



Scheme of Delegation

*Adopted 6 July 2012; amended 5 July 2013, 6 June 2014, 6 March 2015, 26 July 2019, 1 April 2022
and 28 June 2024 (further amendment to para 6.3 approved 26 July 2024)*

1 General Conditions of Delegation to Officers

The Delegations set out in this Scheme of Delegation are subject to the following:

- 1.1** The powers delegated to a committee, sub-committee or Officer shall at all times be exercised in accordance with:
 - (a) the Standing Orders of the Authority, including those regulating contracts;
 - (b) the Financial Regulations and Procedures of the Authority;
 - (c) the adopted policies of the Authority and its committees and sub-committees;
 - (d) the views of the Authority as evidenced by resolutions passed in meetings of the Authority and its committees and sub-committees.
- 1.2** Where any matter involves considerations not within the sphere of competence of the relevant Officer or committee, that Officer or committee shall seek appropriate professional or technical advice before authorising action or determining to take no action.
- 1.3** In cases of unusual complexity, difficulty, sensitivity, or public interest an Officer holding delegated authority shall:
 - (a) ensure the proper discharge of all necessary notifications and consultations with any interested party, agency or authority having a legal or statutory interest which may be affected;
 - (b) satisfy themselves that the decision is not of such a nature that it should be referred to the Chief Executive (National Park Officer) a meeting of the Authority or the appropriate committee or sub-committee for decision;
 - (c) in the case of matters being considered by the Chief Executive (NPO), consult fully with the Chair of the Authority and/or the Chair of any relevant committee or sub-committee of the Authority.
- 1.4** An Officer shall not use delegated powers to determine any particular matter if a Member or Officer of the Authority is known or believed to have a legal, financial or other relevant interest in that matter.
- 1.5** An Officer shall not use delegated powers to determine any particular matter if it appears to the Officer to raise issues of policy not yet determined by the Authority or its committees or may involve a significant change from established practice.

1.6 Every determination taken by an Officer under delegated powers (including a determination to take no action) shall be evidenced in writing and accompanied by a statement of the reasons for the determination, signed by that Officer and for the purposes of this clause 'determination' shall have the meaning set out in Annex 1 hereto.

2 General Delegation to Chief Executive (National Park Officer)

The Chief Executive (NPO) is hereby authorised to:

- 2.1** undertake the day-to-day management and control of the Authority, its Officers and staff, premises and services to give effect to the strategies and policies as set out in the Dartmoor Partnership Plan (National Park Management Plan) and any adopted Corporate or Business Plan;
- 2.2** determine and implement any action necessary to give effect to the implementation of the Dartmoor Partnership Plan and any adopted Corporate or Business Plan and for this purpose to incur expenditure in accordance with the approved budget and the limits provided for in Standing Orders and Financial Regulations;
- 2.3** take any action necessary to give effect to any decision of the Authority or its committees and sub-committees;
- 2.4** make the necessary arrangements to ensure that all expenditure is regularly monitored against approved budgets and that any significant outturn variations are reported to the Authority or any appropriate committee or sub-committee;
- 2.5** in cases of urgency or emergency, take any necessary action, including the institution of legal proceedings, or decide that no action is necessary on behalf of the Authority and any committee or sub-committee of the Authority in relation to any matters within the Authority's powers, duties and responsibilities. In each such case a full report of the action taken shall be made to the next meeting of the Authority or the appropriate committee or sub-committee;
- 2.6** act in relation to the appointment, dismissal, discipline and determination of all matters relating to the employment of Officers and staff of the Authority and the conditions upon which they are employed as specified in such national and local conditions of service as may from time to time be in force; save that any such matters relating to the Monitoring Officer or the Section 151 Officer shall, unless the Authority determines otherwise, be reserved to the Authority or such committee or sub-committee as may be established for the purpose;
- 2.7** in accordance with the Authority's Financial Regulations and adopted Procurement Procedures, to negotiate and enter into contracts, leases, licences, agreements, partnerships, funding arrangements and other commitments and/or determine to renew, not renew, extend, amend, suspend, cancel, revoke or terminate and such commitment or arrangement;

- 2.8** authorise Officers of the Authority to exercise statutory powers of entry, for the purpose of inspection and survey of land, buildings or premises, and may issue any necessary evidence or warrant of authority;
- 2.9** unless expressly provided otherwise, determine that any of the delegated powers afforded to them under this Scheme of Delegation may be exercised by any Officer of the Authority authorised in writing by them.

