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The Directorate of Resources & Regeneration Scheme of Delegation

1. Purpose

- 1.1 The Resources & Regeneration Directorate scheme of delegation sets out the post titles of those officers whom the Executive Director for Resources & Regeneration has nominated to take decisions on areas from the Council and Mayoral Schemes of Delegation where responsibility has been delegated to the Executive Director for Resources & Regeneration.
- 1.2 This Scheme of Delegation will remain in force until it is amended or revoked by the Executive Director for Resources & Regeneration or via changes to the Council and Mayoral Schemes of Delegation.
- 1.3 The purpose of the Resources & Regeneration Directorate scheme of delegation is to be clear about which officer has been nominated to make delegated decisions within this directorate.
- 1.4 The scheme is subject to the Council's Constitution, the Council and Mayoral Schemes of Delegation, Financial Regulations and Standing Orders.
- 1.5 Heads of Service will continue to be responsible for running their own services and taking decisions in line with their service requirements unless specifically required in this scheme of delegation or determined by the Executive Director for Resources & Regeneration to seek other agreement.
- 1.6 Some decisions in this scheme of delegation will still be required to be taken directly by the Executive Director for Resources & Regeneration or the Head of Law, in their absence, they will nominate an appropriate officer/s to assume these responsibilities but, unless otherwise notified, the following nominations will apply:
 - Council-wide Section 151 financial decisions – Head of Corporate Resources as deputy S151 officer
 - Directorate financial decisions – Head of Financial Services
 - Legal decisions – Head of Law or Deputy Monitoring Officer/Principal Lawyers as appropriately nominated by the Head of Law
 - Corporate Personnel/Human Resources decisions - Head of Human Resources
 - Contract matters - Head of Corporate Resources
 - Planning – Head of Planning in relation to all Town & Country planning matters
 - Property & Programme matters - Assistant Director for Regeneration and Place
- 1.7 In addition to the above and as a result of the Executive Director acting in the position of the Chief Executive, the Executive Director has temporarily delegated all matters pertaining to Regeneration, including Planning, Traffic Management and Building Control, to the Executive Director for Customer Services.
- 1.8 All matters pertaining to Resources have been temporarily delegated to the Head of Corporate Resources, acting as the Chief Finance Officer. The Head of Financial Services is temporarily acting as Deputy Section 151 officer.

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- 1.8 Where the word 'nominee' is used, the nomination is to be made by the post holder referred to, in writing, and a record of all such nominations within the directorate must be kept in the directorate and be available for inspection at any time.
- 1.9 Where power is delegated to the Executive Director, and officers are nominated by him/her under this Scheme of Delegation, the power will be exercised in a manner that decisions are not made in isolation and that the decision maker takes into account the broader corporate implications for the Council. If officers take key decisions, as defined in Article 16 of the Constitution of the London Borough of Lewisham, the law requires them to comply with the prevailing access to information regulations. In addition, for key executive decisions which are to be taken by officers individually, the Chief Executive may, from time to time, put in place a procedure to ensure that officer decision making is exercised in a manner which reflects corporate considerations. Officers may only exercise delegated authority in relation to key executive decisions by complying with the procedures as stated in the Constitution.
- 1.10 Please note that when the DEP/CEP process is in place, the necessary authorisation as specified by the process is required before any spend can be initiated.

2. Scheme of Delegation

Unless required otherwise by law, the Constitution, the Council and Mayoral Schemes of Delegation or this Scheme of Delegation, the Executive Director for Resources & Regeneration nominates the following post holders to make the decisions set out in the table below as listed. Please note, throughout this document "Executive Director" refers specifically to the Executive Director for Resources and Regeneration unless specified otherwise. Where a Head of Service is referred to, it is the relevant and appropriate Head of Service that the authority is delegated to.

