

GENERAL PURPOSES COMMITTEE – 3 DECEMBER 2007
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
Functions of the Staff Appeals Board – Page 114	<p>Amend the first delegation to read:</p> <p><u>“The following function is delegated to the appropriate Director / Head of Service:-</u></p> <p>Appeals against disciplinary warnings and probationary dismissals”</p>	To reflect HR Procedures
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to carry out inspections to see whether any Category 1 or 2 Hazards exist under Part I (Housing Conditions), Section 4 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 4
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to serve an Improvement Notice for a Category 1 Hazard under Part I (Housing Conditions), Section 11 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 11



GENERAL PURPOSES COMMITTEE – 3 DECEMBER 2007
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to serve an Improvement Notice for a Category 2 Hazard under Part I (Housing Conditions), Section 12 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 12
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to suspend an Improvement Notice under Part I (Housing Conditions), Section 14 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 14
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to revoke or vary an Improvement Notice under Part I (Housing Conditions), Section 16 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 16

GENERAL PURPOSES COMMITTEE – 3 DECEMBER 2007
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to review a suspended Improvement Notice and give notice of the decision on a review under Part I (Housing Conditions), Section 17 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 17
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to make and serve a Prohibition Order in respect of Category 1 Hazards under Part I (Housing Conditions), Section 20 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 20
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to make and serve a Prohibition Order in respect of Category 2 Hazards under Part I (Housing Conditions), Section 21 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 21

GENERAL PURPOSES COMMITTEE – 3 DECEMBER 2007
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to suspend a Prohibition Order under Part I (Housing Conditions), Section 23 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 23
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to revoke or vary a Prohibition Order under Part I (Housing Conditions), Section 25 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 25
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to review a suspended Prohibition Order and to serve notice of the decision of any review under Part I (Housing Conditions), Section 26 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 26

GENERAL PURPOSES COMMITTEE – 3 DECEMBER 2007
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to serve a Hazard Awareness Notice relating to a Category 1 Hazard under Part I (Housing Conditions), Section 28 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 28
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to serve a Hazard Awareness Notice for a Category 2 Hazard under Part I (Housing Conditions), Section 29 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 29
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to take action in respect of an Improvement Notice under Part I (Housing Conditions), Section 31 and Schedule 3 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 31 and Schedule 3

GENERAL PURPOSES COMMITTEE – 3 DECEMBER 2007
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services and the Head of Legal Services:</u></p> <p>Power to recover related expenses following action under Part I (Housing Conditions), Section 31 and Schedule 3 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 31 and Schedule 3
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to take emergency remedial action where there is a Category 1 Hazard and to serve the requisite notices under Part I (Housing Conditions), Sections 40 and 41 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Sections 40 and 41
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services and the Head of Legal Services:</u></p> <p>Power to recover expenses after taking emergency remedial action under Part I (Housing Conditions), Section 42 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 42

GENERAL PURPOSES COMMITTEE – 3 DECEMBER 2007
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to serve an Emergency Prohibition Order for a Category 1 Hazard under Part I (Housing Conditions), Section 43 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Section 43
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to serve a Demolition Order for Category 1 or 2 Hazards under Part I (Housing Conditions), (Housing Act 1985 S265) Section 46 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, (Housing Act 1985 S 265) Section 46 of the Housing Act 2004
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services:</u></p> <p>Power to declare a Clearance Area under Part I (Housing Conditions), (Housing Act 1985 S289) Section 47 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, (Housing Act 1985 S 289) Section 47 of the Housing Act 2004

GENERAL PURPOSES COMMITTEE – 3 DECEMBER 2007
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services and the Head of Legal Services:</u></p> <p>Power to make a charge for enforcement action and to recover costs under Part I (Housing Conditions), Sections 49 and 50 of the Housing Act 2004”</p>	To reflect the requirements of Part I – Housing Conditions, of the Housing Act 2004, Sections 49 and 50
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to apply for a Rent Repayment Order and to serve the requisite Notices under Part III, Section 96 of the Housing Act 2004”</p>	To reflect the requirements of Part III of the Housing Act 2004, Section 96
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to make, vary and revoke Interim Management Orders under Part IV (Additional Control Provisions in Relation to Residential Accommodation), Sections 102, 111 and 112 of the Housing Act 2004”</p>	To reflect the requirements of Part IV – Additional Control Provisions in Relation to Residential Accommodation, of the Housing Act 2004, Sections 102, 111 and 112