3 Delegation of Matters Relating to Development Management

3.1 The Development Management Committee

The development management business of the Authority shall be conducted by a Development Management Committee of the Authority.

The Development Management Committee shall comprise those Members appointed by the Authority, save that no Member appointed to the committee shall be entitled to exercise their vote in committee unless they shall have undertaken (a) introductory training in planning matters; and (b) such additional or refresher training as may from time to time be prescribed as required for membership of the committee.

3.2 Functions of the Development Management Committee

The Development Management Committee shall exercise the Authority's functions as follows:

- (1) as a planning authority and mineral planning authority for Dartmoor National Park under Parts III, VII, VIII, X, XI and XV of the Town and Country Planning Act 1990 as amended or revoked and re-enacted, and any Statutory Instrument or Regulations made thereunder;
- (2) as the relevant authority under Parts I, II and III of the Planning (Listed Buildings and Conservation Areas) Act 1990 as amended or revoked and re-enacted, and any Statutory Instrument or Regulations made thereunder;
- (3) as the relevant authority for the purposes of the Town & Country Planning (Environmental Impact Assessment) Regulations 2017 as amended or revoked and re-enacted and all related matters;
- (4) as local planning authority in relation to the issue of certificates of appropriate alternative development under the Land Compensation Act 1961 as amended or revoked and re-enacted, and
- (5) as hazardous substances authority under the Planning (Hazardous Substances) Act 1990 and Planning (Hazardous Substances) Regulations 2015, as amended or revoked and re-enacted.

3.3 Powers & Duties

Without prejudice to its general functions, the Development Management Committee shall have the responsibility to exercise the following powers and duties of the Authority:

- (a) to determine planning applications;

- (b) to authorise enforcement action, including legal action, or determine that it is not expedient to take action upon any breach of planning control;
- (c) to give or refuse consent for alterations to listed buildings and works in conservation areas;
- (d) to make tree preservation orders;
- (e) to regulate advertisements;
- (f) to make site inspection visits;
- (g) to respond to consultations from neighbouring local authorities.

3.4 Limits on the Delegation to the Development Management Committee

For the avoidance of any doubt, the Development Management Committee and every Officer exercising delegated responsibility in development management matters shall at all times have primary regard to the Development Plan, Government guidance in planning matters, and relevant legislation and case law.

Furthermore, except insofar as it may be in conflict with the primary duty described above, the Development Management Committee and every Officer exercising delegated authority in development management matters shall have full and proper regard to:

- the Authority's statutory purposes;
- the Authority's duties and responsibilities;
- the adopted policies and procedures of the Authority;
- the Authority's best interests.

3.5 Delegation to Chief Executive (National Park Officer)

The Chief Executive (NPO) is hereby authorised to act on behalf of the Development Management Committee and exercise delegated authority to determine any matter arising under:

- (a) Parts III, VII, VIII, X, XI and XV of the Town and Country Planning Act 1990;
- (b) Parts I, II and III of the Planning (Listed Buildings and Conservation Areas) Act 1990; and
- (c) any Statutory Instrument or Regulation made thereunder;

including but not limited to those matters set out in Annex 2 hereto, except as follows:

- a Member of the Development Management Committee indicates in accordance with the agreed procedure a wish for the matter (not being a Lawful Development Certificate) to be considered by the Committee;
- the application or other matter (not being a Lawful Development Certificate) directly concerns the Authority, a Member or Officer of the Authority or any person living in the same household as a Member or Officer of the Authority;

- legal action is considered expedient which would prevent a person residing in or on premises or significantly affect their ability to do so, or would prevent or significantly affect the operation of a business, employment site or community use;
- the Chief Executive (NPO) believes that the matter should more properly be considered by the Development Management Committee by reason of significant public interest, a conflict between the Authority's adopted planning policies and other material planning considerations, or otherwise.

