EHL39	To exercise powers and duties under the provisions of the Public Health Acts 1936 and 1961 and the Building Act 1984 with respect to the enforcement of satisfactory drainage of existing buildings.			•		

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL40	To take action in cases of emergency in accordance with section 29 of the Local Government (Miscellaneous Provisions) Act 1982 for the boarding up of premises which are the subject of a Closing Order.			•		
EHL41	To authorise emergency action for the purpose of preventing unauthorised entry to a building or preventing it becoming a danger to the Public Health in accordance with the provisions of sections 29 of the Local Government (Miscellaneous Provisions) Act 1982			•		
EHL42	The service of statutory notices and all actions and proceedings in connection with the abatement of nuisances under the Public Health Act 1936 and sections 1 and 2 of the Clean Air Act 1956; Defective Premises under section 76 of the Building Act 1984; and the Environmental Protection Act 1990. All subsequent proceedings to be subject to consultation with the Director of Law and Governance			•		
EHL43	To approve or vary the period of approval of temporary permission granted under the Building Regulations and Building Acts (with the exception of any temporary permission within approved redevelopment schemes) and to make recommendations where appropriate to the Planning Committee for the grant of permanent approval in appropriate cases at present subject to temporary permission.			•		

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL44	To deal with applications and plans received under the Building Act 1984 and current Building Regulations including the determination of charges under the current Building (Local Authority Charges) Regulations and the North Tyneside Council Building Control Scheme of Charges subject to: a) Details of the applications, decisions and current scheme of charges being available at the offices of the Authority for information and record purposes; and b) Cases of special classes of development where the Local Authority could exercise a discretion under the Building Regulations being dealt with in consultation with the Chair and Deputy Chair of the Planning Committee.			•		
EHL45	To serve appropriate notices under the provisions of section 32 of the Building Acts 1984 for the withdrawal of approval from plans deposited with the Authority (in accordance with Building Regulations) where the work involved has not commenced within a period of three years from the deposit of the plans where the plans have either: a) been passed; or b) a notice of rejection has not been issued within the prescribed period. Any decisions made to serve a notice under this delegation must be made in accordance with the Authority's declaration on this matter.			•		

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EHL46	To exercise the Authority's private act powers, for the time being in force, in relation to: a) the charging of the costs of weatherproofing adjacent buildings to the owners of demolished properties under section 4 of the Tyne and Wear Act 1980 where such weatherproofing is necessary as a result of the exercise of one of the Authority's statutory powers to demolish a building. b) the securing of derelict unoccupied buildings against unauthorised entry, including the serving of notices under section 6 of the Tyne and Wear Act 1980 and to consider the carrying out of said works in default, subsequent recovery of expenses incurred and interest incurred in executing the works. c) the rejection of plans submitted under the Building Regulations, which do not show adequate means of access for the fire service under section 24 of the Tyne and Wear Act 1980 and the notification of applicants for planning permission of the requirements.			•		
EHL47	To deal with applications for relaxation of Building Regulations made under section 8 of the Building Act 1984 and current Building Regulations.			•		
EHL48	To exercise the powers of the Authority under section 81 of the Building Act 1984 in respect of notification of intended demolitions or to ensure the proper execution of demolition work.			•		

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL49	In consultation with the Chair and Deputy Chair of the Regulation and Review Committee to: a) issue preliminary determination and safety certificates pursuant to the Fire Safety and Safety of Places of Sport Act 1987 and to take all necessary action in connection therewith, with reports back to the Regulation and Review Committee. b) after consultation with the Director of Law and Governance to serve Prohibition Notices where it is considered that there is a serious risk to spectators at any sports ground, with reports back to the Regulation and Review Committee.			•		
EHL50	To exercise the powers of the Authority under section 78 of the Building Act 1984 with regard to emergency measures in respect of dangerous buildings.			•		
EHL51	To serve notice under section 77 of the Buildings Act 1984 with respect to executing works to potentially dangerous buildings/structures.			•		
EHL52	To execute and enforce breaches of the current Building Regulations in accordance with section 35 and 36 of the Building Act 1984.			•		
EHL53	To execute and enforce the powers of the Authority under section 72 of the Building Act 1984 in relation to buildings with inadequate means of escape in case of fire.			•		

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Consumer Protection - Environmental Health

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL54	Appoint Proper officer of the Authority under the Public Health (Control of Diseases) Act 1984			•		
EHL55	To exercise all powers and duties under the provisions of the Public Health (Control of Diseases) Act 1984.			•		
EHL56	To make requests for information under section 16(1) of the Local Government (Miscellaneous Provisions) Act 1976.			•		
EHL57	To serve abatement notices where the Authority is satisfied that a statutory nuisance exists or is likely to occur or re-occur.			•		

Consumer Protection - Food Safety

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL58	To inspect food premises for the purpose of the Food Safety Act 1990.			•		
EHL59	To appoint a public analyst for the purposes of the Food Safety Act 1990.			•		

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL60	To execute and enforce all food and feed related orders, rules and regulations and other subordinate instruments made under section 2(2) of the European Communities Act 1972 and paragraph 1A of Schedule 2 of that Act and in particular: a) to apply official controls on feed and food of non-animal origin from third countries as provided by the Official Feed and Food Controls (England) Regulations 2009; b) to apply official controls to verify compliance of feed and food law, animal health and animal welfare rules using powers in the Official Controls (Animals, Feed and Food) (England) Regulations 2006; c) to deal with illegally imported products of animal origin using powers in the Trade in Animals and Related Products Regulations 2011; d) to inspect food premises and ensure their compliance with the Food Safety and Hygiene (England) Regulations 2013; e) to maintain a register of food business premises under the Food Safety and Hygiene (England) Regulations 2013; f) to approve, when required, food establishments handling products of animal origin under the Food Safety and Hygiene (England) Regulations 2013; g) to deal with food contravening the Transmissible Spongiform Encephalopathy (England) Regulations 2010 as amended; h) to execute powers contained in the General Food Regulations 2004; i) to execute powers contained in the feed (Hygiene and Enforcements) (England) Regulations 2005; and j) to execute powers contained in the Food Information Regulations 2014.			•		
EHL61	To inspect food premises in order to verify compliance with the compositional and labelling requirements of the Food Safety Act 1990 and regulations made thereunder.			•		
EHL62	To deal with food not meeting food safety requirements and other nonconforming food under the Food Safety Act 1990 and regulations made thereunder.			•		

