

Constitutional Amendment

SUMMARY

- 1.1 The council's power to enter land or premises to survey for compulsory purchase purposes following the service of notice previously existed under Section 15 of the Local Government (Miscellaneous Provisions) Act 1976. This has been repealed under the Housing and Planning Act 2016.
- 1.2 The Housing and Planning Act 2016 now grants this power instead, but requires a warrant and service of a notice (Section 172-179). This report seeks to amend the Council Constitution accordingly.

RECOMMENDATION

- 2.1 To grant authority to the Strategic Director of Communities and Place to appoint proper officers for the purpose of compulsory purchase, along with associated powers of entry, under the Housing and Planning Act 2016.
- 2.2 To authorise the Monitoring Officer to make appropriate amendments to the Scheme of Delegations within the Council Constitution.

REASONS FOR RECOMMENDATION

- 3.1 To ensure the legislation granting powers to officers within the Scheme of Delegations is up to date and accurate.

OTHER OPTIONS CONSIDERED

- 4.1 None.

For more information contact:
Background papers:

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None

List of appendices:	Appendix 1 – Implications
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IMPLICATIONS

Financial and Value for Money

1.1 None.

Legal

2.1 Ensuring officers are properly authorised protects the council against the risk that use of the power detailed in the summary is challenged.

Personnel

3.1 None

IT

4.1 None.

Equalities Impact

5.1 None.

Health and Safety

6.1 None.

Environmental Sustainability

7.1 None.

Property and Asset Management

8.1 None.

Risk Management and Safeguarding

9.1 None.

Corporate objectives and priorities for change

10.1 None.