- 3.6** The Chief Executive (NPO) is hereby authorised to determine any question concerning the interpretation of a s106/s52 planning obligation and in particular the eligibility of any individual to occupy an affordable dwelling in accordance with the provisions of that planning obligation and the conformity of any disposal of an intermediate dwelling.
- 3.7** The Chief Executive (NPO) is hereby authorised to serve any statutory notice or requisition for information requiring the owner, occupier or a person with an interest in land or premises to give information to the Authority and a planning contravention notice under section 171C of the Town & Country Planning Act 1990.
- 3.8** The Chief Executive (NPO) is hereby authorised to serve, vary and withdraw any listed building enforcement notice, enforcement notice, stop notice, temporary stop notice, breach of condition notice or other statutory notice.
- 3.9** The Chief Executive (NPO) is hereby authorised to institute proceedings in the name of the Authority under any Statute, Statutory Instrument, Regulation, Order, Byelaw, or other provision conferring functions upon the Authority as a Local Planning Authority or in respect of development management functions undertaken by the Authority.
- 3.10** The Chief Executive (NPO) is further authorised to determine that the delegated powers in paragraphs 3.4 to 3.9 may be exercised by any Officer of the Authority authorised in writing by them.

4 Delegation to the Audit and Governance Committee

- 4.1** There shall be an Audit and Governance Committee of the Authority to perform the following functions:
- (a) to exercise such powers and decision-making duties as may be delegated to the committee by the Authority;
 - (b) to scrutinise the activity of the Authority with particular reference to audit, governance, risk management, performance management and use of resources (including financial and human);
 - (c) to maintain a sub-committee to deal with Standards issues;
 - (d) to provide assurance to and make recommendations to the Authority, its committees and sub-committees as appropriate;

- (e) to report its findings and confirm the level of assurance that has been received [in-year] to the Authority (via committee minutes, reviewed at Authority meetings, or other reports as determined);
- (f) to consider any relevant issue referred to it by the Chief Executive, Chief Finance Officer, Monitoring Officer, Head of Internal Audit or External Audit.

4.2 Without prejudice to its general functions, the Audit and Governance Committee shall have the responsibility to exercise the following powers and duties of the Authority:

(A) Audit

- to support the provision, management and performance of the internal and external audit functions;
- to approve the appointment of Internal and External Auditors, to the extent permitted by law;
- to receive and consider the External Auditor's Annual Audit (work) Plan and fee;
- to receive and consider the Internal Auditor's Audit (work) Plan and fee;
- to receive and consider letters, reports, audit findings and action plans received from the Internal and the External Auditors, monitoring progress on agreed recommendations and making requests for further audit work or investigation if required.

(B) Performance and Risk

- to monitor and review the performance of the Authority with particular regard to the Business Plan, Budget Management, Treasury Management, Key Performance Indicators, other Strategic Plans and any other agreed service standards and targets;
- to receive and approve the Financial Outturn Report (making recommendations to the Authority if required);
- to approve a [Best Value] Service / Special Projects Review Programme as required and receive reports and monitor progress against action plans;
- to receive and consider other assurance reports and improvement action plans, such as: the annual report on the complaints procedure, reports on customer survey/satisfaction, peer reviews, self-assessments, Health & Safety etc. and monitor progress against them;
- to consider the effective development and operations of the Risk Management Policy and procedures; obtaining assurance that risk management processes are working effectively;
- to receive and consider the Strategic Risk Register and associated reports; obtaining assurance that key strategic risks are being effectively managed and addressed.

(C) Governance

- to maintain an overview of the Authority's corporate governance arrangements, including regular reviews of the Authority's Local Code of Corporate Governance and the Annual Governance Statement;
- to maintain an overview of financial regulations, procurement policy & procedures, Standing Orders, Scheme of Delegation, working protocols and codes of conduct and behaviour – not otherwise reserved for Standards sub-committee;
- to keep under review and monitor the effectiveness of the systems of internal control;
- to keep under review and monitor the Anti-fraud & Corruption and Confidential Reporting (Whistleblowing) Policies; and receive and consider investigation reports referred to it;
- to consider the effectiveness of the Authority's Information Governance arrangements (General Data Protection Regulations/Freedom of Information/Environmental Information Regulations); and seek assurance that action is taken relating to any breaches or issues of non-compliance;
- to consider any issue of Authority non-compliance with its own and other relevant published regulations, waivers and exemptions of these regulations;
- to consider and make recommendations to the Authority regarding legislation, policies and procedures which guide the Authority in the discharge of its powers and duties;
- to form a panel to hear appeals from staff pursuant to various HR policies, as required.