Area of delegation	Officer with delegated authority or their nominee
Day to day control and regulation of the Council's finances.	Executive Director
Overall co-ordination of council wide revenue and capital budget monitoring.	Head of Financial Services
Council wide accounting policies.	Head of Financial Services
Strategic oversight and monitoring of the overall directorate budget.	Head of Financial Services in consultation with the Group Finance Manager
Day to day control and monitoring of individual service budgets.	Budget holders

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<p>Budget Virements</p> <p>A Budget Virement is a transfer of a budget from the purposes for which Council originally voted in setting the Budget and Council Tax to another purpose (e.g. from one service to another), or another use (e.g. from pay to non-pay or vice versa).</p> <p>Revenue Budget Virements</p> <p>Within the Directorate</p> <p>Within the same Service area</p> <p>a) Up to £20k</p> <p>b) Up to £100k</p> <p>c) Up to £500k</p> <p>Across Service areas</p> <p>a) Up to £100k</p> <p>b) Up to £500k</p> <p>Cross Directorate</p> <p>a) Up to £100k</p> <p>b) Up to £500k</p> <p>All Revenue Budget Virements above these limits are reserved to Members</p> <p>Capital Budget Virements (on the Council's Capital Programme)</p>	<p>Group Finance Manager in consultation with the Head of Service</p> <p>Head of Financial Services or Head of Corporate Resources in consultation with Head of Service</p> <p>Executive Director</p> <p>Head of Financial Services or Head of Corporate Resources in consultation with the affected Heads of Service</p> <p>Executive Director</p> <p>Head of Financial Services or Head of Corporate Resources in consultation with the affected Heads of Service</p> <p>Executive Director (via Executive Management Team)</p>
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<p>Up to £500k</p> <p>Over £500k</p> <p>Budget Adjustments</p> <p>A Budget Adjustment is a transfer of a budget from one cost centre to another whilst retaining the original purpose for which the budget was approved.</p> <p>Within the same Service area in the same Directorate</p> <p>Across Service areas in the same Directorate</p> <p>Across Directorates</p> <p>Budget transfers relating to technical accounting adjustments</p> <p>Any items that fall outside the above definitions must be referred to the Head of Financial Services or the Head of Corporate Resources for further clarification</p> <p>Loans</p> <p>Approval of any loan for Treasury Management purposes and the Employee Loan Scheme (all other loan decisions are reserved to Members)</p>	<p>Executive Director</p> <p>Members</p> <p>Group Finance Manager</p> <p>Group Finance Manager in consultation with the affected Heads of Service</p> <p>Executive Directors of both Directorates</p> <p>Executive Director for Resources & Regeneration or Head of Financial Services or Head of Corporate Resources</p> <p>Executive Director for Resources and Regeneration</p>
<p>CONTRACTS</p> <p>Note:</p> <ul style="list-style-type: none"> • Certain decisions relating to contracts are reserved to Members: see the Mayoral Scheme of Delegation Section R. • The Contract Procedure Rules in the Constitution set out what the 'Categories' of contract are: see Rule 5.1 of Contract Procedure Rules. 	
<p>(Note that some decisions are reserved to Members; and other decisions may be affected by the requirements set out at 2 – 15 below)</p>	

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<p>1. Decisions relating to contracts</p> <p>a) where the estimated expenditure is £50,000 or less;</p> <p>b) where the estimated expenditure is over £50,000.</p>	<p>Head of Service</p> <p>Executive Director or nominee in accordance with their delegated financial limits</p>
<p>2. Contract Pre-tender authorisations (Contract Procedure Rules 3.1) (Note: see reservations to Members)</p>	<p>Executive Director or nominee in accordance with their delegated financial limits</p>
<p>3. Contract Competitive Quotes and Tenders (Contract Procedure Rules 5.1) Decisions about 'Permitted method of competition':</p> <p>a) All decisions other than those set out in b)</p> <p>b) Decisions about Category A or Category B contracts where the proposal is for use of a Framework Agreement or use of a Dynamic Purchasing System (either of which must have been established by the Council or a public sector body or bodies, be competitively tendered and be EU compliant)</p>	<p>Executive Director or nominee in accordance with their delegated financial limits</p> <p>Executive Director for Resources and Regeneration upon the advice of the Head of Law.</p>
<p>4. Two Stage Procurement Process (Contract Procedure Rules 5.8) Decisions about agreement on the shortlist following expressions of interest</p>	<p>Executive Director or nominee in accordance with their delegated financial limits upon the advice of the Head of Law.</p>
<p>5. Liquidated and Ascertained Damages (Contract Procedure Rules 9.3) Decisions that it is not appropriate to provide for liquidated damages</p>	<p>Executive Director for Resources and Regeneration upon the advice of the Head of Law.</p>
<p>6. Security and Guarantee (Contract Procedure Rules 9.4) Decisions about the sufficiency of security and/or guarantee for the due performance of a contract In relation to contracts with a value above £50,000</p>	<p>Executive Director for Resources and Regeneration upon the advice of the Head of Law.</p>
<p>7. Submission of Tenders (Contract Procedure Rules 10.1) Where the proposal is to take a different approach to that set out in Table 2 of Contract Procedure Rules</p>	<p>Executive Director for Resources and Regeneration upon the advice of the Head of Law.</p>
<p>8. Late Submissions, Errors etc. (Contract Procedure</p>	