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL63	To implement, administer and deal with all ancillary matters, including the appeals process associated with the Food Standards Agency national 'Food Hygiene Rating Scheme'. Consumer Protection - Health and Safety			•		
EHL64	In consultation with the Director of Law and Governance to serve notices and institute proceedings under section 20 of the Local Government (Miscellaneous Provisions) Act 1976 (Provision of Sanitary Appliances at Places of Entertainment).			•		
EHL65	To agree the transfer or assignment of premises between the Health and Safety Executive and the Authority under the Health and Safety (Enforcing Authority) Regulations 1998.			•		
EHL66	To undertake those functions under any of the 'relevant provisions' within the meaning of Part 1 (health, safety and welfare in connection with work and control of dangerous substances) of the Health and Safety at Work etc. Act 1974, to the extent that these functions are discharged otherwise than in the Authority's capacity as an employer.			•		
EHL67	After consultation with the Director of Law and Governance discretion as to whether or not to commence proceedings under the Health and Safety at Work etc. Act 1974.			•		
EHL68	To exercise all powers and duties under the relevant requirements of the Working Time Regulations 1998.			•		
EHL69	To deal with applications for the registration of persons and premises relating to the practice of acupuncture, tattooing, skin piercing and electrolysis under the Local Government (Miscellaneous Provisions) Act 1982.			•		
EHL70	To exercise all powers and duties under the provisions of Part 1 of the Health Act 2006 and all smoke-free regulations made under the Act.			•		

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL71	To exercise all powers and duties under the provisions of the Sunbeds (Regulation) Act 2010.			•		

Consumer Protection – Housing

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL72	To exercise the Authority's powers under section 33 of the Local Government (Miscellaneous Provisions) Act 1976 to ensure the continuation or restoration of water, gas or electricity to private residential dwellings where the failure of the landlord to pay the bills results in the threat of or the actual disconnection of supplies and to recover the costs incurred and interest accrued in taking any such action.		•			
EHL73	To approve applications for grants relating to private sector housing which comply with the provisions of the Housing Acts, Housing Grants, Construction and Regeneration Act 1996 and the Housing Assistance (England and Wales) Regulatory Reform Order 2002 within the scheme laid down by the Authority and the Department of Communities and Local Government.		•			
EHL74	To approve in whole or in part the removal of the conditions imposed by an Improvement Grant under the Housing Grants, Construction and Regeneration Act 1996 and the Housing Assistance (England and Wales) Regulatory Reform Order 2002 where there is a repayment of an amount which reflects that proportion of the condition period remaining unexpired plus compound interest.		•			

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL75	To serve notices under the provisions of Part 1 of the Housing Act 2004 in connection with housing disrepair; to consider the carrying out of works in default; the execution of such works in default and the recovery of expenses incurred and interest accrued in executing such works.		•			
EHL76	To carry out inspections and submit reports in connection with the provisions of the Housing Acts so far as they relate to houses in accordance with the provisions relating to repair, the closing and demolition of houses unfit for human habitation and the abatement of overcrowding.		•			
EHL77	To arrange for the restoration of water supplies to premises where it has been discontinued because of the absence or defective state of any apparatus by the carrying out of works of renewal and repair and the recovery of expenses up to £200.		•			
EHL78	To serve all necessary notices under the Housing Act 2004 to ensure that houses in multiple occupation are provided with adequate means of escape from fire and adequate other fire precautions and in consultation with the Director of Law and Governance to exercise discretion to take action to ensure that such notices are complied with either by the institution of any court proceedings or the acceptance of undertakings on behalf of the Authority under the Housing Act 2004		•			
EHL79	In respect of grants relating to private sector housing improvement to determine when a contractor other than one whose estimate accompanied the application be allowed to undertake the work and the circumstances when grant shall be paid direct to any applicant in preference to the contractor.		•			

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL80	To exercise all powers and duties of the Authority under the provisions of the Housing Act 2004 and associated regulations with respect to housing conditions (Part 1), licensing of houses in multiple occupancy (Part 2), selective licensing of other residential accommodation (Part 3), additional control provisions in relation to residential accommodation (Part 4), miscellaneous provisions (Part 6) and supplementary and final provisions (Part 7).		•			
EHL81	To issue licences authorising the use of land as a caravan site under the Caravan Sites and Control of Development Act 1960 including setting fees where appropriate, service of notices and to carry out works when required as stipulated in the amendments to the Act made by the Mobile Homes Act 2013. Consumer Protection – Licensing: Gambling and Licensing		•			

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Consumer Protection: Licensing, Gambling and Licensing

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL82	To register societies wishing to promote lotteries in accordance with Part 5 of Schedule 11 of the Gambling Act 2005.			•		
EHL83	To nominate authorised persons to carry out inspections under the Gambling Act 2005 and the Licensing Act 2003.			•		
EHL84	To set fees for premises licence applications and for permits made under the Gambling Act 2005 within bands recommended by the relevant Government Department.			•		
EHL85	To determine applications for premises licences and for variations under the Gambling Act 2005 where no representations have been received or where representations have been withdrawn to enable gambling to be provided at establishments in North Tyneside.			•		
EHL86	To determine applications for club gaming permits or other permits under the Gambling Act 2005 where no representations have been received or where representations have been withdrawn to enable gambling to be provided at establishments in North Tyneside.			•		
EHL87	To determine applications for the transfer of licences under the Gambling Act 2005 where no representations have been received from the Gambling Commission and/or Responsible Authorities			•		
EHL88	To determine applications for provisional statements under the Gambling Act 2005 where no representations have been received or where representations have been withdrawn.			•		
EHL89	To consider Temporary Use Notice and Occasional Use Notices received under Gambling Act 2005.			•		
EHL90	To determine the cancellation of licensed premises gaming machine permits if no request for a sub-committee decision has been made by the licence holder			•		