(D) Standards

- to promote and maintain high standards of conduct by Members and officers;
- to promote a zero tolerance to fraud and corruption within and against the Authority.
- to advise the Authority on the adoption of a Code of Conduct pursuant to s.27(2) of the Localism Act 2011;
- to assist Members to observe the Code of Conduct;
- to consider and determine complaints against Members under the Code of Conduct;
- to decide upon written applications by Members for a dispensation to speak, or to speak and to vote, on any matter coming before the Authority and/or its committees and sub-committees in relation to which the Member making the application has a disclosable pecuniary interest; and to decide the terms of any dispensation granted where this function has not been delegated to the Monitoring Officer.

5 Public Rights of Way and Access

The Chief Executive (NPO) is hereby authorised to discharge the functions of the Authority in relation to public rights of way and public access to land, including those functions in relation to public rights of way that are to be discharged by the Authority on behalf of Devon County Council pursuant to the Agreement dated 1 April 2006 and any subsequent Agreement between the parties modifying or revoking and re-enacting its provisions.

This delegated authority shall include, but not be limited to the power to:

- 5.1** make and confirm unopposed public path creation, extinguishment, diversion and modification orders made by the Authority under the Highways Act 1980, Wildlife and Countryside Act 1981 and the Town and Country Planning Act 1990;
- 5.2** take action under the Highways Act 1980 to deal with nuisances, dangers and obstructions to public rights of way;
- 5.3** undertake maintenance and improvement of public rights of way;
- 5.4** respond to and serve notices under Section 56 Highways Act 1980;
- 5.5** determine applications under Section 147 Highways Act 1980 for the erection of gates, stiles, or other works on footpaths and bridleways for the purpose of preventing ingress and egress by animals;
- 5.6** make temporary traffic regulation orders under Sections 14 and 15 Road Traffic Regulation Act 1984;
- 5.7** enter into public path creation agreements, agreements for permissive paths and access agreements under S39 of the Wildlife and Countryside Act 1981 and other relevant powers, involving one-off lump sum compensation or acknowledgement payments of up to £5,000, or annual or other payments which will average less than £750pa over the life of the agreement;
- 5.8** determine applications and make directions to exclude or restrict access to land under Sections 24 and 25 Countryside and Rights of Way Act 2000 for non-recurring periods where the aggregate of the period or exclusion sought and any other periods in the same year during which access to the land has been excluded or restricted pursuant to applications under the Sections 24 and 25 is less than 6 months;
- 5.9** make directions under Section 26 of the Countryside and Rights of Way Act 2000 for periods of up to six months in any one year;
- 5.10** The Chief Executive (NPO) is further authorised to determine that the delegated powers in paragraphs 5.1 to 5.9 may be exercised by any Officer of the Authority authorised in writing by them.

6 Land and Property

The Chief Executive (NPO) is hereby authorised to:

- 6.1** make management agreements (including agreements with an access element) under S39 of the Wildlife and Countryside Act 1981 and other relevant powers, including national agri-environment schemes provided by Defra or Natural England, involving one-off lump sum compensation or acknowledgement

payments of up to £5,000, or annual or other payments which will average less than £750pa over the life of the agreement;

- 6.2** agree variations to annual payments required under the terms of any such agreement;
- 6.3** make grants and agreements up to £10,000 in relation to the Farming in Protected Landscapes programme; and issue grants and agreements above £10,000 and up to £250,000 where formally recommended to award a grant and/or enter into an agreement by the Dartmoor Local Assessment Panel;

The Chief Executive (NPO) is further authorised to:

