

**TABLE 4**

**DELEGATIONS TO THE DIRECTOR FOR ECONOMY,  
INFRASTRUCTURE AND SKILLS**

	<b>DELEGATED POWER</b>	<b>OVERALL RESPONSIBLE BODY</b>
	<b>HIGHWAYS</b>	
1	To exercise all the powers and duties of the County Council under the Highways Act 1980 (other than Sections 90A to 90i), the Traffic Management Act 2004, New Roads and Street Works Act 1991 and the Road Traffic Regulation Act 1984 in relation to roads, highways open to all traffic and to serve all notices and take all steps as the Acts may require in connection with the exercise of such powers and duties except as specified further in the scheme of delegation.	COUNCIL
2	After seeking the views in each case of the local member(s) of the County Council affected thereby and the relevant District Council and Parish Council, and provided the local member(s) of the County Council so consulted do not object thereto, to exercise, the powers and duties of the County Council under Sections 90A to 90i of the Highways Act 1980 (Road Humps and other Traffic Calming Works); and under the Road Traffic Regulation Act 1984 (as amended) or any subsequent re-enactment thereof	COUNCIL
3	To determine objections to proposed Traffic Regulation Orders under paragraph 2 above (other than those made by the local members of the County Council affected thereby) <i>Objections made by Local Members of the County Council which cannot be resolved to be referred to the Planning Committee for consideration</i>	COUNCIL
4	After seeking the views in each case of the local member(s) of the County Council affected thereby and provided the local member(s) so consulted do not object thereto, to authorise:  (a) Neighbouring Authority to discharge the County Council's Highway functions and powers on 'cross boundary' contiguous	COUNCIL

	<p>sections of road</p> <p>(b) To authorise the County Council to discharge a neighbouring Authority's Highways functions and powers on 'cross boundary' contiguous sections of road</p>	
5	To approve District Councils' proposals under Sections 23 (market places) and 38 (cycling in pedestrian areas) of the Staffordshire Act 1983	COUNCIL
6	To approve District Councils' applications for Orders to amend charges for parking places in accordance with the powers contained in Section 35 of the Road Traffic Regulation Act 1984	COUNCIL
7	To take action on behalf of the County Council, after consultation where appropriate with District Councils, under Sections 5 (traffic signs), 6 (damage to footways), 7 (plans of new streets), 8 (vesting of former highway land) & 10 (grass verges etc) of the Staffordshire Act 1983	COUNCIL
8	To grant street works licences under the New Roads and Street Works Act 1991	COUNCIL
8A	Following consultation with the Cabinet Member, to develop, implement and monitor a programme of on-street charges for parking schemes.	COUNCIL
9	To issue charges and Fixed Penalty Notices under Section 95 of the New Roads and Street Works Act as amended by Section 41 of the Traffic Management Act 2004 including waiver of fines and charges against agreed guidelines	
10	To deal with individual cases where an altered highway produces a significant and obvious hardship either by the alteration directly or by a substantial increase in traffic which has been triggered by the alteration and where the total cost of providing discretionary noise insulation does not exceed the current cost of £5,000 per scheme (index linked in subsequent years by the national GDP)	COUNCIL
11	To maintain, monitor, review and implement a road safety strategy within the County Council's road safety policies, including those necessary to fulfil the obligations of the	COUNCIL

	Council's participation in the Staffordshire Safer Roads Partnership.	
12	To adopt new streets and private streets as highways maintainable at public expense, subject to public record being kept of the date of the adoption	COUNCIL
13	To make temporary closure orders and notices under section 14 of the Road Traffic Regulation Act 1984.	COUNCIL
14A	To authorise the stopping up of parts of the highway network under the provisions of Section 247 of the Town and Country Planning Act 1990	COUNCIL
14B	To designate a footpath as a cycle track under the Cycle Tracks Act 1984	COUNCIL
14C	To take and implement any decisions necessary to fulfil the Council's responsibilities under the Mines and Quarries Act 1969 in respect of safe stability monitoring and enforcement of used and unused tips.	COUNCIL
15A	To exercise all the powers and duties of the County Council under the <ul style="list-style-type: none"> <li>• Flood and Water Management Act 2010</li> <li>• Flood Risk Regulations 2009</li> <li>• Land Drainage Act 1991</li> </ul> Or any subsequent re-enactment thereof.	COUNCIL
15B	In accordance with the relevant parts of <a href="#">Schedule 17 of the High Speed Rail (London - West Midlands) Act 2017</a> and <a href="#">Schedule 17 of the High Speed Rail (West Midlands - Crewe) Act 2021</a> (HS2) to determine the arrangements relating to the routes by which anything is to be transported to the site on a highway by a large goods vehicle (ref. Schedule 17, Part 1, <a href="#">Paragraph 6</a> (2) and Schedule 17, <a href="#">Paragraph 6</a> (1);  [Note: see Planning section 26A below for matters related to Schedule 17 - paragraphs 4 and 7]	COUNCIL
	<b>PLANNING</b>	
16	Unless the observations which the Director for Economy, Infrastructure and Skills proposes to give would represent a material departure from a planning policy for which the County Council is responsible:-	COUNCIL/ CABINET (LOCAL CHOICE)

