

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

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### Schedule 1 – Functions NOT to be the responsibility of the Cabinet.

For the sake of clarity, the functions set out in Column 1 of the Schedule below include:

- the imposition of any condition, limitation or other restriction on an approval, consent, licence, permission or registration granted, and the determination of any other terms to which any approval, consent, licence, permission or registration is to be subject (Regulation 3(2)(a) and 3(2)(b)).
- the determining whether, and in what manner, to enforce
  - any failure to comply with an approval, consent, licence, permission or registration granted in the exercise of a function specified in this column.
  - any failure to comply with a condition, limitation or term to which any such approval, consent, licence, permission or registration is subject; or
  - any other contravention in relation to a matter with regard to which the function of determining an application for approval, consent, licence, permission or registration would not be the responsibility of an executive of the authority. (Regulation 3(3))
- the amending, modifying or varying any such approval, consent, licence, permission or registration granted or any condition, limitation, restriction or term or the suspension or the revoking any such approval, consent, licence, permission or registration(Regulation 3(4))

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Column 1	Column 2	Column 3	Column 4	Column 5
Function (including): <sup>1</sup>	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
<b>A</b> Functions relating to town and country planning and development control				
<b>A1</b> Power to determine applications for planning permission.	Sections 70(1)(a) and (b) and 72 of the Town and Country Planning Act 1990 (c 8).	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to the <del>Strategic Director – Place, and / or the Head of Regeneration, Property and Commissioning</del> Head of Property, Planning and Public Protection and / or the Lead Professional – Development Management (together called “Relevant Planning Officer”) with the ability to further sub-delegate.	In the following circumstances the responsibility will lie with the Planning, Taxi Licensing and Rights of Way Committee and not the Relevant Planning Officer.  A. Where the Relevant Planning Officer considers that the planning function should be dealt with by the Planning, Taxi Licensing and Rights of Way Committee and not by a Relevant Planning Officer.
<b>A2</b> Power to determine applications to develop land without compliance with conditions previously attached.	Section 73 of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to the Lead Professional – Development Management <del>in consultation with the Chair of the Planning, Taxi Licensing and Rights of Way Committee .</del>	B. Where the planning application in question constitutes a material departure from the Development Plan and the view of the Relevant Planning Officer is that
<b>A3</b> Power to grant planning permission for development already carried out.	Section 73A of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate	
<b>A4</b> Power to decline to determine application	Section 70A of the Town and Country Planning Act	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant	

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<sup>1</sup> Regulation 3 of the Local Authorities (Executive Arrangements)(Functions and Responsibilities)(Wales)Regulations 2007

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for planning permission.	1990.		Planning Officer with the ability to further sub-delegate	the planning application should be approved;
<b>A5</b> Duties relating to the making of determinations of planning applications.	Sections 69, 76 and 92 of the Town and Country Planning Act 1990 and Articles 8, 10 to 13, 15 to 22 and 25 and 26 of the Town and Country Planning (General Development Procedure) Order 1995 (SI 1995/419) and directions made there under.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate	C. Where the planning application is made by or on behalf of the County Council or relates to or affects Council land or premises (whether or not actually occupied by the Council) ;  With the exception of:
<b>A6</b> Power to determine applications for planning permission made by a local authority, alone or jointly with another person.	Section 316 of the Town and Country Planning Act 1990 and the Town Country Planning General Regulations 1992 (SI 1992/1492).	Planning, Taxi Licensing and Rights of Way Committee	<del>No delegation</del> <u>Subject to column 5</u> <u>Delegated to Relevant Planning Officer</u>	<ul style="list-style-type: none"> <li>• <u>Discharge of conditions applications;</u></li> <li>• <u>Non-material amendment application;</u></li> <li>• <u>Application and notifications relating to Trees</u></li> </ul>
<b>A7</b> Power to make determinations, give approvals and agree certain other matters relating to the exercise of permitted development rights.	Parts 6, 7, 11, 17, 19, 20, 21 to 24, 30 and 31 of Schedule 2 to the Town and Country Planning (General Permitted Development) Order 1995 (SI 1995/418).	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate	<ul style="list-style-type: none"> <li>• <u>Prior notifications as specified in Part 6, 7, 11 &amp; 31 of the Town and Country Planning (General Permitted Development) Order 1995 (as amended);</u></li> </ul>
<b>A8</b> Power to enter into planning obligation, regulating development or use of land.	Section 106 of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate  PROVIDED ALWAYS that when exercising this power the Relevant Planning Officer (and the Planning, Rights of Way and Taxi Licensing	<ul style="list-style-type: none"> <li>• <u>Hedgerow notifications;</u></li> <li>• <u>Applications for pre-application advice</u></li> <li>• <u>Land which forms part of the highway verge</u></li> </ul> <p><del>D. Where the planning application is required to be accompanied by an</del></p>