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL91	Any other licensing functions under the Gambling Act 2005 except those not capable of such delegation.			•		
EHL92	To issue premises licences under Licensing Act 2003 where no representations have been received to enable licensable activities to be provided at establishments in North Tyneside.			•		
EHL93	To issue personal licences under Licensing Act 2003 where no representations have been received.			•		
EHL94	To decide whether a representation is irrelevant, frivolous or vexatious.			•		
EHL95	To issue, under Section 19 (2) of the Criminal Justice and Police Act 2001, a Closure Notice to premises when satisfied that the premises are being, or have been within the last 24 hours, used for the unauthorised sale of alcohol for consumption on, or in the vicinity of, the premises.			•		
EHL96	To authorise officers to act in accordance with section 25 of the Criminal Justice and Police Act 2001 and to enter premises and do all that is reasonably necessary for the purpose of securing compliance with a closure order.			•		
EHL97	To issue, under section 22 of the Criminal Justice and Police Act 2001, a certificate that a need for a closure order has ceased.			•		
EHL98	To determine transfers, variations, provisional statements and variations of designated premises supervisors under Licensing Act 2003 where no representations have been received to enable licensable activities to be provided at establishments in North Tyneside.			•		
EHL99	To acknowledge a Temporary Event Notice received under Licensing Act 2003.			•		

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL100	To issue a counter notice in response to the receipt of a Temporary Event Notice under section 107 of the Licensing Act 2003 where permitted limits have been exceeded and under Section 104A of the Licensing Act 2003 following an objection to a late Temporary Event Notice.			•		
EHL101	To determine an application for a Minor Variation.			•		
EHL102	Anti-Social Behaviour, Crime and Policing Act 2014: a) To issue a Closure Notice under section 76 of the Anti-Social Behaviour, Crime and Policing Act 2014. b) To issue a Cancellation Notice under section 78 of the Anti-Social Behaviour, Crime and Policing Act 2014. c) To authorise officers to enter premises for which a Closure Order is in force and/or to do anything necessary to secure the premises against entry. d) To issue a Community Protection Notice under section 43 of the AntiSocial Behaviour, Crime and Policing Act 2014. e) To issue Fixed Penalty Notices under sections 52 and 68 of the AntiSocial Behaviour, Crime and Policing Act 2014 for failure to comply with a Community Protection Notice or Public Spaces Protection Order. f) To delegate authorised officers to utilise the Anti-Social Behaviour, Crime and Policing Act 2014 with regard to issuing and enforcement of community protection orders and Fixed Penalty Notices. g) To authorise officers to take enforcement action and enter premises for which a Community Protection Notice Order is in force and/or to do anything necessary to secure the premises against entry. h) To discharge all other functions under the Anti-Social Behaviour, Crime and Policing Act 2014 except those not capable of delegation.	•				

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Consumer Protection – Licensing: Private Hire and Hackney carriages

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL103	To undertake all routine matters concerning private hire and hackney carriage licensing, in accordance with the appropriate legislation and the approved hackney carriage and private hire policy.			•		
EHL104	To determine the grant, refusal, revocation and suspension of all licences in accordance with the approved hackney carriage and private hire policy.			•		
EHL105	To take appropriate disciplinary action against licensees in accordance with the approved hackney carriage and private hire policy.			•		
EHL106	To attach additional conditions where appropriate to the grant of licences.			•		
EHL107	To appoint stands for hackney carriages in accordance with the statutory procedure (pursuant to section 63 Local Government (Miscellaneous Provisions) Act 1976) and following appropriate consultation with the Cabinet Member for Community Safety and Engagement and Regulation and Review Committee.			•		
EHL108	Fixing the fares for hackney carriages in accordance with the statutory procedure (pursuant to section 65 Local Government (Miscellaneous Provisions) Act 1976) and following appropriate consultation with the Cabinet Member for Community Safety and Engagement and Regulation and Review Committee.			•		
EHL109	To refer any matter to Committee for consideration.			•		
EHL110	To investigate complaints and offences and provide instructions to the Director of Law and Governance to consider commencing legal proceedings.			•		

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Consumer Protection – Licensing: Scrap Metal

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL111	All licensing functions in accordance with the Scrap Metal Dealers Act 2013 that are capable of such delegation.			•		
EHL112	To determine the grant, renewal or variation of a scrap metal licence in accordance with the Scrap Metal Dealers Act 2013.			•		
EHL113	To attach conditions to a scrap metal licence under section 4 of the Scrap Metal Dealers Act 2013.			•		
EHL114	To impose conditions prior to revocation of a scrap metal licence under section 4 (7) of the Scrap Metal Dealers Act 2013.			•		
EHL115	To revoke a scrap metal licence in accordance with the Scrap Metal Dealers Act 2013.			•		
EHL116	To issue or cancel a Closure Notice in accordance with the Scrap Metal Dealers Act 2013.			•		

Consumer Protection – Licensing: Sex Establishments

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL117	To authorise officers to enter and inspect any sex establishment in respect of which a licence is in force in accordance with paragraph 25 of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982.			•		
EHL118	To determine applications for the grant, renewal or transfer of Sex Establishment Licences, if no relevant objection is made.			•		
EHL119	To determine, if minded to grant, applications to vary Sex Establishment Licences.			•		

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Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL120	To determine, if a holder of licence does not wish to appear before the Licensing Sub-committee or to make written representations, the possible revocation of a Sex Establishment Licence.			•		
EHL121	To determine the cancellation of a Sex Establishment Licence.			•		
EHL122	To set fees for Sex Establishment Licences.			•		
EHL123	All licensing functions relating to Sexual Entertainments in connection with Schedule 3 Local Government (Miscellaneous Provisions) Act 1982 except those not capable of such delegation.			•		

Consumer Protection – Licensing: Street trading/collections

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL124	To issue street collection permits subject to consultation with the Chair and Deputy Chair of Regulation and Review Committee should the Director of Public Health consider the application to be controversial or should the organisation requesting the collection already have had a collection within the calendar year in question.			•		
EHL125	To determine the grant, renewal or variation of street trading licences/consents.			•		
EHL126	To determine the revocation or cancellation of street trading licences/consents.			•		
EHL127	To prescribe/amend standard conditions for street trading licences/consents.			•		
EHL128	To instruct the Director of Law and Governance to prosecute for contraventions of matters in connection with Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982			•		

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL129	All licensing functions in connection with Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 except those not capable of such delegation.			•		
EHL130	In consultation with the Chair and Deputy Chair of the Regulation and Review Committee, to set fees for street trading licences/consents.			•		
EHL131	In consultation with the Chair and Deputy Chair of the Regulation and Review Committee to determine applications for and to issue house to house collection licences under the House to House Collections Act subject to such applications being reported to the Regulation and Review Committee			•		

