

PART 3-A Paragraph 5.0

RESPONSIBILITY FOR LOCAL CHOICE FUNCTIONS

Allocation of local choice functions

Schedule 2 of the Local Authorities (Functions and Responsibilities) (England) Regulations 2000 (“the 2000 Regulations”) makes provision for certain functions, known as “local choice functions” to be either executive or non-executive functions. The Council has determined that the responsibilities shall be allocated as follows:

Local Choice Functions		Statutory Provision	Allocation
1.	Any function under a Local Act not specified or referred to in Regulation 2 or Schedule 1 of the Functions Regulations	Relevant Local Act	Executive
2	Determining any appeal against any decision made by or on behalf of the Council	Schedule 2 SI 2000/2853	Council
5	Arrangements in relation to appeals against the exclusion of pupils from maintained schools.	Education Act 2002/relevant regulations	Council
6	Arrangements in relation to appeals in relation to school admissions	School Standards and Framework Act 1998	Council
7	Arrangements in relation to appeals by school governing bodies	School Standards and Framework Act 1998	Council
8.	Any function relating to contaminated land	Environmental Protection Act 1990 Part IIA	Executive
9	Any function relating to the control of pollution or management of air quality	Environmental Protection Act 1990 Environment Act 1985	Executive

10.	Service of an abatement notice in respect of statutory nuisance	Environmental Protection Act 1990 S80	Executive
11.	Resolution applying Schedule 2 to the Noise & Statutory Nuisance Act 1993	S8 Noise & Statutory Nuisance Act 1993	Executive
12.	Obtaining information as to interests in land and as to particulars of persons interested in land	S330 Town & Country Planning Act 1990/ S16 Local Government (Miscellaneous Provisions) Act 1976	Executive
13.	Entering into agreements for the execution of highway works	S278 Highways Act 1980	Executive
14.	Appointments of Councillors to a Police and Crime Panel.	Police Reform and Social Responsibility Act 2011 Sch.6	Council
15.	The appointment of any individual— a. to any office other than an office in which they are employed by the authority; b. to any body other than— i.the authority; ii. a joint committee of two or more authorities; or(iii. to any committee or sub-committee of such a body, and the revocation of any such appointment.		Council for non executive appointments/ Executive where connected with Executive functions
16.	Making arrangements to place staff at the disposal of another authority	S113 Local Government Act 1972	Executive