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			Committee in the event of that committee exercising that power) shall stipulate the time limit within which such agreement shall be concluded. In the event that it is not concluded within such time limit, the Relevant Planning Officer (or as the case may be the Planning, Rights of Way and Taxi Licensing Committee) shall refuse any related Planning Application, unless satisfied that the delay is unavoidable and that there is sufficient evidence for him / her / the committee to conclude that the matter will be concluded within a further reasonable time period, whereupon a fresh time limit shall be imposed.	<b>Environmental Statement under the EIA Regulations;</b>  <b>E.D.</b> Where the planning application is submitted by or on behalf of any Member or any member of staff employed in Development <b>Control/Management</b> , the Chief Executive, <b>Strategic Directors and</b> Directors, Heads of Service, or officers who are in regular contact with Development <b>Control/Management</b> .  <b>F.E.</b> Where a Councillor registers a request in accordance with the Planning Call-In Procedure set out in the Planning Protocol in Section 19 that a planning application be referred to the Planning, Taxi Licensing and Rights of Way Committee for decision and not determined by the Relevant Planning Officer;
<b>A9</b> Power to issue a certificate of existing or proposed lawful use or development.	Sections 191(4) and 192(2) of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate	
<b>A10</b> Power to serve a completion notice.	Section 94(2) of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate	
<b>A11</b> Power to grant consent for the display of advertisements.	Section 220 of the Town and Country Planning Act 1990 and the Town and Country Planning (Control of Advertisements) Regulations 1992.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate	
<b>A12</b> Power to authorise	Section 196A of the Town	Planning, Taxi Licensing and	Subject to column 5	

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entry onto land.	and Country Planning Act 1990.	Rights of Way Committee	Delegated to Relevant Planning Officer with the ability to further sub-delegate	
<b>A13</b> Power to require the discontinuance of a use of land.	Section 102 of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	No delegation	
<b>A14</b> Power to serve a planning contravention notice, breach of condition notice or stop notice, <u>enforcement warning notice</u> and <u>temporary stop notice</u> .	Sections 171C, <u>171E</u> , <u>173ZA</u> , 187A and 183(1) of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate  PROVIDED ALWAYS that the Relevant Planning Officer before and during the exercise of this power shall have appropriate discussions with the Local Representative for the electoral division affected so that the Councillor may be fully appraised and have a proper opportunity of making his / her views known.	(See conditions at the top of the column)  (See conditions at the top of the column)  (See conditions at the top of the column)  (See conditions at the top of the column)
<b>A15</b> Power to issue an enforcement notice.	Section 172 of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate  PROVIDED ALWAYS that the Relevant Planning Officer before and during the exercise of this power shall have appropriate discussions with the Councillor for the electoral division affected so that the Local Representative	(See conditions at the top of the column)  (See conditions at the top of the column)

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			may be fully appraised and have a proper opportunity of making his / her views known.	
<b>A16</b> Power to apply for an injunction restraining a breach of planning control.	Section 187B of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate.  PROVIDED ALWAYS that the Relevant Planning Officer before and during the exercise of this power shall have appropriate discussions with the Local Representative for the electoral division affected so that the Councillor may be fully appraised and have a proper opportunity of making his / her views known.	(See conditions at the top of the column)
<b>A17</b> Power to determine applications for hazardous substances consent, and related powers.	Sections 9(1) and 10 of the Planning (Hazardous Substances) Act 1990 (c 10).	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate	(See conditions at the top of the column)
<b>A18</b> Duty to determine conditions to which old mining permissions, relevant planning permissions relating to dormant sites or active Phase I or II sites, or mineral permissions relating to mining sites, as the case may be,	Paragraph 2(6)(a) of Schedule 2 to the Planning and Compensation Act 1991, paragraph 9(6) of Schedule 13 to the Environment Act 1995 (c 25) and paragraph 6(5) of Schedule 14 to that Act.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate  PROVIDED ALWAYS that the Relevant Planning Officer before and during the exercise of this power shall	

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are to be subject.			have appropriate discussions with the Councillor for the electoral division affected so that the Local Representative may be fully appraised and have a proper opportunity of making his / her views known.	(See conditions at the top of the column)
<b>A19</b> Power to require proper maintenance of land.	Section 215(1) of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate	(See conditions at the top of the column)
<b>A20</b> Power to determine applications for listed building consent, and related powers.	Sections 16(1) and (2), 17 and 33(1) of the Planning (Listed Buildings and Conservation Areas) Act 1990 (c 9).	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate.	(See conditions at the top of the column)
<b>A21</b> Power to determine applications for conservation area consent.	Section 16(1) of the Planning (Listed Buildings and Conservation Areas) Act 1990, as applied by section 74(3) of that Act).	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate	(See conditions at the top of the column)
<b>A22</b> Duties relating to applications for listed building consent and conservation area consent.	Section 13(1) of the Planning (Listed Buildings and Conservation Areas) Act 1990 and regulations 3 to 13 of the Planning (Listed Buildings and Conservation Areas) Regulations 1990 <del>and paragraph 127 of the Welsh Office circular 64/96: Planning and the Historic Environment: Historic Buildings and Conservation Areas.</del>	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate	(See conditions at the top of the column) (See conditions at the top of the column) (See conditions at the top of the column)
<b>A23</b> Power to serve a building preservation	Sections 3(1) and 4(1) of the Planning (Listed	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant	(See conditions at the top of the column)