Consumer Protection – Licensing General

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL132	The licensing of houses for the public performance of stage plays under the Theatres Act 1968 for short periods.			•		
EHL133	In consultation with the Chair and Deputy Chair of the Licensing Committee to issue cinema and cinema club licences under the Cinemas Act 1985.			•		
EHL134	In consultation with the Chair and Deputy Chair of the Licensing Committee, to authorise performances of hypnotism at premises licensed under the provisions of the Licensing Act 2003.			•		
EHL135	To determine applications for licences under the Authority's scheme for licensing pleasure craft under section 94 of the Public Health Acts Amendment Act, 1907 subject to appeals against any refusal being referred to the Regulation and Review Committee.			•		
EHL136	To license the use of moveable dwellings and camping sites under section 269 of the Public Health Act 1936.			•		

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

Consumer Protection – Pollution

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL137	To serve notices under sections 60 and 61 of the Control of Pollution Act 1974 (Prevention of Noise) and 79 and 80 of the Environmental Protection Act 1990.			•		
EHL138	The inspection of premises and the taking of all necessary action in connection with furnaces and fuel and to deal with the control of chimney heights under the clean air legislation.			•		
EHL139	To consider and decide upon applications under section 61 of the Control of Pollution Act 1974 (consent to work on construction sites).			•		
EHL140	To carry out the various duties as contained in sections 6 to 20 of the Environmental Protection Act 1990 involving the: a) determination, grant, inclusion and variation of conditions; b) revocation, enforcement and prohibition; and c) the maintenance of a register in connection with authorisations to carry out the prescribed processes defined in section 2 of the Act.			•		
EHL141	To determine whether abatement notices should be fixed to vehicles, machinery or plant contravening the Noise and Statutory Nuisance Act 1993.			•		
EHL142	To determine applications for permits for the operation of loud speakers in streets or roads in accordance with the Noise and Statutory Nuisance Act 1993.			•		
EHL143	To determine the validity of an application for deemed consent under the Planning (Hazardous Substances) Act 1990. EHL144 To serve notices under section 85 of the Water Industry Act 1991.			•		
EHL145	To inspect, determine, consult and remediate contaminated land within North Tyneside under section 57 of the Environment Act 1995 and Part 2A of the Environmental Protection Act 1990.			•		

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL146	To enable powers of entry, work to be carried out in default and to seize equipment under section 81(3) of the Environmental Protection Act 1990 and section 10 of the Noise Act 1996.			•		
EHL147	To enforce the prohibition of dark smoke from any chimney, prohibition of dark smoke from industrial or trade premises under sections 1 and 2 respectively of the Clean Air Act 1993 and enforce the prohibition of smoke in smoke control areas and the acquisition and sale of unauthorised fuel and all other pollution issues referred to under the Clean Air Act 1993.			•		
EHL148	To police and enforce those industrial premises regulated under the Pollution Prevention and Control Act 1999 (PPCA) and Environmental Permitting (England and Wales) Regulations 2010 (as amended) by inspection and service of statutory notices when deemed necessary.			•		
EHL149	To control noise on construction sites by service and enforcement of section 60 notices under Control of Pollution Act 1974.			•		
EHL150	Permit the authorisation of officers to enforce legislation relating to idling offences under Road Traffic (Vehicle Emissions) (Fixed Penalty)(England) Regulations 2002.			•		
EHL151	To enable the monitoring, review and assessment of air quality under Part IV of the Environment Act 1995 and the consultation and declaration of areas as Air Quality Management Areas.			•		
EHL152	To take action under the Noise Act 1996 to abate and control noise complaints from domestic and licensed premises.			•		
EHL153	To designate alarm notification areas under sections 69-72 of the Clean Neighbourhoods and Environment Act 2005.			•		

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

EHL154	To take action as necessary under the Clean Neighbourhoods and Environment Act 2005 in relation to audible intruder alarms including powers of entry to abate the sounding of alarms and service of fixed penalty notices.			•		
EHL155	To carry out local authority duties stipulated in the Environmental Damage Regulations 2009, including the serving of notices.			•		

Consumer Protection - Trading Standards

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL156	To exercise all the powers and functions of the Authority relating to trading standards, weights and measures, consumer protection, public safety and other related legislation, including powers of enforcement, issuing suspension notices and prosecution and civil action			•		
EHL157	To enforce, and with the Director of Law and Governance to institute proceedings, in relation to the sale of combat knives and offensive weapons under the Criminal Justice Act 1988, Part XI and any subsidiary legislation made thereunder.			•		
EHL158	To undertake the duties of the Authority as Weights and Measures Authority including the appointment of the Chief Inspector of Weights and measures, approving the Annual Report of the Chief Inspector of Weights and Measures and all legislative requirements that apply to the Authority in that capacity including any functions performed under the Licensing Act 2003 and the Violent Crime Reduction Act 2006.			•		
EHL159	The Inspector of Weights and Measures has authority to issue a closure notice to premises under section 169A of the Licensing Act 2003 (or any subsequent amendments) where deemed appropriate.			•		

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL160	To determine applications for consent to permit loading and unloading at large shops before 9.00 am on Sunday mornings within a loading control area under Schedule 3 of the Sunday Trading Act 1994, subject to such conditions considered appropriate.			•		
EHL161	To appoint appropriate officers of the trading standards section as inspectors under the provisions of the Sunday Trading Act 1994.			•		
EHL162	To keep a list of those persons who are entitled to sell non-medicinal poisons under the Poisons Act 1972.			•		
EHL163	To renew arrangements to secure the provision of the trading standards metrology laboratory services, subject to their being no material changes to the arrangement agreed in May 2007.			•		

Culture and Leisure

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL164	To determine applications relating to sites for circuses and caravan rallies.					•
EHL165	To determine applications received from persons suffering a learning difficulty or physical disability for a reduced cost of admission to leisure facilities.	•				
EHL166	To determine applications from voluntary and charitable organisations, for reduced charges for leisure facilities for fund raising events.	•				
EHL167	In consultation with the relevant Cabinet Member to determine requests to hold open-air services of a religious or similar nature, except for marriages, should such a request be of a controversial nature.				•	

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL168	To negotiate terms for the letting of appropriate sites under the control of Environment and Leisure services for fairs and circuses.					•
EHL169	To agree to the letting of any leisure and community facilities under the control of Environment and Leisure services.	•				
EHL170	To determine applications for the use of metal detectors on land under the control of Environment and Leisure services.					•
EHL171	To determine requests for financial assistance from talented athletes and cultural performers.	•				

