

CHANGES MADE TO SCHEME OF DELEGATIONS (Part 8)

1. Organisational and titular changes agreed at Special Committee on 10th December 2012 and 18th March 2013. These are not reflected in this Summary but appear in the tracked-changed version of the proposed Constitution made available to the Political Groups and in the Members Room.
2. The following authorities transferred from the former Board Director Localities to Change Leader and Stronger Together Programme Director

367 Determination of grant applications	To approve, or refuse, grant allocations from the various budgetary provisions for one-off grant funds, subject to: (i) a maximum of £15,000 approval on any one grant (this amount to be reviewed annually); (ii) any grant being "one-off", with no recurring liability; and (iii) applications being in accordance with the current Council criteria relating to the relevant grant fund.
368 Grassroots Grants	In consultation with the Cabinet Member for Connecting People, Connecting Places, to approve the award of Grassroots Grants.

3. The following additional authorisation added under "Board Director Service Delivery"

Regeneration and Acquisition Fund		BDSD
84b Regeneration and Acquisition Fund	In consultation with the Board Director, Resources, Head of Housing Services and the Cabinet Member with portfolio responsibility for Housing, to use the Regeneration and Acquisition fund of up to £1m, to purchase 1 and 2 Bedroom accommodation to enable these properties to be included with the Council's housing stock.	

4. The following added under “ Head of Strategy and Research”

One Swindon		HSR
84a	One Swindon and Community Budgets <i>Local Government Act 2000</i>	Administration of the Council’s One Swindon and Community Budgets

5. The following changes requested by the Head of Planning (*changes in bold*):

305	Determination of planning and other applications	To determine all planning applications and related matters, (which may include non-material amendments and Design Codes) , including, following consultation with the Director of Law and Democratic Services, the terms of legal obligations under Town and Country Planning and associated legislation except where (a) the Head of Planning determines it should be determined by the Planning Committee; or (b) an application in writing requesting consideration by the Planning Committee has been received from a Member no later than 28 calendar days following validation of the application; or (c) a Parish Council has requested in writing no later than 21 calendar days following validation of the application that the Planning Committee consider an application because it raises significant planning issues and/or is locally controversial. Further, to set out the position of the Local Planning Authority in respect of an appeal against decisions made in the determination of planning applications.
307	Planning applications referred from other authorities	To make observations on planning applications referred to the Council by other local authorities, and, in consultation with the Director of Law and Democratic Services, to negotiate and agree legal agreements and obligations arising from development outside of the Borough area where they materially impact on interests in the Borough.

Appendix

308	Certificates of lawfulness of existing use or development (CLUEDs) and Certificates of lawfulness of proposed use or development (CLOPUDs)	Following consultation with the Director of Law and Democratic Services, to determine all matters concerning Certificates of lawfulness including applications for certificates of lawfulness or development (CLUEDs) and applications for certificated lawfulness of proposed use or development (CLOPUDs)
314	Development Control	To determine minor variations to permissions, agreements and, in consultation with the Director of Law and Democratic Services, obligations entered into by the Council the terms of legal obligations under Town and Country Planning and associated legislation.
324	Placards and posters <i>Town and Country Planning Act (1990) – Sections 220 and 225</i> <i>Town and Country Planning (Control of Advertisements) (England) Regulations 2007</i>	In consultation with the Director of Law and Democratic Services, to issue notices to remove a placard or poster to persons who displayed, or caused it to be displayed, in contravention of regulations made under Section 220 of the Town and Country Planning Act 1990 ('the Act'), and if such notices are not complied with, to recover from the said person the costs reasonably incurred by the authority to remove the placard or poster pursuant to Section 225 of the Act.
Development Planning		HP
	Examination of a Development Planning Document <i>Planning and Compulsory Purchase Act, 2004</i> <i>Regulation 767, Town and Country Planning (Local Planning) (England) Regulations, 2012,</i> <i>and Regulation 637, Neighbourhood Planning (General) Regulations, 2012</i>	To set out the position of the Local Planning Authority in respect of planning and related documentation examined through formal processes

Appendix

6. The following changes put forward by Head of Revenues and Benefits

74	Discretionary Housing Payments & Local Welfare Assistance <i>Discretionary Financial Assistance Regulations 2001 & Welfare Reform Act 2012</i>	To determine applications for discretionary housing payments (in conjunction with the Head of Housing, where appropriate) and applications for Local Welfare Assistance and any similar discretionary payment scheme and applications for Local Welfare Assistance in consultation with the Board Director Resources. .
78	Partial Empty Rate Relief <i>Section 44A of the Local Government Finance Act 1988</i>	To grant partial empty rate relief in respect of hereditaments which are partly occupied.