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notice, and related powers.	Buildings and Conservation Areas) Act 1990.		Planning Officer with the ability to further sub-delegate	
<b>A24</b> Power to issue a listed building enforcement notice.	Section 38 of the Planning (Listed Buildings and Conservation Areas) Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate.  PROVIDED ALWAYS that the Relevant Planning Officer before and during the exercise of this power shall have appropriate discussions with the Councillor for the electoral division affected so that the Local Representative may be fully appraised and have a proper opportunity of making his / her views known.	(See conditions at the top of the column)  (See conditions at the top of the column)
<b>A25</b> Powers to acquire a listed building in need of repair and to serve a repairs notice.	Sections 47 and 48 of the Planning (Listed Buildings and Conservation Areas) Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	No delegation	
<b>A26</b> Power to apply for an injunction in relation to a listed building.	Section 44A of the Planning (Listed Buildings and Conservation Areas) Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate.  PROVIDED ALWAYS that the Relevant Planning Officer before and during the exercise of this power shall have appropriate discussions with the Councillor for the electoral division affected so	(See conditions at the top of the column)  (See conditions at the top of



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			that the Local Representative may be fully appraised and have a proper opportunity of making his / her views known.	the column)
<b>A27</b> Power to execute urgent works.	Section 54 of the Planning (Listed Buildings and Buildings in Conservation Areas) Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate.	
<b>A28</b> Power related to mineral working.	Schedule 9 of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	No delegation	
<b>A29</b> Power related to footpaths and bridleways.	Section 257 of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative subject to consultation with Development Management.	(See conditions at the top of the column)
<b>A30</b> Power as to certification of appropriate alternative development.	Section 17 of the Land Compensation Act 1961 (c 33).	Planning, Taxi Licensing and Rights of Way Committee	Subject to column 5 Delegated to Relevant Planning Officer with the ability to further sub-delegate	(See conditions at the top of the column)
<b>A31</b> Duties in relation to purchase notices.	Sections 137-144 of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	No delegation	(See conditions at the top of the column)
<b>A32</b> Powers related to blight notices.	Sections 149-171 of the Town and Country Planning Act 1990.	Planning, Taxi Licensing and Rights of Way Committee	No delegation	(See conditions at the top of the column)  (See conditions at the top of the column)  (See conditions at the top of the column)

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Column 1	Column 2	Column 3	Column 4	Column 5
<b>B</b> Licensing and registration functions (in so far as not covered by any other paragraph of this Schedule) including: <sup>2</sup>	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
<b>B1(a)</b> Power to issue licences (not the granting of Planning Permission) authorising the use of land as a caravan site for static holiday homes and touring sites ("site licences").	Section 3(3) of the Caravan Sites and Control of Development Act 1960 (c 62).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the appropriate officer with the ability to further sub-delegate.	A licence cannot be given before appropriate planning permission has been obtained.
<b>B1(b)</b> Power to issue licences (not the granting of Planning Permission) authorising the use of land as a caravan site for residential purposes ("site licences").	Mobile Homes (Wales) Act 2014.	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the appropriate officer with the ability to further sub-delegate.	A licence cannot be given before appropriate planning permission has been obtained.
<b>B2</b> Power to license the use of moveable dwellings and camping sites.	Section 269(1) of the Public Health Act 1936 (c 49).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the appropriate officer with the ability to further sub-delegate.	A licence cannot be given before appropriate planning permission has been obtained.

<sup>2</sup> Regulation 3 of the Local Authorities (Executive Arrangements)(Functions and Responsibilities)(Wales)Regulations 2007

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Column 1	Column 2	Column 3	Column 4	Column 5
<b>B</b> Licensing and registration functions (in so far as not covered by any other paragraph of this Schedule) including: <sup>3</sup>	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
<b>B3</b> Power to license hackney carriages and private hire vehicles.	<p>(a) as to hackney carriages, the Town Police Clauses Act 1847 (10 &amp; 11 Vict c 89), as extended by section 171 of the Public Health Act 1875 (38 &amp; 39 Vict c 55), and section 15 of the Transport Act 1985 (c 67); and sections 47, 57, 58, 60 and 79 of the Local Government (Miscellaneous Provisions) Act 1976 (c 57);</p> <p>(b) as to private hire vehicles, sections 48, 57, 58, 60 and 79 of the Local Government (Miscellaneous Provisions) Act 1976.</p>	Planning, Taxi Licensing and Rights of Way Committee	<p>(i) <del>(i) – Power to issue hackney carriage and private hire vehicle licences delegated to the relevant officer.</del></p> <p>(ii) In respect of unfit vehicles, power is delegated to the relevant officer to suspend the use of the vehicle.</p> <p>(iii) Issues relating to the suitability of a vehicle are to be considered by a Sub-Committee.</p> <p>(iv) Issues relating to the use of a vehicle contrary to the Intended Use Policy for Hackney Carriages are to be considered by a Sub-Committee.</p>	

<sup>3</sup> Regulation 3 of the Local Authorities (Executive Arrangements)(Functions and Responsibilities)(Wales)Regulations 2007