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<p>Rules 10.5)</p> <p>a) Decisions to accept late tender or quotation (Contract Procedure Rules 10.5.1)</p> <p>b) Decisions to allow alteration of tenders (Contract Procedure Rules 10.5.3)</p>	<p>Executive Director or nominee in accordance with their delegated financial limits upon the advice of the Head of Law</p> <p>Executive Director for Resources and Regeneration or nominee in accordance with their delegated financial limits upon the advice of the Head of Law.</p>
<p>9. Contract Award – Energy and Water Contracts (Contract Procedure Rules 13) Decisions about award of those Energy and Water Contracts which are not reserved to Members</p>	<p>Executive Director for Resources and Regeneration</p>
<p>10. Contract Award – Contracts Exceeding the Written Estimate (Contract Procedure Rules 13, and see Rule 4.1). (Note: see reservations to Members) Decisions about award of contracts where the difference between ‘Expenditure per contract’ and the original ‘Estimated expenditure per contract’ is greater than the levels set out below:</p> <ul style="list-style-type: none"> • Goods or Services: difference is more than 10% and less than 20% subject to a maximum of £100,000; • Works: difference is more than 10% and less than 25% (subject to a maximum of £250,000). 	<p>Executive Director for Resources and Regeneration upon the advice of the Head of Law.</p>
<p>11. Insurance arrangements Decisions about insurance arrangements where either:</p> <ul style="list-style-type: none"> • The value of the premium payable does not exceed £3 million or • The insurance premium does not exceed the rate for the previous year by more than 10% 	<p>Executive Director for Resources and Regeneration</p>
<p>12. Execution of Contract (Contract Procedure Rules 14.3) (Note: see Contract Procedure Rules) Execution of contracts where the cumulative value is £200,000 or below but above £50,000</p>	<p>Executive Director or nominee in accordance with their delegated financial limits</p>
<p>13. Commencement of Contract (Contract Procedure Rules 15.2) Works contracts only: Decisions about use of a letter of intent</p>	<p>Executive Director for Resources and Regeneration or nominee in accordance with their delegated financial limits upon the advice of the Head of Law.</p>

