

WAVERLEY BOROUGH COUNCIL

EXECUTIVE – 10 JANUARY 2017

Title:

UPDATING THE SCHEME OF DELEGATION FOR ENVIRONMENTAL AND ANTI-SOCIAL BEHAVIOUR ENFORCEMENT

**[Portfolio Holders: Cllr James Edwards
Cllr Kevin Deanus]
[Wards Affected: All]**

Summary and purpose:

The purpose of this report is to seek the support of the Executive for proposed changes to the Scheme of Delegation in relation to Environmental and Anti-social Behaviour enforcement powers to add clarity, achieve the optimum level of efficiency and ensure that all officers are appropriately and correctly authorised to act.

How this report relates to the Corporate Priorities:

The Council has identified protecting and enhancing the environment and supporting the well-being and vitality of its communities as two of its core priorities and has a vision of making Waverley a better place to live and work. The Council has demonstrated its commitment to this by providing additional resources for environmental enforcement and supporting proposals for a joint enforcement initiative with Surrey Police and the PCC to address anti-social behaviour and environmental crime.

Legal Implications

Updating the Scheme of Delegation will reduce the likelihood of successful legal challenge to officers exercising powers delegated to them.

Financial Implications

Implementing this updated Scheme of Delegation will have no direct financial implications.

Background

1. There have been a raft of changes to legislation in these areas over the years with the Environment Protection Act 1990, Environment Act 1999, Clean Neighbourhoods and Environment Act 2005, Refuse Disposal Amenity Act 1978, CPAA 1989, and the Anti-social Behaviour Crime and Policing Act amongst them.
2. The Scheme of Delegation has been amended several times to accommodate these changes in legislation. In seeking to adopt a clearer, corporate approach and engage teams across the Council in this initiative, a review of the current Scheme of Delegation has identified some inconsistencies and omissions to the

scheme of delegation which need to be corrected to enable all relevant officers to participate in the initiative and drive forward the Council's vision and priorities.

3. This report and the schedule at Annexe 1 therefore propose a comprehensive update of the Scheme of Delegation as it relates to Environmental and Anti-Social Behaviour enforcement and a simplification of the delegations by delegating most powers to the appropriate Heads of Service, who are then empowered to further delegate selected powers to their teams or individual officers as deemed appropriate and necessary. The report recommends that Council make the deletions to the attached Scheme of Delegation marked in red and adds the attached Schedule of Anti-Social Behaviour & Environmental enforcement powers to the Scheme of Delegation.

Recommendation

That the Executive recommends to the Council that the proposed changes to the Scheme of Delegation relating to Environmental and Anti-Social Behaviour enforcement as set out in the attached schedule, be approved.

Background Papers

There are no background papers (as defined by Section 100D(5) of the Local Government Act 1972) relating to this report.

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