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Column 1	Column 2	Column 3	Column 4	Column 5
<b>B</b> Licensing and registration functions (in so far as not covered by any other paragraph of this Schedule) including: <sup>4</sup>	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
<b>B4</b> Power to license drivers of hackney carriages and private hire vehicles.	Sections 51, 53, 54, 59, 61 and 79 of the Local Government (Miscellaneous Provisions) Act 1976.	Planning, Taxi Licensing and Rights of Way Committee	<p>(i) <u>Power to license driver</u>  <del>D</del> delegated to the relevant officer.</p> <p>(ii) <u>Where in the officers opinion the applicant does not meet</u> <del>(with the ability to further sub-delegate) save where there is consideration as to whether the applicant has satisfied</del> the “Fit and Proper Criteria” in general and in particular to the Council’s Policy on Treatment of Convictions, Cautions and Charges and the DVLA medical fitness criteria <u>the matter will be referred to the</u></p>	

<sup>4</sup> Regulation 3 of the Local Authorities (Executive Arrangements)(Functions and Responsibilities)(Wales)Regulations 2007

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			<p>(iii) <u>sub-committee</u> In respect of <u>licensed drivers</u> <u>who in the</u> <u>officers opinion</u> <u>no longer meet</u> <u>the 'Fit and</u> <u>Proper' criteria,</u> <u>power is</u> <u>delegated to the</u> <u>relevant officer</u> <u>to suspend the</u> <u>licence.</u></p> <p>(iv) Following <u>suspension</u> under (iii) above, for those <u>licensed drivers</u> <u>who in the</u> <u>officers opinion</u> <u>no longer meet</u> <u>the 'Fit and</u> <u>Proper' criteria,</u> <u>power is</u> <u>delegated to the</u> <u>sub-committee</u> <u>to revoke the</u> <u>licence</u></p>	
<b>B5</b> Power to license operators of private hire vehicles.	Sections 55 to 58, 62 and 79 of the Local Government (Miscellaneous Provisions) Act 1976.	Planning, Taxi Licensing and Rights of Way Committee	<p>(i) <u>Power to license operator</u> <u>delegated to the</u> <u>relevant officer.</u></p> <p>(ii) <u>Where in the</u> <u>officers opinion</u> <u>the applicant</u> <u>does not meet</u> <u>the "Fit and</u> <u>Proper Criteria"</u> <u>in general and in</u></p>	

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			<p style="text-align: center;"><u>particular to the Council's Policy on Treatment of Convictions, Cautions and Charges the matter will be referred to the sub-committee</u></p> <p>(iii) <u>In respect of licensed operators who in the officers opinion no longer meet the 'Fit and Proper' criteria, power is delegated to the relevant officer to suspend the licence.</u></p> <p>(iv) <u>Following suspension under (iii) above, for those licensed operators who in the officers opinion no longer meet the 'Fit and Proper' criteria, power is delegated to the sub-committee to revoke the licence</u></p> <p style="color: red;">Delegated to the relevant officer (with the ability to further sub-delegate) save</p>	
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			where there is consideration as to whether the applicant has satisfied the "Fit and Proper Criteria" in general and in particular to the Council's Policy on Treatment of Convictions, Cautions and Charges.	
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Column 1	Column 2	Column 3	Column 4	Column 5
<b>B</b> Licensing and registration functions (in so far as not covered by any other paragraph of this Schedule) including: <sup>5</sup>	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
<b>B12</b> Power to issue entertainments licences.	Section 12 of the Children and Young Persons Act 1933 (c 12)	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B13</b> Power to license sex shops and sex cinemas.	The Local Government (Miscellaneous Provisions) Act 1982, section 2 and Schedule 3.	Planning, Taxi Licensing and Rights of Way Committee	Uncontested applications delegated to the relevant officer with the ability to further sub-delegate. Contested applications will be considered by a Sub-Committee.	
<b>B14</b> Power to license performances of hypnotism.	The Hypnotism Act 1952 (c 46).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B15</b> Power to license premises for acupuncture, tattooing, ear-piercing and electrolysis.	Sections 13 to 17 of the Local Government (Miscellaneous Provisions) Act 1982.	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B16</b> Power to license pleasure boats and pleasure vessels.	Section 94 of the Public Health Acts Amendment Act 1907 (c 53).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B17</b> Power to license market and street trading.	Part III of, and Schedule 4 to, the Local Government (Miscellaneous Provisions) Act 1982.	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	

<sup>5</sup> Regulation 3 of the Local Authorities (Executive Arrangements)(Functions and Responsibilities)(Wales)Regulations 2007



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<b>B</b> Licensing and registration functions (in so far as not covered by any other paragraph of this Schedule) including: <sup>6</sup>	<b>Provision of Act or Statutory Instrument</b>	<b>Delegated to</b>	<b>Sub-Delegation</b>	<b>Conditions and / or Limitations on Delegation and Sub-Delegation</b>
<b>B19</b> Power to license dealers in game and the killing and selling of game.	Sections 5, 6, 17, 18 and 21 to 23 of the Game Act 1831 (c 32); sections 2 to 16 of the Game Licences Act 1860 (c 90), section 4 of the Customs and Inland Revenue Act 1883 (c 10), section 27 of the Local Government Act 1894 (c 73), and section 213 of the Local Government Act 1972 (c 70).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B20</b> Power of register and license premises for the preparation of food.	Section 19 of the Food Safety Act 1990 (c 16).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	

<sup>6</sup> Regulation 3 of the Local Authorities (Executive Arrangements)(Functions and Responsibilities)(Wales)Regulations 2007