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<p>14. Permitted Extension or Variation of Contracts or Framework Agreements (Contract Procedure Rules 17.7) (Note: see reservations to Members) Decisions about Permitted Extensions or Variations of Contracts or Framework Agreements in relation to expenditure at the levels set out below, whichever is the greater of -</p> <ul style="list-style-type: none"> • Where the value of an extension or variation is not more than 10% of the original contract, the value of that extension or variation; or • The value of the extension or variation is £500,000 or less (Goods or Services) or £1,000,000 or less (Works). 	<p>Executive Director or nominee in accordance with their delegated financial limits upon the advice of the Head of Law.</p>
<p>15. Exemption from the Contract Procedure Rules (Contract Procedure Rules 13 and 18) (Note: see reservations to Members) Decisions about exemption from the requirements of Contract Procedure Rules where there is no value involved or where the value is £500,000 or less (Goods or Services) or £1,000,000 or less (Works)</p>	<p>Executive Director for Resources and Regeneration upon the advice of the Head of Law.</p>
<p>Capital Finance Regulations</p> <p>To make decisions to earmark the proceeds of sale from asset disposals for expenditure on in/out schemes under the Local Authorities (Capital Finance) Regulations 1997 as amended, including (without limitation) regeneration projects and replacement of asset schemes subject to the approval of the schemes themselves having previously been approved by the Executive or the Executive Director for Resources & Regeneration under delegated powers.</p>	<p>Executive Director for Resources & Regeneration</p>
<p>Treasury Management.</p> <p>In so far as they are executive decisions, matters delegated to the Executive Director for Resources & Regeneration in accordance with the Council's Treasury Management Strategy from time to time.</p>	<p>Head of Corporate Resources</p>
<p>Grants and Assistance to Voluntary Organisations</p> <p>Unless the law, the Constitution, or the Mayoral Schemes of Delegation requires otherwise, the following executive powers are delegated to the Chief Executive and to each Executive Director in relation to grants and assistance to voluntary organisations:-</p> <p>(a) the power to make a grant or to give other assistance (excluding loans) to a voluntary organisation within their area of responsibility, where the total value of the assistance in money or moneys worth does not</p>	<p>Executive Director</p>

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<p>exceed £10,000</p> <p>(b) the power to reduce or withdraw a grant or other assistance, and the power to award a grant or give other assistance to a voluntary organisation (irrespective of the value of the grant or assistance) within their area of responsibility if the value of the change in grant is no more than 10% or £5,000, (whichever is the greater), than the grant awarded in the previous year.</p> <p>All grants considered to be sensitive or controversial to be included in the forward plan</p>	<p>Executive Director</p>
<p>Application for External Funding</p> <p><u>Revenue and Capital</u></p> <p>Approval of any application for external funding which is below £1 million with no match funding and/or revenue implications, or</p> <p>a) Is below £1 million, and</p> <p>b) would require match funding from the Council of below £250,000, and</p> <p>c) would have revenue implications of below £250,000 per annum</p> <p>Note: All other applications must be approved by Members.</p> <p><u>Capital Only</u></p> <p>Before submitting a report to Mayor and Cabinet to seek approval to bid for funding, an initial agreement to proceed must be sought from the Capital Programme Delivery Board.</p>	<p>Executive Director or in his/her absence Head of Corporate Resources or Head of Financial Services in consultation with the Capital Programme Delivery Board.</p>
<p>Subscriptions - affiliations to and payment of subscriptions to outside bodies up to a maximum of £25,000 per annum.</p> <p>Within own area of responsibility up to £5k</p> <p>Above £5k up to £25k</p>	<p>Head of Service</p> <p>Executive Director for Resources & Regeneration</p>
<p>Bad Debt Write Off</p> <p>Unless the law, the Constitution, or the Mayoral Schemes of Delegation require otherwise, the following executive powers are delegated to the officers in relation to bad debt:-</p>	

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<p>Bidding for External Work</p> <p>Decisions about whether the Council should bid for, and if successful, perform work or provide services to external bodies is delegated to the Chief Executive, to the extent that the proposed contract would relate to executive functions. Before exercising this function, the Chief Executive must first consult with the Head of Law and Executive Director for Resources & Regeneration. However, where the estimated value of the work exceeds £1 million per year, or £3 million in total whichever is the smaller, the Chief Executive shall not exercise this delegated power.</p>	<p>Chief Executive in consultation with the Executive Director for Resources & Regeneration and Head of Law</p>
<p>Delegation to the Head of Law</p> <p>a) The Head of Law has delegated authority to initiate, conduct and defend all proceedings brought by or against the Council in any court, Tribunal or Arbitration</p> <p>b) The Head of Law has delegated authority to settle proceedings for up to £500,000 subject to budgetary provision being available if she is of the opinion that it would be in the interests of the Council to do so.</p> <p>c) The Head of Law has delegated authority to settle proceedings up to £1 million if he/she is satisfied that it is in the interests of the Council to do so, has consulted with the Executive Director for Resources & Regeneration and she agrees with the terms of the proposed settlement. Decisions to settle proceedings for a sum above £1 million shall be taken by the Mayor.</p> <p>d) The Head of Law has delegated authority to act as the proper officer for those purposes listed in Table 6 of the Mayoral Schemes of Delegation</p>	<p>Head of Law</p> <p>Head of Law</p> <p>Head of Law</p> <p>Head of Law</p>
<p>Urban Regeneration - The urban regeneration function shall include but not be limited to:</p> <p>a) Urban regeneration (in so far as initiatives do not fall within the remit of another Executive Director).</p> <p>b) The management and implementation of urban regeneration initiatives including single regeneration schemes and housing regeneration schemes which have been approved by the executive including management of the housing investment programme and other capital programmes and resources ensuring effective financial control of resources and achievement of value for money, subject always to the approval of the Executive Director for Resources & Regeneration in relation to decisions about the</p>	<p>Assistant Director for Regeneration and Place</p> <p>Assistant Director for Regeneration and Place</p>