- 6.4** approve the acquisition by the Authority of:
 - (a) the leasehold interest in any land for a term not exceeding 21 years at an annual rent not exceeding £2,500;
 - (b) the freehold interest in any land at a price not exceeding £10,000;
- 6.5** decide in relation to the Hedgerow Regulations 1997 whether or not a hedgerow is 'important' and whether to issue a Hedgerow Retention Notice;
- 6.6** agree minor easements, wayleaves and licences over land owned by the Authority;
- 6.7** authorise consents on common land and access land under National Park Byelaws and to make decisions concerning the licensing of commercial activities;
- 6.8** negotiate and enter into leases and licences on behalf of the Authority, subject to the limitations in clause 6.4 above, and deal with minor amendments and rent reviews;
- 6.9** act as Steward of the Manor of Holne;
- 6.10** determine that the delegated powers in paragraphs 6.1 to 6.8 may be exercised by any Officer of the Authority authorised in writing by them.

7 Grants and Loans

- 7.1** The Chief Executive (NPO) is authorised to offer, make, refuse, withdraw or reclaim grants, contributions and loans in all circumstances where the Authority has power so to act, provided that they shall act in accordance with Financial Regulations, this Scheme of Delegation and the overall policies for grants or loans adopted by the Authority or any of its committees and sub-committees.
- 7.2** Applications for grants or contributions exceeding £5,000 shall normally be referred to the Authority for consideration.
- 7.3** No grant or loan shall be awarded to any person or project so as to exceed £5,000 in aggregate in any calendar year.
- 7.4** A written record shall be kept of all decisions made, such information to be open to inspection by any Member of the Authority and any member of the public upon reasonable request.

7.5 The Chief Executive (NPO) is further authorised to determine that the delegated powers in paragraphs 7.1 to 7.4 may be exercised by any Officer of the Authority authorised in writing by them.

8 Legal Action

The Chief Executive (NPO) is hereby authorised to:

- 8.1** serve any statutory notice or requisition for information requiring the owner, occupier or a person with an interest in land or premises to give information to the Authority;
- 8.2** obtain Counsel's opinion or other professional legal advice and brief Counsel or any other competent and qualified person to appear for the Authority;
- 8.3** institute, defend or settle proceedings in the name of the Authority at Common Law or under any Statute, Statutory Instrument, Regulation, Order, Byelaw or other provision conferring functions upon the Authority or in respect of functions undertaken by the Authority. For the avoidance of doubt this authority shall extend to the issue of process and the taking of all necessary procedural steps and doing any other act or thing necessary to represent the Authority in the civil and criminal courts, any tribunal, Inquiry or hearing, including the service of notices whether statutory or otherwise, counter-notices and Notices to Quit;
- 8.4** bring prosecution proceedings in any criminal court, where it is considered clearly expedient for the promotion or protection of National Park purposes and duties or the interests of the Authority, including the contravention of National Park Byelaws, or offences contrary to any enactment;
- 8.5** authorise any Officer of the Authority to prosecute or defend or appear on behalf of the Authority in any legal proceedings pursuant to Section 223 of the Local Government Act 1972, and to appear on behalf of the Authority before any Inquiry, Tribunal or other body;
- 8.6** authorise any qualified lawyer employed by or appointed by the Authority to exercise any of the powers set out in 8.1 to 8.5 inclusive.

9 Standards

- 9.1** The Monitoring Officer and any duly appointed Deputy Monitoring Officer are hereby authorised to:
 - (i) receive and acknowledge receipt of a complaint under the Member Code of Conduct;
 - (ii) inform the Member(s) concerned that a complaint has been received and the matter complained of;
 - (iii) inform the Authority's appointed Independent Person that a complaint has been received, the identity of the Member(s) concerned and the nature of the complaint;
 - (iv) seek clarification from the person making the complaint and any further background information as necessary, without engaging in any substantive investigation;

- (v) invite the Member(s) concerned to make a statement about the complaint;
- (vi) consult with the Independent Person prior to the initial assessment decision;
- (vii) close the complaint on the grounds that the matter complained of does not merit formal investigation;
- (viii) entirely without prejudice to whether there has or has not been any breach of the Code of Conduct, ask the Member(s) concerned to:
 - (i) attend a training course or receive other training;
 - (ii) engage in a process of conciliation with the person who made the complaint;
 - (iii) undertake some other appropriate action, as specified;
 - (iv) refer the complaint for formal investigation and appoint an investigating officer;
 - (v) take all decisions and steps necessary for the proper conduct of any investigation and the proper determination of any complaint, question or other matter arising under the Code of Conduct in accordance with the Authority's adopted protocols and procedures.