Fleet Management

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL172	To dispose of redundant vehicles, plant and workshop equipment in accordance with the Authority's Financial Regulations.	•				
EHL173	To hire transport from outside sources for use by service areas.	•				
EHL174	To select and purchase vehicles, plant and workshop equipment in accordance with the Authority's Contract Standing Orders.	•				
EHL175	To provide driver training and the assessment of driving standards of Authority employees who operate vehicles and plant belonging or on hire to the Authority.	•				

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

Housing

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL176	The management of all matters required to ensure the Authority carries out its statutory duties as a local housing authority as prescribed in: • Housing Act 1985 • Housing Act 1996 • Housing Act 2004 • Local Government and Housing Act 1989 and • Any other relevant statute or government guidance relating to the management and provision of social housing and related facilities.		•			
EHL177	In accordance with the Authority's Affordable Rent Policy and in consultation with the Head of Resources and the Cabinet Member(s) with responsibility for Housing and Finance, to take any decisions on the selection of property appropriate for affordable rent		•			
EHL178	Exercising the management of functions of the Authority in relation to dwellings owned by the Authority but not held under Part IV of the Housing Act 1985.		•			

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL179	<p>Without prejudice to the foregoing delegations, to exercise the following functions of the Authority: a) authorising the allocation and granting of tenancies and licenses in accordance with the Authority's allocation scheme; b) approving rents in specific cases; c) serving notices, to quit, of termination or seeking possession; d) maintaining properties and estates; e) granting consent or otherwise to the assignment of a tenancy where statute allows and in line with the Authority's policy; f) granting consent to mutual exchanges, imposing conditions to that consent where appropriate or refusing such consent with reference to Schedule 3 of the Housing Act 1985; g) granting consent or otherwise to tenants' requests to carry out improvements or alterations; h) granting consent or otherwise in any other matter where the Authority's tenancy agreement including introductory tenancy agreement or licensees requires that permission is sought by the tenant or licensee; i) authorising compensation for tenants' improvements be they statutory or discretionary (Housing Act 1985 sections 99a and 100); j) settling any claims by tenants for disrepair; k) taking action under sections 1 and 115 of the Crime and Disorder Act 1998, Part V of the Housing Act 1996, Anti Social Behaviour Act 2003 and Housing Act 2004; l) taking action to secure the eviction of trespassers; m) undertaking consultation with tenants and / or social landlords where required by statute or government guidance or where otherwise appropriate e.g. section 105 of the Housing Act 1985; and n) authorise the granting of licences for the use of garages, reviewing licence conditions and subsequent termination of licences where necessary.</p>		<ul style="list-style-type: none"> • 			

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL180	Carry out the Authority's statutory responsibilities under Part V of the Housing Act 1985 (Right To Buy). • Authorising service of statutory notices, admitting/denying the right to buy, withdrawing or requiring completion. • Authorising sales of freehold or otherwise granting of long leases Freehold: In consultation with the Director of Law and Governance, enforcing covenants including those relating to repayment of discount, use of shared areas and letting of whole. Leasehold: a) Agreeing variations to the terms of individual leases. b) Granting/refusing permission to requests on various matters, by leaseholders, where the lease requires consent of the landlord. e.g. requests to sublet whole. c) In consultation with the Director of Law and Governance, authorising action on breaches of covenants.		•			
EHL181	Exercising the Authority's responsibilities towards homeless people, including the Authority's functions under Part VII Housing Act 1996 and the Homelessness Act 2002		•			
EHL182	Exercising the functions of the Authority in relation to the provision of advice in connection with housing and the prevention of homelessness.		•			
EHL183	Exercising the functions of the Authority under Part X of the Housing Act 1985 and Part IV, Chapter 3, and Part VII of the Housing Act 2004 in relation to overcrowding		•			
EHL184	Exercising the functions of the Authority under the Protection from Eviction Act 1977, the Protections from Harassment Act 1997 and all other enabling powers to regulate and control private landlords.		•			
EHL185	Exercising the functions of the Authority under the Landlord and Tenant Act 1985 (landlord's obligations etc).		•			

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL186	<p>In consultation with the Director of Resources, write off irrecoverable debt due from former tenants in compliance with the Authority's write off policy. The following officers have delegated powers to write off former tenant rent arrears owed to the Authority: a) Former tenant rent arrears of up to £250 should be authorised by the Team Leader Debt Recovery and Direct Debit and countersigned by the Welfare Reform and Income Manager. b) Former tenant rent arrears with a value between £250 and £1,500 should be authorised by the Team Leader Debt Recovery and Direct Debit and countersigned by the Housing Operations Manager. c) Former tenant rent arrears with a value over £1,500 but under £3,000 must be authorised by the Assistant Chief Executive or relevant Director of Service and countersigned by the Director of Resources. d) Write off of bad debts between £3,000 and £50,000 must be authorised by the Assistant Chief Executive or relevant Director of Service, countersigned by the Chief Finance Officer and approved by the Cabinet Member with responsibility for Housing. e) Write off of bad debts over £50,000 must be authorised by the Assistant Chief Executive or relevant Director of Service, countersigned by the Chief Finance Officer and approved by Cabinet. All write-offs will be evidenced by the appropriate paperwork, signed by the appropriate officer, countersigned by the manager/Cabinet Member as above. The above levels of write-off also apply to Bankruptcy/Debt Relief Order/Individual Voluntary Arrangement/Sundry Debts (for example rechargeable repairs)/Statute barred court costs where appropriate.</p>		•			

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL187	<p>In consultation with the Director of Resources, write off irrecoverable debt due from current tenants in compliance with the Authority's write off policy. The following officers have delegated powers to write off irrecoverable current tenant rent arrears owed to the Authority: a) Current tenant rent arrears of up to £250 should be authorised by the Neighbourhood Team Leader and countersigned by the Neighbourhood Manager. b) Current tenant rent arrears with a value between £250 and £1,500 should be authorised by the Neighbourhood Team Leader and countersigned by the Housing Operations Manager. c) Current tenant rent arrears with a value over £1,500 but under £3,000 must be authorised by the Assistant Chief Executive or relevant Director of Service and countersigned by the Director of Resources. d) Write off of bad debts between £3000 and £50,000 must be authorised by the Assistant Chief Executive or relevant Director of Service, countersigned by the Chief Finance Officer and approved by the Cabinet Member with responsibility for Housing, e) Write off for bad debt over £50,000 must be authorised by the Assistant Chief Executive or relevant Director of Service, countersigned by the Chief Finance Officer and approved by Cabinet. All write offs will be evidenced by the appropriate paperwork, signed by the appropriate officer, countersigned by the manager/cabinet member as above. The above levels of write off also apply to Bankruptcy/Debt Relief Order/Individual Voluntary Arrangement/ Sundry Debts (for example rechargeable repairs) / Statute barred Court costs when appropriate.</p>		•			