GENERAL PURPOSES COMMITTEE – 3 DECEMBER 2007
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to make, vary and revoke Final Management Orders under Part IV (Additional Control Provisions in Relation to Residential Accommodation), Sections 113, 121 and 122 of the Housing Act 2004”</p>	To reflect the requirements of Part IV – Additional Control Provisions in Relation to Residential Accommodation, of the Housing Act 2004, Sections 113, 121 and 122
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power of entry to carry out works where a Management Order is in force, and to appoint, in writing, persons to enter the premises to carry out the work under Part IV (Additional Control Provisions in Relation to Residential Accommodation), Section 131 of the Housing Act 2004”</p>	To reflect the requirements of Part IV – Additional Control Provisions in Relation to Residential Accommodation, of the Housing Act 2004, Section 131
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services:</u></p> <p>Power to make an Interim Empty Dwelling Management Order under Part IV (Additional Control Provisions in Relation to Residential Accommodation), Section 133 of the Housing Act 2004”</p>	To reflect the requirements of Part IV – Additional Control Provisions in Relation to Residential Accommodation, of the Housing Act 2004, Section 133

GENERAL PURPOSES COMMITTEE – 3 DECEMBER 2007
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services:</u></p> <p>Power to make a Final Empty Dwelling Management Order under Part IV (Additional Control Provisions in Relation to Residential Accommodation), Section 136 of the Housing Act 2004”</p>	To reflect the requirements of Part IV – Additional Control Provisions in Relation to Residential Accommodation, of the Housing Act 2004, Section 136
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to serve an Overcrowding Notice under Part IV (Additional Control Provisions in Relation to Residential Accommodation), Section 139 of the Housing Act 2004”</p>	To reflect the requirements of Part IV – Additional Control Provisions in Relation to Residential Accommodation, of the Housing Act 2004, Section 139
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to revoke and vary Overcrowding Notices under Part IV (Additional Control Provisions in Relation to Residential Accommodation), Section 144 of the Housing Act 2004”</p>	To reflect the requirements of Part IV – Additional Control Provisions in Relation to Residential Accommodation, of the Housing Act 2004, Section 144

GENERAL PURPOSES COMMITTEE – 3 DECEMBER 2007
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to serve notice requiring documents to be produced under Part IV (Additional Control Provisions in Relation to Residential Accommodation), Section 235 of the Housing Act 2004”</p>	To reflect the requirements of Part IV – Additional Control Provisions in Relation to Residential Accommodation, of the Housing Act 2004, Section 235
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to enter premises for purposes of carrying out a survey or examination under Part IV (Additional Control Provisions in Relation to Residential Accommodation), Section 239 of the Housing Act 2004”</p>	To reflect the requirements of Part IV – Additional Control Provisions in Relation to Residential Accommodation, of the Housing Act 2004, Section 239
Housing Matters Delegated to Executive Members and Officers – Page 143	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services or any employee authorised by him / her:</u></p> <p>Power to serve, and to revoke, a Houses in Multiple Occupation (HMO) Declaration Notice under Part IV (Additional Control Provisions in Relation to Residential Accommodation), Sections 255 and 256 of the Housing Act 2004”</p>	To reflect the requirements of Part IV – Additional Control Provisions in Relation to Residential Accommodation, of the Housing Act 2004, Sections 255 and 256

GENERAL PURPOSES COMMITTEE – 3 DECEMBER 2007
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
<p>Housing Matters Delegated to Executive Members and Officers – Page 143</p>	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services:</u></p> <p>Power to be the Proper Officer to whom any official complaint about the condition of residential premises must be made under Part IV (Additional Control Provisions in Relation to Residential Accommodation), Section 4, Page 175 of the Housing Act 2004”</p>	<p>To reflect the requirements of Part IV – Additional Control Provisions in Relation to Residential Accommodation, of the Housing Act 2004, Section 4, Page 175</p>
<p>Housing Matters Delegated to Executive Members and Officers – Page 143</p>	<p>Add the following delegation:</p> <p><u>“The following function is delegated to the Head of Housing Strategic Services:</u></p> <p>Power to be the Proper Officer for determining if a survey or examination is necessary under Part IV (Additional Control Provisions in Relation to Residential Accommodation), Section 239, Page 175 of the Housing Act 2004”</p>	<p>To reflect the requirements of Part IV – Additional Control Provisions in Relation to Residential Accommodation, of the Housing Act 2004, Section 239, Page 175</p>