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Column 1	Column 2	Column 3	Column 4	Column 5
<b>B</b> Licensing and registration functions (in so far as not covered by any other paragraph of this Schedule) including: <sup>7</sup>	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
<b>B21</b> Power to license scrap yards.	Scrap Metal Dealers Act 2013.	Planning, Taxi Licensing and Rights of Way Committee	Sub-delegation to the relevant officer with the ability to further sub-delegate unless the applicant has relevant convictions under the Scrap Metal Dealers Act 2013 (Prescribed Offences and Relevant Enforcement Action) Regulations 2013 when such applications are to be determined by a Sub-Committee.	
<b>B22</b> Power to issue, amend or replace safety certificates (whether general or special) for sports grounds.	The Safety of Sports Grounds Act 1975 (c 52).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B23</b> Power to issue, cancel, amend or replace safety certificates for regulated stands at sports grounds.	Part III of the Fire Safety and Safety of Places of Sport Act 1987 (c 27).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	

<sup>7</sup> Regulation 3 of the Local Authorities (Executive Arrangements)(Functions and Responsibilities)(Wales)Regulations 2007

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Column 1	Column 2	Column 3	Column 4	Column 5
<b>B Licensing and registration functions (in so far as not covered by any other paragraph of this Schedule) including:<sup>8</sup></b>	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
<b>B25</b> Power to license premises for the breeding of dogs.	The Animal Welfare (Breeding of Dogs) (Wales) Regulations 2014.	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B26</b> Power to license pet shops and other establishments where animals are bred or kept for the purposes of carrying on a business.	Section 1 of the Pet Animals Act 1951 (c 35); section 1 of the Animal Boarding Establishments Act 1963 (c 43); the Riding Establishments Acts 1964 and 1970 (1964 c 70 and 1970 c 70); section 1 of the Breeding of Dogs Act 1973 (c 60), and sections 1 and 8 of the Breeding and Sale of Dogs (Welfare) Act 1999.	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B27</b> Power to register animal trainers and exhibitors.	Section 1 of the Performing Animals (Regulation) Act 1925 (c 38).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B28</b> Power to license zoos.	Section 1 of the Zoo Licensing Act 1981 (c 37)	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	

Column 1	Column 2	Column 3	Column 4	Column 5
<b>B Licensing and registration functions (in so far as not</b>	<b>Provision of Act or Statutory Instrument</b>	<b>Delegated to</b>	<b>Sub-Delegation</b>	<b>Conditions and / or Limitations on Delegation and Sub-Delegation</b>

<sup>8</sup> Regulation 3 of the Local Authorities (Executive Arrangements)(Functions and Responsibilities)(Wales)Regulations 2007

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

covered by any other paragraph of this Schedule) including: <sup>9</sup>				
<b>B29</b> Power to license dangerous wild animals.	Section 1 of the Dangerous Wild Animals Act 1976 (c 38).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B30</b> Power to enforce regulations in relation to animal by-products	Regulation 49 of the Animal By-products (Wales) Regulations 2006 (SI 1292 (W 127))	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B31</b> Power to license the employment of children.	Part II of the Children and Young Persons Act 1933 (c 12), byelaws made under that Part, and Part II of the Children and Young Persons Act 1963 (c 37).	Planning, Taxi Licensing and Rights of Way Committee	No delegation	
<b>B32</b> Power to approve premises for the solemnisation of marriages and the registration of civil partnerships.	Section 46A of the Marriage Act 1949 (c 76), section 6A of the Civil Partnership Act 2004 (c 33) and the Marriages and Civil Partnerships (Approved Premises) Regulations 2005 (SI 2005/3168).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the Solicitor to the Council with the ability to further sub-delegate.	

<sup>9</sup> Regulation 3 of the Local Authorities (Executive Arrangements)(Functions and Responsibilities)(Wales)Regulations 2007

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

Column 1	Column 2	Column 3	Column 4	Column 5
<b>B</b> Licensing and registration functions (in so far as not covered by any other paragraph of this Schedule) including: <sup>10</sup>	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
<b>B33</b> Power to register common land or town or village greens, except where the power is exercisable solely for the purpose of giving effect to-- (a) an exchange of lands effected by an order under section 19(3) or paragraph 6(4) of Schedule 3 to, the Acquisition of Land Act 1981 (c 67); or (b) an order under section 7 of the Commons Act 2006.	Regulation 6 of the Commons Registration (New Land) Regulations 1969 (SI 1969/1843).  The Commons Deregulation and Exchange Orders (Interim Arrangements) (Wales) Regulations 2012	Planning, Taxi Licensing and Rights of Way Committee	No delegation	
<b>B34</b> Power to register variation of rights of common.	Regulation 29 of the Commons Registration (General) Regulations 1966 (SI 1966/1471).	Planning, Taxi Licensing and Rights of Way Committee	No delegation	
<b>B35</b> Power to issue a permit to conduct charitable collections.	Section 68 of the Charities Act 1992.	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	

<sup>10</sup> Regulation 3 of the Local Authorities (Executive Arrangements)(Functions and Responsibilities)(Wales)Regulations 2007