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<p>allocation of funds and expenditure.</p> <p>c) The provision & estate management of travellers' sites.</p> <p>d) Responsibility for matters relating to housing associations to the extent that such decisions relate to housing development and capital schemes.</p>	<p>Assistant Director for Regeneration and Place in conjunction with the Head of Crime Reduction and Supporting People</p> <p>Assistant Director for Regeneration and Place in conjunction with the Head of Housing Strategy</p>
<p>Planning and Economic Development – The Planning and Economic Development functions shall include but not be limited to:</p> <p>a) Town Planning and Economic Development.</p> <p>b) The encouragement and development of employment and training opportunities and facilities.</p>	<p>Head of Planning</p> <p>Head of Planning</p>
<p>Traffic Management - The Traffic function shall include, but not be limited to:</p> <p>Traffic Management and Regulation, Highways, Transport Planning, promotion of new projects and initiatives relating to the service area.</p>	<p>Assistant Director for Regeneration and Place</p>
<p>Property</p> <p>A) Acquisitions The acquisition of freehold and/or leasehold interest in land and property or other interest in land, subject to the necessary financial provision having been made and agreement by Asset Management Board and where the estimated capital value of the property does not exceed £500,000.</p> <p>Authority for the Council to take leases, licences, tenancies, wayleaves or easements (including renewal) of land and property subject to agreement by Asset Management Board where the estimated value does not exceed £50,000 p.a.</p>	<p>Assistant Director for Regeneration and Place in consultation with Head of Law or their nominee</p> <p>Assistant Director for Regeneration and Place in consultation with Head of Law or their nominee</p>
<p>B) Management</p> <p>In relation to all properties save dwelling houses let on secure tenancies, to take the following actions, provided where applicable, that the necessary financial provision has been made.</p> <p>1) The grant (including renewal) of leases, licences or tenancies of all Council owned land and property for a</p>	<p>Assistant Director for Regeneration and Place in</p>

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<p>rental or licence fee reflecting market value.</p> <p>2) The grant (including renewal) of wayleaves or easements over or affecting Council owned land and property, including licences of advertisement hoardings.</p> <p>3) The approval of rent or fee reviews of leases, licences, tenancies, wayleaves or easements granted or held by the Council.</p> <p>4) The alteration or waiver of terms and conditions of leases, licences, tenancies, wayleaves or easements granted or held by the Council.</p> <p>5) The approval of terms for the waiver, variation or amendment of covenants in transfer documents including those in respect of properties sold under the Right to Buy.</p> <p>6) The approval of the terms for the assignment, subletting, surrender or operation of a break clause of any lease, licence, tenancies, wayleaves or easements granted or held by the Council in any land or property.</p> <p>7) The approval of the terms for the settlement of any claim for dilapidations or other breaches of covenants in respect of land and property granted or held etc subject to necessary financial provision.</p> <p>8) The authorisation of service of notices under all legislation relating to Council land ownership.</p> <p>9) The instigation of court proceedings for the recovery of all monies owing to the Council and possession of land and property, including authorisation of the enforcement of a Court Order for Possession.</p>	<p>consultation with Head of Law or their nominee</p> <p>Assistant Director for Regeneration and Place in consultation with Head of Law or their nominee</p> <p>Assistant Director for Regeneration and Place in consultation with Head of Law or their nominee</p> <p>Assistant Director for Regeneration and Place in consultation with Head of Law or their nominee</p> <p>Assistant Director for Regeneration and Place in consultation with Head of Law or their nominee</p> <p>Assistant Director for Regeneration and Place in consultation with Head of Law or their nominee</p> <p>Head of Law in consultation with Assistant Director for Regeneration and Place</p> <p>Head of Law in consultation with the Assistant Director for Regeneration and Place</p> <p>Head of Law in consultation with the Assistant Director for Regeneration and Place</p>
<p>C) Declaring Property Surplus</p> <p>1) Upon being advised by the Executive Director for the Directorate using a property that it is surplus to the requirements of that Directorate, the Executive Director for Resources & Regeneration may, following consultation with other Directorates as to any alternative use for the property, and having first informed the ward members in which the property is situated, declare the property surplus to corporate requirements and authorise its disposal, if no alternative use is identified by Directorates, provided that the estimated disposal value of the property does</p>	<p>Assistant Director for Regeneration and Place in consultation with the Regeneration and Capital Programme Delivery Board</p>