9.2 For the avoidance of doubt, this delegation shall include the power to incur necessary expenditure not exceeding £5,000 in commissioning external legal advice or assistance with any investigation.

9.3 To act as proper officer for the receipt of written requests by Members for dispensation under Section 33 of the Localism Act 2011 to speak, or to speak and vote, notwithstanding that the Member has a disclosable pecuniary interest.

10 Miscellaneous

The Chief Executive (NPO) is hereby authorised to:

10.1 Approve the appointment or engagement of consultancy support on any project, review or task involving expenditure not exceeding £10,000 PROVIDED THAT:

- (i) for the purposes of this Scheme of Delegation, consultancy support shall include but not be limited to work by external contractors, chargeable work by other local authorities or public sector bodies, and the work of agencies, firms and companies;
- (ii) any such appointment or engagement is made in accordance with the Authority's adopted instructions relating to procurement.

10.2 Make arrangements for disposal of surplus items (excluding land, buildings and leased items) with an estimated market value of up to £2,500 PROVIDED THAT:

- (i) all disposals relating to land, buildings and leases shall be approved by the Authority, will be in accordance with the Authority's Asset Management Plan and will be via public auction or by tender after public advertisement;

- (ii) all disposals of assets and surplus items must be undertaken in accordance with the Section 123(2) of the LGA 1972 so as to obtain the best consideration for the Authority and no favour should be shown to staff or other third parties.

10.3 Make an ex-gratia payment in a sum not exceeding £1,500 to any person who is proved to have suffered a direct identifiable loss as a result of the Authority's actions or failure to act.

10.4 Reimburse the costs of damage or loss of an Officer's personal property up to a maximum of £500 in any one case, provided it is shown that the damage or loss arose in the course of the Officer's duties without negligence or carelessness on the Officer's part.

10.5 Write off any overpayment not exceeding £1,000 made to an Officer if satisfied that:

- all steps have been taken to recover the sums due; or
- the cost of recovering any sums due would exceed the sum involved; or
- recovery would cause undue hardship to the Officer concerned.

10.6 Determine that the delegated powers in paragraphs 10.1 to 10.5 may be exercised by any Officer of the Authority authorised in writing by them.

Annex 1

Exercise of Delegated Powers

For the purposes of this Scheme of Delegation and in particular clause 1.6, the determination of a particular matter shall include but not be limited to the following (and 'determine' and 'determination' shall be construed accordingly):

- the discharge of any function in relation to the appointment, dismissal, discipline and all matters relating to the employment of Officers and staff of the Authority and the conditions upon which they are employed;
- the exercise of any decision-making function in relation to the management and control of the Authority, its Officers and staff, premises, resources and services, as is likely to have a significant effect on the Authority, its physical, financial or human resources, its partnerships and reputation, or otherwise;
- the exercise of any decision-making function in relation to Development Management, in particular those functions listed in Annex 2 to this Scheme of Delegation;
- the discharge of functions in relation to public rights of way and public access to land;
- the discharge of functions in relation to land and property;
- the exercise of any decision-making function in relation to grants and loans;
- the institution, defence and conduct of any legal proceedings;
- the authorisation of any payment made pursuant to clauses 10.3 or 10.4 of this Scheme of Delegation.

Annex 2

Town and Country Planning Act 1990 (as amended)

Part III Development

S 58	Grant Planning Permission
S 59/60	Make Development Order
S 72	Impose conditions on grant of planning permission
S 73	Authorise Development without complying with conditions previously attached
S 94	Serve Completion Notice
S 97	Revoke/modify planning permission
S 102	Discontinue use/remove buildings
S 106	Planning Obligation Agreement
S 106A	Discharge/Modify S 106 Agreement

Part VII Enforcement

S 171C	Serve Planning Contravention Notice (PCN)
S171D	Prosecute for non-compliance with PCN
S171E	Issue Temporary Stop Notice (TSN)
S171G	Prosecute for non-compliance with TSN
S 172	Issue Enforcement Notice (EN)
S173A	Withdraw/relax EN
S178	Authorise direct action to secure compliance with requirements of EN
S 179	Prosecute for non-compliance with EN
S 183	Issue Stop Notice
S 186	Compensation for Stop Notice not upheld
S 187	Prosecute for non-compliance with Stop Notice
S 187A	Issue Breach of Condition Notice (BCN)
S187A (9)	Prosecute for non-compliance with requirements of BCN
S187B	Seek injunction to restrain breach of planning control
S 188	Keep statutory register
S 191	Certificate of Lawful Use or Development (CLU or D)
S 192	CLU or D proposed
S 193 (7)	Revoke CLU or D if fraud
S 194	Prosecute for false statement to obtain CLU or D
S 196 (A) (B)	Seek warrant of entry to premises

Part VIII

Trees

S 198	Make Tree Preservation Order (TPO)
S 199	Confirm TPO
S 201	Direction for immediate effect of provisional TPO
S 204	Pay compensation for replanting trees
S 206 (2)	Dispense with duty to replace tree (TPO)
S 207	Tree enforcement notice
S 209	Authorise direct action by Authority
S 210	Prosecute for non-compliance with TPO
S 211 (1)	Prosecute for harm to tree in Conservation Area
S 211 (3)	Consent to carry out works to tree(s)
S 213 (2)	Dispense with duty to replace tree (Conservation Area)
S 214	Keep Statutory register
S 214 (A)	Seek injunction
S 214 (B)(C)	Exercise right of entry with/without warrant
S 215	Notice to maintain land
S 216	Prosecute for non-compliance with S 215 Notice
S 219	Authorise direct action by Authority
S 224(3)	Power to authorise prosecution for breach of control as to advertisements
S 225	Power to remove or obliterate placards/posters

Part X Highways & Telecommunications Equipment

Part XI Statutory Undertakers

Part XV Misc

S 330	Power to require information as to interests in land
S 330	Prosecute for non-compliance with S 330 Notice

Town & Country Planning (Environmental Impact Assessment) (England & Wales) Regulations 2017 (as amended)

- to determine whether development appears to fall within Schedule 1 or Schedule 2
- to make and issue a Screening Opinion
- to make and issue a Scoping Decision
- to evaluate an Environmental Statement
- to determine whether further information should be requested pursuant to Regulation 22

Miscellaneous

1. Power to determine non-material amendments to an approved scheme
2. Power to respond to consultations from neighbouring local authorities
3. Power to certify compliance with condition(s)
4. Power to determine to close and enforcement case / take no further action (including where enforcement notice served but not fully complied with).

Planning (Listed Building & Conservation Areas) Act 1990 (as amended)

Part I Listed Buildings

- | | |
|-----------|---|
| S 3 | Serve building preservation notice |
| S 8 | Authorise works to listed building/demolition |
| S 9 | Prosecute for contravention of S 7 |
| S 16 | Grant consent for works (with conditions) |
| S 19 (4) | Vary or discharge conditions attached to consent |
| S 23 | Revoke/modify consent |
| S 28 - 31 | Compensation for notices under S 8 |
| S 38 | Issue Listed Building Enforcement Notice |
| S 42 | Authorise direct action to remedy unauthorised works |
| S 43 | Prosecute for contravention of S 38 notice |
| S 44 (A) | Seek injunction |
| S 54 | Urgent works to preserve unoccupied listed building |
| S 57 | Power to make grants towards repair of listed buildings |

Part II Conservation Areas

- | | |
|------|---|
| S 69 | Designate Conservation Areas |
| S 71 | Proposal to enhance and preserve conservation areas |
| S 74 | Consent for demolition |
| S 76 | Urgent works to preserve unoccupied building |
| S 77 | Power to make grants and loans for preservation/enhancement |

Part III General

- | | |
|--------|--|
| S 88/A | Exercise right of entry/warrant of entry |
|--------|--|

Environment Act 1995 (1)

- | | |
|------|--|
| S 97 | The Hedgerows Regulations 1997
Power to issue Hedge Retention Notices |
|------|--|