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL188	In consultation with the Director of Resources, write off Credit balances associated with untraceable former tenants in compliance with the Authority's write off policy. The following officers have delegated powers to write off former tenant credits held by the Authority: a) Former tenant credits of up to £250 should be authorised by the Team Leader Debt Recovery and Direct Debit and countersigned by the Welfare Reform and Income Manager. b) Former tenant credits with a value between £250 and £1,500 should be authorised by the Team Leader Debt Recovery and Direct Debit and countersigned by the Housing Operations Manager. c) Former tenant credits with a value over £1,500 but under £3,000 must be authorised by the Assistant Chief Executive or relevant Director of Service and countersigned by the Director of Resources. d) Write off of credits between £3,000 and £10,000 must be authorised by the Assistant Chief Executive or relevant Director of Service, countersigned by the Director of Resources and approved by the Cabinet Member with responsibility for Housing. e) Write off of credits over £10,000 must be authorised by the Assistant Chief Executive or relevant Director of Service, countersigned by the Director of Resources and approved by Cabinet. All write-offs will be evidenced by the appropriate paperwork, signed by the appropriate officer, countersigned by the manager/Cabinet Member as above.		•			
EHL189	To determine disturbance payments and applications for home loss payments in accordance with the Land Compensation Act 1973.		•			
EHL190	Undertaking and determining reviews under the Introductory Tenants (Review) Regulations 1997.		•			
EHL191	To authorise payments to tenants for decoration and removal expenses or approve ex-gratia payments (not exceeding £500).		•			

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL192	Agreeing terms with private landlords and registered social landlords to lease accommodation for the purposes of providing temporary housing for homeless households		•			
EHL193	To approve the re-acquisition of former Council houses which fall within the terms of the Authority's reacquisition policy, subject to the necessary finance being available.		•			
EHL194	To consider any matters relating to the Housing Act 1985 (as amended) in respect of Right to Buy including the repayment of discount and right of first refusal		•			
EHL195	To ensure compliance with all Authority policies relating to the provision and management of Council owned residential properties. Authority to make changes to all such policies where provision of service would be improved or necessity arises or to recommend such changes to Cabinet where appropriate.		•			
EHL196	To establish such arrangements as appropriate to ensure effective engagement of tenants and leaseholders in the setting, monitoring and review of housing and related services including holding meetings, organising consultation events, surveys and newsletters.		•			
EHL197	To consider and respond to requests from Northumbria Police in respect of the designation of dispersal areas under the provisions of the AntiSocial Behaviour Act 2000.		•			

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
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Library Services

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL198	To approve the closure of libraries in cases of emergency.	•				
EHL199	To determine issues relating to the management and control of libraries including the purchase, hire, sale and disposal of books and other material	•				

Planning

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL200	To serve Planning Contravention Notices under section 171C of the Town and Country Planning Act 1990.				•	
EHL201	Serve Requisition for Information Notices under section 330 of the Town and Country Planning Act.				•	
EHL202	In consultation with the Chair and Deputy Chair of the Planning Committee to consider and determine applications for grant assistance under the Authority's approved conservation grant assistance scheme.				•	
EHL203	To take all necessary action with regard to the parking of caravans on unlicensed areas of the Borough.				•	
EHL204	Following consultation with the appropriate ward councillors, to approve proposals for new or altered street names and/or numbering schemes for new and existing streets.				•	

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
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Planning Applications Exceptions

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL205	<p>Determine applications, notifications, consultations, discharge of conditions, screening and scoping requests, enforcement and all other matters within the terms of the Planning Committee (please see Part 3.5 of the Constitution) and in respect of High Hedge complaints under Part 8 of the Anti-Social Behaviour Act 2003, subject to the exceptions specified below: a) Applications (other than those for the discharge and variation of conditions and extensions of time not including the discharge of reserved matters) for major development as defined for the purposes of the government PS2 statistical return i.e.: • residential development of 10 or more dwellings or, where numbers not specified, the site area is more than 0.5 hectares; • other development where the floor space is 1000 sq metres or more or the site is 1 hectare or more; and • where a major development is subject to a change of use, it will be classed as a major development and not as a change of use. b) Mineral applications (other than those for the discharge of conditions) as defined for the purposes of the government PS2 statistical returns. c) Applications which are a departure from the Development Plan and which would need to be notified to the Secretary of State under the Town and Country Planning (Consultation) (England) Direction 2009 (or any Direction replacing or re-enacting this Direction) if the Authority was minded to grant permission for them. d) Applications which are subject to an objection from a statutory consultee (as defined in Schedule 4 of the Town and Country Planning (Development Management Procedure) Order 2015 (or any Order replacing or re-enacting this Order) which has not been resolved by negotiation or the imposition of conditions. e) Applications for extensions to or change of use to gambling establishments (including amusement arcades, betting shops and casinos). f)</p>				•	

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
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	<p>Applications (other than those for PS2 defined minor and other development or the discharge of conditions) submitted by or on behalf of the Authority for its own development which are the subject of objections which have not been resolved by negotiation or the imposition of conditions. g) Applications submitted by or on behalf of a North Tyneside Councillor or their spouse/partner. h) Applications submitted by or on behalf of any member of staff of the Planning Team or any Assistant Chief Executive/Director of Service or their spouse/partner or any member of staff directly involved in the progressing/determination of any application. i) Applications classified as major or minor developments (as defined for the purposes of the government PS2 statistical return) where a Councillor, applicant or other person with a material planning interest has, within the statutory publicity period or prior to the determination of the application, requested in writing that the application be determined by Planning Committee and has also given substantial reasons why the application should be determined by Planning Committee and not under the Officer Delegation Scheme. j) Applications for other developments (including householder developments, as defined for the purposes of the government PS2 statistical return) where a Councillor has, within the statutory publicity period or prior to the determination of the application, requested in writing that the application be determined by Planning Committee and has also given reasons as to why the application is so significant or contentious that it should be determined by Planning Committee and not under the Officer Delegation Scheme and that request has been accepted by the Chair and/or Deputy Chair of the Planning Committee. k) Applications where written representations for and/or against a development proposal have been made and speaking rights have been requested and granted in accordance with the scheme for speaking at Planning Committee. l) Applications that the delegated officer considers should be determined by Planning Committee, having regard to approved guidance on this matter. m) To enter land in Part 2 of</p>					
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**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
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	<p>the brownfield land register, and thus grant permission in principle, for major development as defined for the purposes of the government PS2 statistical return. This delegation can be undertaken by any post designated by the Director of Regeneration and Economic Development, subject to that post being held by a member of the Royal Town Planning Institute of Planning Officer status or above and being senior to the specific case officer except where the delegation being exercised is for the discharge of planning conditions other than for the discharge of reserved matters.</p>					
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Street Environment

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL206	<p>To issue penalty and fixed penalty notices, penalty charge notices and fixed monetary penalties for all offences under the Environmental Protection Act 1990, Clean Neighbourhoods and Environment Act 2005, Dog Byelaws, The Dogs (Fouling of Land) Act 1996, Anti-Social Behaviour Act 2003, Control of Pollution (Amendment) Act 1989, Refuse Disposal (Amenity) Act 1978, Noise Act 1996 and Housing Act 2004 and the Smoke and Carbon Monoxide Alarm (England) Regulations 2015 made under the Energy Act 2013 and any amendments under those Orders.</p>	•				
EHL207	<p>To determine upon the waiving of charges for the treatment of bees and wasps' nests in cases of hardship or as a matter of urgency..</p>	•				

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL208	To act as the Proper Officer under section 149(1) of the Environmental Protection Act 1990 for the purpose of discharging the Authority's functions for dealing with stray dogs.	•				
EHL209	To deal with dangerous trees under the provisions of section 23 of the Local Government (Miscellaneous Provisions) Act 1976, in cases of emergency.	•				
EHL210	To take all necessary action with regard to the service of notices and the execution of works and the recovery of costs under legislation relating to injurious weeds.	•				
EHL211	To take all necessary action with regard to unauthorised dumping under section 33 of the Environmental Protection Act 1990.	•				
EHL212	To designate "appointed officers" in accordance with the Dutch Elm Disease (Local Authorities) Order 1984.	•				
EHL213	In consultation with the Director of Resources to deal with the provision of Christmas trees and associated arrangements.	•				
EHL214	To take all necessary action, including issuing any instructions for prosecution, in connection with those sections of the Clean Neighbourhoods and Environment Act 2005 and associated regulations which relate to highways, nuisance and/or abandoned vehicles, flyposting, transport of waste materials, noise nuisance and abandoned shopping trolleys.	•				
EHL215	To be responsible for the control, management, inspection and letting of allotments including the authority to issue and sign allotment agreements.	•				
EHL216	To serve Notices to Quit in relation to the removal of dilapidated structures from allotments.	•				

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
Proposals for reallocation of existing delegations in the Scheme of Delegation to Officers**

Transport (Engineering Services)

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL217	To issue permits under section 19 of the Transport Act 1985 and the Section 19 Permit Regulations 2009 (or any amended Section 19 Permit Regulations) in relation to minibuses.				•	
EHL218	To submit on behalf of the Authority observations on traffic regulation conditions in relation to bus service registrations made under the Transport Act 1985.				•	
EHL219	To approve the making of Traffic Regulation Orders where there are no objections and the issue of Notices under the Road Traffic Regulation Act 1984.				•	
EHL220	To approve applications for permission to place public kiosks, feeder pillars, electric pillars, clocks and any other similar structures on or over public highways.				•	
EHL221	To determine requests for the repositioning of street furniture to allow access to private premises.				•	
EHL222	To object where necessary on behalf of the Authority as Highway Authority to the granting or renewal of a vehicle operators' licence and to authorise the Head of Engineering, to appear before the Licensing Authority to support such objection if considered necessary.				•	
EHL223	To carry out minor traffic management measures not requiring Traffic Regulation Orders and costing less than £10,000 subject to the necessary finance being available in the approved budget.				•	

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL224	To manage the use and enforcement of on and off street parking, waiting and loading restrictions, bus lane enforcement and other items under the Traffic Management Act 2004, the Road Traffic (Permitted Parking Area and Special Parking Area) (Metropolitan Borough of North Tyneside) Order 2007, the Civil Enforcement of Parking Contraventions (Approved Devices) (England) Order 2007, the Civil Enforcement of Parking Contraventions (England) General Regulations 2007, the Civil Enforcement of Parking Contraventions (England) Representations and Appeals Regulations 2007, the Civil Enforcement Officers (Wearing of Uniforms) (England) Regulations 2007, the Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) 2007 and the Bus Lane Contraventions (Approved Local Authorities) (England) (Amendment) (No 3) Order 2007, the 2015 Deregulation Bill and any subsequent amending legislation or further legislation regarding parking contraventions.				•	
EHL225	To serve notices under section 112 of the Road Traffic Regulation Act 1984 on registered keepers of vehicles requiring them to notify the Authority of the name and address of the driver.				•	
EHL226	To decide upon applications for the issue of parking permits for the parking of vehicles in "permit holders only" parking places established by the Authority under the Road Traffic Regulation Act.				•	
EHL227	To take all necessary action with regard to the parking of caravans on unlicensed areas of the Borough.				•	
EHL228	To sign orders with public utilities.				•	
EHL229	To grant Street Works Licences under section 50 of the New Roads and Street Works Act 1991.				•	
EHL230	To determine the priority for the surfacing of roads.				•	

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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL231	Alteration to existing highways and adoption of new streets as highways repairable at the public expense in accordance with the Highways Act 1980 (and amendment).				•	
EHL232	To determine applications for licences to display goods in accordance with section 20 Schedule 5, of the Local Government (Miscellaneous Provisions) Act 1982.				•	
EHL233	The following functions under the Highways Act: a) To consent to the deposit of building materials and making excavations in streets (section 171); b) To consent to hoardings being set up during building operations (section 172); c) To permit the deposit of a builder's skip on a highway under section 139 and to impose a charge for this under section 140A; d) To serve Notices regarding vehicular crossings over footways; e) To grant Licences regarding the placing of apparatus in or under highways; f) To exercise the Authority's powers to enter land for purposes of a survey; g) Control of scaffolding on highways; h) To remove unauthorised signs on the highway; i) To authorise the erection of stiles on footpaths or bridleways (section 147); j) To license planting, retention and maintenance of trees etc in part of a highway (section 142); k) To licence works in relation to building etc. which obstruct the highway (section 169); l) To restrict the placing of rails, beams etc. over highways (section 178); m) To consent to the construction of cellars etc. under streets (section 179); n) To consent to the making up of openings into cellars etc. under streets and pavement lights and ventilators (section 180); o) To authorise the serving of a notice under section 154 requiring the cutting or felling of trees which overhang or are a danger to highways; p) To serve notices under section 151 on owners or occupiers of land to execute works to prevent soil or refuse from that land from falling or being washed on to the street; q) To exempt new buildings from the Advance Payments Code under sub-sections (c), (f), (h) and				•	