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

Column 1	Column 2	Column 3	Column 4	Column 5
<b>B</b> Licensing and registration functions (in so far as not covered by any other paragraph of this Schedule) including: <sup>11</sup>	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
<b>B36</b> Power to grant consent for the operation of a loudspeaker.	Schedule 2 to the Noise and Statutory Nuisance Act 1993 (c 40).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B37</b> Power to grant a street works licence.	Section 50 of the New Roads and Street Works Act 1991 (c 22).	Cabinet	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B38</b> Duty to register the movement of pigs.	Regulations 21(3) and (4) of the Pigs (Records Identification and Movement) (Wales) Order 2004 (SI 2004/996 (W 104)).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B39</b> Power to enforce regulations in relation to the movement of pigs.	Regulation 27(1) of the Pigs (Records, Identification and Movement) (Wales) Order 2004/996 (W 104).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B40</b> Power to issue a licence to move cattle from a market.	Article 5(2) of the Cattle Identification Regulations 1998 (SI 1998/871).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	
<b>B41</b> Power to sanction use of parts of buildings for storage of celluloid.	Section 1 of the Celluloid and Cinematograph Film Act 1922 (c 35).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	

<sup>11</sup> Regulation 3 of the Local Authorities (Executive Arrangements)(Functions and Responsibilities)(Wales)Regulations 2007

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

Column 1	Column 2	Column 3	Column 4	Column 5
<b>B</b> Licensing and registration functions (in so far as not covered by any other paragraph of this Schedule) including: <sup>12</sup>	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
<b>B42</b> Duty to enforce and execute Regulations (EC) No 852/2004 and 853/2004 in relation to food business operators as further specified in regulation 5 of the Food (Hygiene) (Wales) Regulations 2006.	Regulation 5 of the Food (Hygiene) (Wales) Regulations 2006.	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	

<sup>12</sup> Regulation 3 of the Local Authorities (Executive Arrangements)(Functions and Responsibilities)(Wales)Regulations 2007

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

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Column 1	Column 2	Column 3	Column 4	Column 5
<b>C</b> <b>Functions relating to health and safety at work</b>	<b>Provision of Act or Statutory Instrument</b>	<b>Delegated to</b>	<b>Sub-Delegation</b>	<b>Conditions and / or Limitations on Delegation and Sub-Delegation</b>
<b>C1</b> Functions under any of the "relevant statutory provisions" within the meaning of Part I (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 those functions are discharged otherwise than in the authority's capacity as an employer.	Part I of the Health and Safety at Work etc Act 1974 (c 37).	Planning, Taxi Licensing and Rights of Way Committee	Delegated to the relevant officer with the ability to further sub-delegate.	



## **SECTION 13 – RESPONSIBILITY FOR FUNCTIONS**

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### **Schedule 2 – Council functions may be delegated to the Executive and other Member Bodies pursuant to Regulation 4 of the 2007 Regulations.**

For the sake of clarity, Full Council has delegated the functions set out in Column 1 of Schedule 2 to the Member Body set out in Column 3. Full Council reserves the right to remove such delegation.

Pursuant to Regulation 4(2), the functions in Column 1 so delegated may also be exercised by Full Council.

Nothing in this Schedule prevents the exercise of functions delegated to the Cabinet under Column 1 of this Schedule being sub-delegated by the Executive Leader under Rule 5.9.

For the purposes of this Schedule 2 “Rights of Way Officer” means either the Strategic Director, or the Director or the Head of Service responsible for the rights of way functions.

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

Column 1	Column 2 Provision of Act or Statutory Instrument	Column 3 Delegated to	Column 4 Sub-Delegation	Column 5 Conditions and / or Limitations on Delegation and Sub-Delegation
<b>18</b> Any of the following functions in respect of highways:				
(b) the functions contained in the following provisions of Part III of the Highways Act 1980 (creation of highways):	Part III of the Highways Act 1980 (c.66)	Planning, Taxi Licensing and Rights of Way Committee	No delegation	
(i) section 25-- creation of footpath, bridleway or restricted byway by agreement;	Part III of the Highways Act 1980 (creation of highways) – Section 25	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p><u>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</u></p> <p>(a) consent of local member(s);                      (b) consent of community council;                      (c) consent of landowner;</p>

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

Column 1	Column 2	Column 3	Column 4	Column 5
	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
(ii) section 26-- compulsory powers for creation of footpaths, bridleways or restricted byways;	Part III of the Highways Act 1980 (creation of highways) – Section 26	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</p> <p>(a) consent of local member(s);                      (b) consent of community council;                      (c) consent of landowner;</p>
(c) the functions contained in the following provisions of Part VIII of the Highways Act 1980 (stopping up and diversion of highways etc):				
(i) section 116--power of magistrates' court to authorise stopping up or diversion of highway;	Part VIII of the Highways Act 1980 (stopping up and diversion of highways etc) – Section 116	Planning, Taxi Licensing and Rights of Way Committee	No delegation	
(ii) section 117-- application for order under section 116 on behalf of another person;	Part VIII of the Highways Act 1980 (stopping up and diversion of highways etc) – Section 117	Planning, Taxi Licensing and Rights of Way Committee	No delegation	