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<p>not exceed £500,000.</p> <p>2) If a property no longer required for use by a Directorate is required for an alternative use, the Executive Director for Resources & Regeneration, having first informed ward members for the ward in which the property is situated, may authorise its appropriation to the new use and the book value at the time of change of use, for capital charge purposes</p> <p>3) If in the view of the Executive Director for Resources & Regeneration, a property ought to be disposed of notwithstanding a proposed alternative use, the matter shall be referred to the Executive for decision, ward members having first been informed as above.</p>	<p>Assistant Director for Regeneration and Place in consultation with the Regeneration and Capital Programme Delivery Board</p> <p>Assistant Director for Regeneration and Place in consultation with the Regeneration and Capital Programme Delivery Board</p>
<p>D) Disposal</p> <p>A Disposal is defined as the sale of the Council's freehold interest or the grant of a lease exceeding 7 years in length in consideration of a premium and/or ground rent. Disposals will be effected in such a way to ensure that the Council receives the best consideration reasonably obtainable and in accordance with the Property Disposal Procedures approved by the Executive from time to time. Any proposed disposal at less than the best consideration reasonably obtainable will be referred to the Executive for approval. All disposals will be subject to any necessary Ministerial Consents being obtained.</p> <p>1) Following the decision to dispose, the approval of the terms for the disposal, of land or property which has previously been declared surplus to requirements and approved for disposal either by the Executive or by the Executive Director for Resources & Regeneration acting under delegated authority, where the sale is by way of formal or informal tender or public auction and the estimated value or agreed sale price does not exceed £500,000.</p> <p>2) The decision to dispose, and the approval of the terms for the disposal, of land or property which has previously been declared surplus to requirements and approved for disposal either by the Executive or by the Executive Director for Resources & Regeneration acting under delegated authority, where the sale is by way of private treaty or to a special purchaser where the estimated value or agreed sale price does not exceed £500,000.</p> <p>3) The disposal of residential dwellings and agreement of sale terms where there is a legal obligation on the Council to sell where the sale price does not exceed £500,000.</p>	<p>Assistant Director for Regeneration and Place in consultation with the Head of Law or their nominee.</p> <p>Assistant Director for Regeneration and Place in consultation with the Head of Law or their nominee</p> <p>Assistant Director for Regeneration and Place in consultation with the Head of Law or their nominee</p>

