

Schedule of Council Functions

These functions are the responsibility of the Council and not of the Leader

FUNCTION	PROVISION OF ACT OR STATUTORY INSTRUMENT
A. Functions relating to town and country planning and development control	
1. Power to determine application for planning permission.	Sections 70(1)(a) and (b) and 72 of the Town and Country Planning Act 1990.
2. Power to determine applications to develop land without compliance with conditions previously attached.	Section 73 of the Town and Country Planning Act 1990.
3. Power to grant planning permission for development already carried out.	Section 73A of the Town and Country Planning Act 1990.
4. Power to decline to determine application for planning permission.	Section 70A of the Town and Country Planning Act 1990.
5. Duties relating to the making of determinations of planning applications.	Sections 69, 76 and 92 of the Town and Country Planning Act 1990 and Articles 8, 10 to 13, 15 to 22 and 25 and 26 of the Town and Country Planning (General Development Procedure) Order 1995 (S.I. 1995/419) and directions made thereunder.
6. Power to determine application for planning permission made by a local authority, alone or jointly with another person.	Section 316 of the Town and Country Planning Act 1990 and the Town and Country Planning General Regulations 1992 (S.I. 1992/1492).
7. Power to make determinations, give approvals and agree certain other matters relating to the exercise of permitted development rights.	Parts 6, 7, 11, 17, 19, 20, 21 to 24, 26, 30 and 31 of Schedule 2 to the Town and Country Planning (General Permitted Development) Order 1995 (S.I. 1995/418).
8. Power to enter into agreement regulating development or use of land.	Section 106 of the Town and Country Planning Act 1990.
9. Power to issue a certificate of existing or proposed lawful use or development.	Sections 191(4) and 192(2) of the Town and Country Planning Act 1990.
10. Power to serve a completion notice.	Section 94(2) of the Town and Country Planning Act 1990.
11. Power to authorise entry onto land.	Section 196A of the Town and Country Planning Act 1990.
12. Power to require the discontinuance of a use of land.	Section 102 of the Town and Country Planning Act 1990.
13. Power to serve a planning contravention notice, breach of condition notice, temporary notice or stop notice.	Sections 171C, 171E, 187A and 183(1) of the Town and Country Planning Act 1990.
14. Power to issue an enforcement notice.	Section 172 of the Town and Country Planning Act 1990.
15. Power to apply for an injunction restraining a breach of planning control.	Section 187B of the Town and Country Planning Act 1990.

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16. Duty to determine conditions to which old mining permissions, relevant planning permissions relating to dormant sites or active Phase I or II sites, or mineral permissions relating to mining sites, as the case may be, are to be subject.	Paragraph 2(6)(a) of Schedule 2 to the Planning and Compensation Act 1991, paragraph 9(6) of Schedule 13 to the Environment Act 1995 and paragraph 6(5) of Schedule 14 to that Act.
17. Power to require proper maintenance of land.	Section 215(1) of the Town and Country Planning Act 1990.
B. Regulatory Services Functions	
1. Duty to keep list of persons entitled to sell non-medicinal poisons.	Sections 3, 5, 6 and 11 of the Poisons Act 1972
2. Power to register animal trainers and exhibitors.	Section 1 of the Performing Animals (Regulation) Act 1925
3. Power to license the employment of children.	Part II of the Children and Young Persons Act 1933, bylaws made under that Part, and Part II of the Children and Young Persons Act 1963.
4. Power to approve premises for the solemnisation of marriages.	Section 46A of the Marriage Act 1949 and the Marriages (Approved Premises) Regulations 1995 (S. I. 1995/510).
5. Power to license agencies for the supply of nurses.	Section 2 of the Nurses Agencies Act 1957 .
6. Powers to license the movement, sale and collection of pigs.	Articles 12, 13 and 14 of the Pigs (Records, Identification and Movement) Order 1995 (S.I. 1995/11).
7. Power to license the movement of cattle from a market.	Article 5(2) of the Cattle Identification Regulations 1998 (S.I. 1998/871).
8. Power to sanction use of parts of buildings for storage of celluloid.	Section 1 of the Celluloid and Cinematographic Film Act 1922
C. Functions Relating to Highways	
1. Power to grant a street works licence.	Section 50 of the New Roads and Street Works Act 1991.
2. Power to permit deposit of builder's skip on highway.	Section 139 of the Highways Act 1980.
3. Power to license planting, retention and maintenance of trees etc. in part of highway.	Section 142 of the Highways Act 1980.
4. Power to license works in relation to buildings etc. that obstruct the highway.	Section 169 of the Highways Act 1980.
5. Power to consent to temporary deposits or excavations in streets.	Section 171 of the Highways Act 1980.
6. Power to dispense with obligation to erect hoarding or fence.	Section 172 of the Highways Act 1980.
7. Power to restrict the placing of rails, beams etc over highways.	Section 178 of the Highways Act 1980.