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

Column 1	Column 2 Provision of Act or Statutory Instrument	Column 3 Delegated to	Column 4 Sub-Delegation	Column 5 Conditions and / or Limitations on Delegation and Sub-Delegation
(iii) section 118-- stopping up of footpaths, bridleways and restricted byways;	Part VIII of the Highways Act 1980 (stopping up and diversion of highways etc) – Section 118	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p><u>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</u></p> <ul style="list-style-type: none"> <li>(a) consent of local member(s);</li> <li>(b) consent of community council;</li> <li>(c) consent of landowner;</li> </ul>
(iv) section 118ZA-- application for a public path extinguishment order;	Section 57 of, and Part 1 of Schedule 6 to, the Countryside and Rights of way Act 2000 (c.37)	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p><u>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</u></p> <ul style="list-style-type: none"> <li>(a) consent of local member(s);</li> <li>(b) consent of community council;</li> <li>(c) consent of landowner;</li> </ul>

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

Column 1	Column 2	Column 3	Column 4	Column 5
	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
(v) section 118A--stopping up of footpaths, bridleways and restricted byways crossing railways;	Section 47 of, and Schedule 2 to, the Transport and Works Act 1992 (c.42)	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</p> <ul style="list-style-type: none"> <li>(a) consent of local member(s);</li> <li>(b) consent of community council;</li> <li>(c) consent of landowner;</li> </ul>
(vi) section 118B--stopping up of certain highways for purposes of crime prevention etc;	Section 57 of, and Part 1 of Schedule 6 to, the Countryside and Rights of way Act 2000 (c.37)	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</p> <ul style="list-style-type: none"> <li>(a) consent of local member(s);</li> <li>(b) consent of community council;</li> <li>(c) consent of landowner;</li> </ul>

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

Column 1	Column 2	Column 3	Column 4	Column 5
	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
(vii) section 118C-- application by proprietor of school for special extinguishment order;	Section 57 of, and Part 1 of Schedule 6 to, the Countryside and Rights of way Act 2000 (c.37)	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p><u>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</u></p> <p>(a) consent of local member(s);                      (b) consent of community council;                      (c) consent of landowner;</p>
(viii) section 119-- diversion of footpaths, bridleways and restricted byways;	Part VIII of the Highways Act 1980 (stopping up and diversion of highways etc) – Section 119	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p><u>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</u></p> <p>(a) consent of local member(s);                      (b) consent of community council;                      (c) consent of landowner;</p>

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

Column 1	Column 2	Column 3	Column 4	Column 5
	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
(ix) section 119ZA-- application for a public path diversion order;	Section 57 of, and Part 1 of Schedule 6 to, the Countryside and Rights of way Act 2000 (c.37)	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p><u>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</u></p> <p>(a) consent of local member(s);                      (b) consent of community council;                      (c) consent of landowner;</p>
(x) section 119A-- diversion of footpaths, bridleways and restricted byways crossing railways;	Section 47 of, and Schedule 2 to, the Transport and Works Act 1992 (c.42)	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p><u>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</u></p> <p>(a) consent of local member(s);                      (b) consent of community council;                      (c) consent of landowner;</p>

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

Column 1	Column 2	Column 3	Column 4	Column 5
	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
(xi) section 119B-- diversion of certain highways for purposes of crime prevention etc;	Section 57 of, and Part 1 of Schedule 6 to, the Countryside and Rights of way Act 2000 (c.37)	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p><u>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</u></p> <p>(a) consent of local member(s);                      (b) consent of community council;                      (c) consent of landowner;</p>
(xii) section 119C-- application by proprietor of school for special diversion order;	Section 57 of, and Part 1 of Schedule 6 to, the Countryside and Rights of way Act 2000 (c.37)	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p><u>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</u></p> <p>(a) consent of local member(s);                      (b) consent of community council;                      (c) consent of landowner;</p>



## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

Column 1	Column 2	Column 3	Column 4	Column 5
	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
(xiii) section 119D-- diversion of certain highways for protection of sites of special scientific interest;	Section 57 of, and Part 1 of Schedule 6 to, the Countryside and Rights of way Act 2000 (c.37)	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	<p>Conditions for Sub-Delegation (failing which matter must be referred to the Planning, Taxi Licensing and Rights of Way Committee):</p> <p>(a) consent of local member(s);                      (b) consent of community council;                      (c) consent of landowner;</p>
(xiv) section 120-- exercise of powers of making public path extinguishment and diversion orders;	Part VIII of the Highways Act 1980 (consultation with other authorities on cross boundary stopping up and diversion of highways etc) – Section 120	Planning, Taxi Licensing and Rights of Way Committee	The Rights of Way Officer or his / her duly authorised representative.	
(xv) section 121B-- register of applications;	Section 57 of, and Part 1 of Schedule 6 to, the Countryside and Rights of way Act 2000 (c.37)	Planning, Taxi Licensing and Rights of Way Committee	No delegation	