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<p>4) The approval of terms for the disposal of mortgage repossession properties, subject to the other relevant provisions of this paragraph (d).</p> <p>5) The approval of terms for the disposal of vacant land and property in charge to the Council, subject to the other relevant provisions of this paragraph (d).</p> <p>6) The approval of the terms for the disposal of any residual freehold interest in a block/building to all leaseholders jointly, subject to all other relevant provisions of this paragraph (d). This is also subject all units having previously been sold and subject to the purchasers Solicitor's confirming that suitable arrangements will be entered into by all parties regulating the future management of the whole block/building.</p> <p>7) Authority to take such action as is necessary in accordance with agreed procedures concerning the disposal of land or property.</p> <p>8) The approval of the terms for the assignment, subletting, surrender or operation of any break clause of any lease, licence, tenancies, wayleaves or easements granted or held by the Council in any land or property which has been declared surplus to requirements.</p>	<p>Assistant Director for Regeneration and Place in consultation with the Head of Law or their nominee</p> <p>Assistant Director for Regeneration and Place in consultation with the Head of Law or their nominee</p> <p>Assistant Director for Regeneration and Place in consultation with the Head of Law or their nominee</p> <p>Assistant Director for Regeneration and Place in consultation with the Head of Law or their nominee</p> <p>Assistant Director for Regeneration and Place in consultation with the Head of Law or their nominee</p>
<p>E) Capital Finance Regulations</p> <p>The Executive Director of Resources & Regeneration will take decisions to earmark the proceeds of sale from asset disposals for expenditure on in/out schemes under the Local Authorities (Capital Finance and accounting) England Regulations 2003 as amended, including (without limitation) regeneration projects and replacement of asset schemes subject to the approval of the schemes themselves having previously been approved by the Executive or the Director of Regeneration & Asset Management under delegated powers.</p>	<p>Executive Director for Resources & Regeneration</p>
<p>F) Property - General</p> <p>a) In accordance with the provisions of Part IV I of the constitution, authority to sign property related documentation for or on behalf of the Council in relation to all powers delegated by this Scheme of Delegation save for documents to be entered into by way of deed.</p>	<p>Assistant Director for Regeneration and Place</p>

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b) Authority to agree terms and enter into agreements for any matter of a minor or urgent nature affecting land or property either owned or leased by the Council.	Assistant Director for Regeneration and Place
c) Authority to undertake and sign valuations for statutory or other Council purposes.	Assistant Director for Regeneration and Place
d) The submission of planning applications.	Assistant Director for Regeneration and Place
e) To approve the terms of such other agreements or transactions as may be in the best interests of the Council of a minor or urgent nature	Assistant Director for Regeneration and Place
f) To take such actions and incur such expenditure as is necessary to ensure the proper management of council owned property.	Assistant Director for Regeneration and Place

Council (Non-Executive) Areas of Delegation

Non-executive Planning and Highways Matters	
<p>Authority to deal with all town and country planning, development control, high hedges and highway and road traffic functions under all existing and future relevant legislation, and as amended from time to time, including (without limitation) the Acts set out in the Schedule below, save for those local choice functions reserved to the Executive and those matters reserved to the planning committees A, B or C or the strategic planning committee. This includes by way of example but not limitation: -</p>	Head of Planning
<ul style="list-style-type: none"> • Determining applications, (or declining to determine applications where applicable), for planning permission, advertisement consent, listed buildings and conservation area consent, certificates of lawfulness or lawful development, works to trees, hazardous substances, environmental impact assessment screening and scoping opinions, decisions in respect of the prior approval procedure for telecommunication development. 	Head of Planning
<ul style="list-style-type: none"> • Issuing planning contravention notices, breach of condition notices, enforcement notices, stop notices, temporary stop notices, untidy land notices and other similar notices and questionnaires. 	Head of Planning
<ul style="list-style-type: none"> • Making and confirming tree preservation orders and enforcing their provisions. 	Head of Planning
<ul style="list-style-type: none"> • Taking action in relation to unauthorised advertisements, placards or posters. 	Head of Planning
<ul style="list-style-type: none"> • Entering into agreements to regulate the development 	Head of Planning

