

Planning Applications Sub-Committee on 27 February 2006

Report Title: **Amendments to the Scheme of Delegation relating to Planning Enforcement**

Report of: **The Head of Legal Services and Monitoring Officer**

Wards Affected: All

Report for: Noting

1. Purpose

1.1 To ask Members to note the attached amendments to the Scheme of Delegation to Officers relating to Planning Enforcement which have been agreed by full Council

2. Recommendations

2.1 That Members note the changes to the Scheme of Delegation to Officers relating to Planning Enforcement already adopted by full Council as amendments to Part F.7 of the Council's Constitution

Report authorised by:

Head of Legal Services and Monitoring Officer

Contact officer: Terence Mitchison – Senior Project Lawyer, Corporate

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3.1 Executive summary

This report asks Members to note the attached amendments to the Scheme of Delegation to Officers relating to Planning Enforcement which have been agreed by full Council on 9 January

4. Access to information:

Local Government (Access to Information) Act 1985

The following background papers were used in the preparation of this report and can be inspected at the Alexandra House, 10 Station Road, Wood Green, London N22 7TR by contacting Terence Mitchison on 020 8489 5936:

Legal Service file on this matter.

5. Report

5.1 Members of this Committee will find attached a report that was considered and approved by General Purposes Committee on 19 December and by full Council on 9 January. Council adopted the changes to the Scheme of Delegation to Officers, shown in the Appendix to the report, as amendments to the Council's Constitution.

5.2 As explained in the attached report, these formal changes to Planning Enforcement delegated powers were intended to protect the Council from legal challenge, in the light of recent case law, by setting out all the relevant statutory powers in detail section by section. These were all matters that were supposed to be within the scope of senior officers' delegated powers already. Therefore there will be no substantive change to working arrangements or the allocation of functions between Members and officers.

5.3 These changes needed to be made as a matter of urgency and there was no opportunity to seek this Committee's views in advance. The Chair was informed about the proposals. Any future substantive changes to the Scheme of Delegation would be reported to this Committee at the start of the process.

6. Equalities Implications

6.1 There are no specific equalities implications

7. Environmental Considerations

7.1 There are no specific environmental implications.

8. Comments of the Director of Finance

8.1 There are no specific financial implications

9. Comments of the Head of Legal Services

9.1 The legal implications are set out in the attached report to the General Purposes Committee.