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

Column 1	Column 2	Column 3	Column 4	Column 5
	Provision of Act or Statutory Instrument	Delegated to	Sub-Delegation	Conditions and / or Limitations on Delegation and Sub-Delegation
(e) exercising functions under section 34 of the Wildlife and Countryside Act 1981 (limestone pavement orders); and	Section 34 of the Wildlife and Countryside Act 1981 (limestone pavement orders) (c.69) as amended by paragraph 83 of Schedule 11 to the Natural Environment and Rural Communities Act 2006 (c.16); by Section 27AA of the 1981 Act Section 34 has effect as if references to Natural England were references to the Countryside Council for Wales.	Planning, Taxi Licensing and Rights of Way Committee	No delegation	
(f) exercising functions under section 53 of the Wildlife and Countryside Act 1981 (duty to keep definitive map and statement under continuous review).	Section 53 of the Wildlife and Countryside Act 1981 (duty to keep definitive map and statement under continuous review) as amended by the Countryside and Rights of Way Act 2000 (c.37) (Section 51 and Part 1 of Schedule 5) and the Natural Environment and Rural Communities Act 2006 (c.16) (Section 70)	Planning, Taxi Licensing and Rights of Way Committee	No delegation	
<b>Miscellaneous Functions:</b>				
Cycle Track Conversion Orders	Cycle Tracks Act 1984 Cycle Tracks Regulations 1984	Cabinet	Planning, Taxi Licensing and Rights of Way Committee.	
<u>Powers relating to trees</u>	<u>Sections 197 to 214D of the Town and Country</u>	<u>Planning, Taxi Licensing and Rights of Way Committee</u>	<u>Subject to column 5 Delegated to the Relevant</u>	

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

	<u>Planning Act 1990 &amp; Town and Country Planning (Trees) Regulations 1999 (as amended).</u>		<u>Planning Officer with the ability to further sub-delegate</u>	
<u>Powers relating to the protection of important hedgerows.</u>	<u>The Hedgerows Regulations 1997 (S.I. 1999/1892)</u>	<u>Planning, Taxi Licensing and Rights of Way Committee</u>	<u>Subject to column 5 Delegated to the Relevant Planning Officer with the ability to further sub-delegate</u>	
<u>Powers to issue Screening and Scoping Opinions.</u>	<u>Sections 5, 7, 9, 10, 13 &amp; 15 of the Town and Country Planning (Environmental Impact Assessment) (Wales) Regulations 2016.</u>	<u>Planning, Taxi Licensing and Rights of Way Committee</u>	<u>Subject to column 5 Delegated to the Relevant Planning Officer with the ability to further sub-delegate</u>	
<u>Power to determine applications for non-material amendments.</u>	<u>Sections 96A of the Town and Country Planning Act 1990.</u>	<u>Planning, Taxi Licensing and Rights of Way Committee</u>	<u>Subject to column 5 Delegated to the Relevant Planning Officer with the ability to further sub-delegate</u>	
<u>Power to respond to consultation from other Local Planning Authorities on development proposals</u>	<u>Regulation 14 of the Town and Country (General Development Management Procedure) Order (Wales 2012 (S.I. 2012/808 (W.110))).</u>	<u>Planning, Taxi Licensing and Rights of Way Committee</u>	<u>Subject to column 5 Delegated to the Relevant Planning Officer in consultation with the Chair of the Planning, Taxi Licensing and Rights of Way Committee</u>	
<u>Powers to modify or discharge planning obligations regulating development or use of land.</u>	<u>Section 106A and 106B of the Town and Country Planning Act 1990</u>	<u>Planning, Taxi Licensing and Rights of Way Committee</u>	<u>Subject to column 5 Delegated to the Relevant Planning Officer with the ability to further sub-delegate</u>	
<u>Powers to determine applications for pre-application advice.</u>	<u>Section 61Z1 of the Town and Country Planning Act 1990</u>	<u>Planning, Taxi Licensing and Rights of Way Committee</u>	<u>Subject to column 5 Delegated to the Relevant Planning Officer with the ability to further sub-delegate</u>	
<u>Powers to issue a notice that application is not valid.</u>	<u>Section 62ZA of the Town and Country Planning Act 1990.</u>	<u>Planning, Taxi Licensing and Rights of Way Committee</u>	<u>Subject to column 5 Delegated to the Relevant Planning Officer with the ability to further sub-delegate</u>	
<u>Powers to provide pre-</u>	<u>Part 2 of The</u>	<u>Planning, Taxi Licensing and</u>	<u>Subject to column 5</u>	

## SECTION 13 – RESPONSIBILITY FOR FUNCTIONS

<u>application services</u>	<u>Developments of National Significance (Wales) Regulations 2016</u>	<u>Rights of Way Committee</u>	<u>Delegated to the Relevant Planning Officer</u>	
<u>Powers to submit a local impact report</u>	<u>Section 62I of the Town and Country Planning Act 1990</u>	<u>Planning, Taxi Licensing and Rights of Way Committee</u>	<u>Subject to column 5 Delegated to the Relevant Planning Officer in consultation with the Chair of the Planning, Taxi Licensing and Rights of Way Committee</u>	
<u>Power to determine discharge of condition applications</u>	<u>Section 71ZA of the Town and Country Planning Act 1990 and Part 23 of the Town and Country Planning (General Development Procedure) Order (Wales) 2012.</u>	<u>Planning, Taxi Licensing and Rights of Way Committee</u>	<u>Subject to column 5 Delegated to the Relevant Planning Officer with the ability to further sub-delegate</u>	
<u>Powers to object to the grant of an application for an operator's licence</u>	<u>Section 12 of the Goods Vehicles (Licensing of Operators) Act 1995</u>	<u>Planning, Taxi Licensing and Rights of Way Committee</u>	<u>Subject to column 5 Delegated to the Relevant Planning Officer with the ability to further sub-delegate</u>	

**Commented [WR2]:** What Conditions to be included in Column 5? Are they the same ones as on pages 4 and 5?