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	<p>(k) of section 219; r) To serve notices under section 220 requiring payment of appropriate private street works charges; s) To make refunds under sections 221 and 222 of the Act on the works being wholly or in part carried out; t) In consultation with the Director of Law and Governance to deal with all matters in relation to any proposal to close or divert highways, footpaths and bridleways in accordance with sections 116, 117, 118, 119 and section 25 & 26 (creating footpaths, bridleways and restricted byways). u) To serve any notices under section 130A in response to receipt of notices to enforce duty regarding public paths. v) To serve a notice on an occupier of land under section 134 to make good the surface of a path or way to not less than its minimum width and to comply with other requirements of the notice. w) On application, granting an extension to the relevant period given to an occupier to make good the surface of a path or way under section 134. x) To Authorise works disturbing a footpath, bridleway or restricted byway and making an order (with or without conditions) authorising such work under section 135. y) To Authorise the making good of any damage or removal of any obstruction under section 135B. z) To serve a notice on an occupier of land under section 137A ensuring that the line on the ground of any relevant highway is indicated to not less than its minimum width and to prevent crops from encroaching on any relevant highway as to render it inconvenient for the exercise of the public right of way. aa) To be given authority to require the owner of a skip to remove or reposition it or cause it to be removed or repositioned under section 140 and to serve any notices in accordance with this section and to recover reasonable expenses for the removal or repositioning of the skip. bb) To authorise the serving of a notice under section 141 requiring the owner or occupier of land in which a tree or shrub is planted to remove it. cc) To license (with or without conditions) planting, retention and maintenance of trees etc. in part of a highway under section 142. dd) To authorise the serving of a notice under section 143 requiring the</p>					
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**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
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	<p>removal of structures from a highway. ee) To authorise the serving of a notice under section 145 requiring the owner of a gate to enlarge the gate or remove it. ff) To authorise the serving of a notice under section 147 requiring the owner or occupier to repair or make good a stile, gate or other works and to recover from the owner or occupier any amount reasonably incurred by the Authority in exercising its powers under this section. gg) To authorise the entering into an agreement under section 147ZA. hh) To authorise the serving of a notice under section 149 requiring the removal of things deposited on a highway. ii) To authorise the serving of a notice under section 152 requiring the removal of a projection from a building. jj) To authorise the serving of a notice under section 163 in relation to the prevention of water falling on or flowing on to a highway. kk) To authorise the serving of notices under sections 164, 165 and 166 in relation to danger or annoyance to users of highways or streets. ll) To set charges for work undertaken under section 169 or section 171. mm) To grant a licence in relation to the construction of a bridge or buildings over a highway (sections 176 and 177). nn) To give consent to the placing of rails, beams etc. over highways (section 178). oo) To give consent and serve notices in relation to cellars etc. (sections 179 and 180). pp) Following consultation with the Cabinet Member for Environment and Transport, to authorise the serving of notices, undertake works and recover any amount reasonably incurred by the Authority in relation to vehicle crossings over footways and verges (section 184). qq) To authorise the carrying out of any works under Schedule 12A and the recovery of expenses incurred by the Authority in undertaking any such works. rr) To serve any other notices that may be required to be served under the Highways Act 1980 that are not referred to above.</p>					
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**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
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Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL234	To determine applications received for permission to display temporary advertisements on selected street lighting columns within the Authority's policy of permitting such advertising for charitable and suitable noncommercial events only.				•	
EHL235	To arrange for the removal of vehicles under section 3 of Refuse Disposal (Amenity) Act 1978, section 99 of the Road Traffic Regulation Act 1984, Part II of the Removal and Disposal of Vehicles Regulations 1986 and section 11 of Clean Neighbourhoods and Environment Act 2005 that are illegally, obstructively or dangerously parked, abandoned or broken down on a road and the removal and disposal of abandoned vehicles generally.				•	
EHL236	To make application to the Department for Transport in respect of the closure or diversion of a highway that is consequential of planning permission for development in accordance with section 247 of the Town and Country Planning Act 1990.				•	
EHL237	To deal with all matters in relation to the closure of highways as a consequence of planning permission for development in accordance with section 257 of the Town and Country Planning Act 1990.				•	
EHL238	To make all necessary arrangements to convert a footway to a cycle track with a right of way on foot under sections 65 and 66 of the Highways Act 1980.				•	
EHL239	To make all necessary arrangements in respect of Orders under section 3 of the Cycle Tracks Act 1984 for the conversion of all or any part of a footpath to a Cycle Track. Waste management				•	

**General and Specific Delegations currently authorised to the Director of Environment, Housing and Leisure (Officer Delegation Scheme Version 18)-
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Waste management

Ref	Delegation	Director of Environment	Director of Housing and Property Services	Director of Public Health	Director of Regeneration and Economic Development	Director of Commissioning and Asset Management
EHL240	To inspect premises for the assessment of charges for refuse collection and waste disposal, in accordance with the Control of Pollution Act (COPA) 1974, Environmental Protection Act 1990 and Controlled Waste (England and Wales) Regulations 2012.	•				
EHL241	To determine waste disposal licences and resolutions under the Waste Disposal Regulations, section 34 of the Environmental Protection Act 1990.	•				
EHL242	To extend the provision of Authority services into new developments within the Borough, as required by the Control of Pollution Act (COPA) 1974, and section 46 of the Environmental Protection Act 1990.	•				
EHL243	To make arrangements for the separate collection of recyclable waste under the Household Waste recycling Act 2003, and Waste (England and Wales) (Amendment) Regulations 2012.	•				
EHL244 EHL245	To exercise the powers and duties of the Authority under Parts II and IV of the Environmental Protection Act, 1990. To deal with all matters falling to the regulator under The Environmental Protection (Plastic Straws, Cotton Buds and Stirrers) (England) Regulations 2020	•				