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<p>or use of land (including the approval of the detailed terms for inclusion in such agreements whether the agreement is to be entered into under delegated authority or following a resolution of members).</p> <ul style="list-style-type: none"> • Approving the details of conditions to be imposed on planning permissions (whether the permission is to be granted under delegated authority or following resolution to grant by members). • Utilising the powers contained within planning, high hedges and highways legislation to gain entry to premises for the purpose of carrying out surveys and establishing whether there has been a breach of legislation including applying to the magistrates' court for a warrant of entry. • Carrying out any other regulatory enforcement functions contained in town and country planning, high hedges, road traffic or highways legislation in force from time to time. • Authorising the Head of Law to take any legal action which may be appropriate which relates to any function of the Executive Director including the taking or defending of legal proceedings and entering into legal agreements as may be required. • Creating, diverting and stopping up footpaths, highways and bridleways • The making and enforcement of road traffic regulation and highways orders. • Dealing with applications for street works licences • Exercise of non-executive powers under local legislation (including without limitation, names of streets under Sections 5 and 6 London Building Acts (Amendment) Act 1939). • Exercise of powers under Part 8 of the Anti-social Behaviour Act 2003 in relation to high hedges <p>Please refer to the Council's Scheme of Delegation for Schedule (non-exhaustive) of relevant statutes (in so far as they relate to non-executive highways and planning matters).</p> <p>Nothing in this Schedule of Delegation prevents any Planning Committee or the Strategic Planning Committee exercising any function within their terms of reference.</p>	<p>Head of Planning</p> <p>Head of Planning</p> <p>Head of Planning</p> <p>Assistant Director for Regeneration and Place</p> <p>Assistant Director for Regeneration and Place</p> <p>Assistant Director for Regeneration and Place</p> <p>Assistant Director for Regeneration and Place</p> <p>Assistant Director for Regeneration and Place</p> <p>Assistant Director for Regeneration and Place</p>
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<p>The Committee may from time to time delegate to officers such functions as it considers appropriate.</p>	
<p>Non-Executive Building Control matters:</p> <p>Authority to deal with all non-executive building control functions under existing and future relevant legislation, and as amended from time to time, including (without limitation) the Acts set out in the schedule of delegation in relation to non-Executive Building Control matters, save for those local choice functions reserved to the Executive and those matters reserved to the planning committees A, B or C or the strategic planning committee. This includes by way of example but not limitation: -</p> <ul style="list-style-type: none"> • Determining applications, (or declining to determine applications where applicable), for building control approval. • Issuing enforcement notices, and other similar notices and questionnaires • Issuing notices and orders in relation to building control • Using the powers contained within legislation to gain entry to premises for the purpose of carrying out surveys and establishing whether there has been a breach of legislation including applying to the magistrates' court for a warrant of entry • Carrying out any other regulatory enforcement functions and building control contained in legislation in force from time to time • Authorising the Head of Law to take any legal action which may be appropriate which relates to any function of the Executive Director including the taking or defending of legal proceedings and entering into legal agreements as may be required • Removal of nuisance deposits on the highway • Dealing with applications for street works licences 	<p>Assistant Director for Regeneration and Place</p>

3. General

All non-executive functions not reserved to Members, shall be delegated to the Chief Executive or such officer as he or she shall nominate in writing, unless there is a statutory requirement that the function be carried out by another officer, for example the personal statutory responsibilities of the Director of Children's Services.

4. Exemptions

The Mayoral Scheme of Delegation states that authority to exercise executive functions and make executive decisions is delegated to officers, except where there is an exemption to the contrary. Where such an exemption exists, the general rule is that those decisions will be made by the Mayor individually, in consultation with his colleagues in the Executive. Officers should refer to the Mayoral Scheme of Delegation; to Section I and Table 1 for general exemptions, and to Section M and Table 5 for exemptions specific to the Resources & Regeneration Directorate.

APPENDIX 5

Exemptions which may override delegated authority to officers to make decisions, as detailed in Section 2 of the Resources & Regeneration Scheme of Delegation, are repeated below.

1. Any matter in which the officer who would otherwise have delegated authority to act is aware that a councillor (or a person, company or organisation with which the councillor is involved) has a personal interest under the Council's Member Code of Conduct.
2. Any matter in which the officer who would otherwise have delegated authority to act has an actual or potential interest.
3. Any matter which in the opinion of the Executive Director for Resources & Regeneration, the Chief Executive or the Head of Law because of the scale of the decision, its potential impact, the sensitivity of the decision or for any other reason would more appropriately be dealt with by members.

Signed

Janet Senior
Executive Director for Resources & Regeneration

Date: