

### 3.40 Responsibility for Local Choice Functions

The Council has the discretion to choose which part of the structure should be responsible for certain functions (known as “Local Choice Functions”). These are set out in Schedule 2 of The Local Authorities (Functions and Responsibilities) (England) Regulations 2000 as amended (the Regulations). The Council has determined that these functions will be the responsibility of the bodies set out in Column 2. In turn, the decision making body may delegate to the person or body specified in Column 3.

Function	Decision Making Body	Delegation
Functions under local Acts (other than a function specified in Regulations 2 and Schedule 1 of the Regulations)	Council	Directors within their area of responsibility as defined in the Officer Scheme
The determination of an appeal against any decision made by or on behalf of the authority	Council	Committee of the Council or an officer as detailed elsewhere in this Constitution
Any function relating to contaminated land	Council	Director for Communities
The discharge of any function relating to the control of pollution or the management of air quality	Council	Director for Communities
The service of an abatement notice in respect of a statutory nuisance	Council	Director for Communities
The passing of a resolution that Schedule 2 to the Noise and Statutory Nuisance Act 1993 should apply in the authority’s area	Executive	

The inspection of the authority's area to detect any statutory nuisance.	Council	Director for Communities
The investigation of any complaint as to the existence of a statutory nuisance	Council	Director for Communities
The obtaining of particulars of persons interested in land under section 16 of the Local Government (Miscellaneous Provisions) Act 1976 or S.330 Town & Country Planning Act as amended 1990	Council	Director for Legal, Policy and Governance
<p>The appointment of any individual</p> <p>(a) To any office other than an office in which he is employed by the authority:</p> <p>(b) To any body other than</p> <p style="padding-left: 20px;">i. The authority;</p> <p style="padding-left: 20px;">ii. A Joint Committee of two or more authorities; or</p> <p>(c) To any Committee or Sub-Committee of such a body</p> <p>and the revocation of any such appointment</p>	Council	As delegated elsewhere in this Constitution or by the decision of Council on a case-by-case basis