	<ul style="list-style-type: none"> <li>• To give the County Council's observations to District Councils, adjoining authorities, Government Departments / Agencies and Statutory Undertakers / Public Utilities in response to consultations on planning, planning-related or environmental applications or policy documents</li> <li>• To give the County Council's observations to the Environment Agency in response to consultations on Environmental Permits and policy documents</li> <li>• To give the County Council's observations to District Councils on highway and highway-related matters</li> </ul>	
17	To refer to the Secretary of State for Levelling Up, Housing and Communities any District Council's proposal for its own development which would be detrimental to the County Council's interests or which would be contrary to the County Council's views	COUNCIL
18	To authorise the Peak Park Authority to discharge the County Council's powers and functions under the Ancient Monuments and Archaeological Areas Act 1979 in respect of that part of the Peak District National Park which is within Staffordshire, without prejudice to the exercise concurrently by the County Council within that area of their powers under the Act.	COUNCIL
19	<p>Where there is no material planning objection to the application or matter in question from:</p> <ul style="list-style-type: none"> <li>• The Chairman of the Planning Committee or the nominated opposition spokesperson; or</li> <li>• The relevant District Council or Parish Council; or</li> <li>• The Local Member of the County Council; or</li> <li>• A statutory consultee in accordance with the requirements listed in Planning Practice Guidance (Table 2)</li> </ul> <p>then the Director may (subject to the Director's discretion to consult with the</p>	COUNCIL/ CABINET (LOCAL CHOICE)

	<p>Chairman or Vice-Chairman of the Planning Committee) decide:</p> <ul style="list-style-type: none"> <li>• To grant planning permission for the County Council's own development;</li> <li>• To grant planning permission for minerals and waste developments, including the approval of Schemes of Conditions under the Environment Act which do not involve the development of a substantial new site or a significant extension to an existing site;</li> <li>• To refer applications to the Secretary of State when necessary in accordance with the Town and Country Planning (Consultation) (England) Direction 2009 (Circular 02/2009) or subsequent directions where the application involves Green Belt development, development outside town centres, world heritage sites development, playing field development or flood risk area development in accordance with the relevant statutory consultation arrangements;</li> <li>• To refuse planning permission or not approve the matter in question, except in the case of a substantial new site or a significant extension to an existing site</li> </ul>	
20	<p>Subject to first consulting the Director of Corporate Services:</p> <p>20a.1 To grant or refuse a Certificate of Lawfulness of Existing Use or Development (CLEUD) for minerals and/or waste development.</p> <p>20a .2 To grant or refuse a Certificate of Lawfulness of Proposed Use or Development (CLOPUD) for minerals and/or waste development</p> <p>20a.3 To determine whether it is expedient or not to take formal action</p> <p>20a.4 To issue or withdraw an Enforcement Notice, or waive or relax any requirements of the Notice</p>	COUNCIL

	<p>20b.1 To serve a Planning Contravention Notice</p> <p>20b.2 To issue notices seeking details of the ownership of a site</p> <p>20b.3 To approve the commencement of legal proceedings for non-compliance with any notice</p> <p>20b.4 To serve a Breach of Condition Notice</p> <p>20c.1 To seek an Injunction in respect of an actual breach or an apprehended breach of planning control</p> <p>20d.1 To serve a Temporary Stop Notice</p>	
21	To sign decision notices following the decision of the Planning Committee or (as authorised) by officers.	COUNCIL
22	To authorise the serving of a Stop Notice in conjunction with an Enforcement Notice, subject to the approval of the Chairman or (in his absence) the Vice-Chairman of Planning Committee and to consult with the Director of Corporate Services and the Local Member.	COUNCIL
22A	To authorise the serving of Minerals Planning Orders including Modification, Revocation, Discontinuance, Prohibition, Suspension and Supplementary Suspension Orders and refer to the Secretary of State as appropriate subject to the approval of the Chairman or (in his absence) the Vice-Chairman of Planning Committee and to consultation with the Director of Corporate Services and the Local Member.	COUNCIL
23	To consider any representations or offers received from any person upon whom a Planning Contravention Notice has been served and to make decisions as to what action should be taken in response to those representations.	COUNCIL
24	<p>To determine, subject to the limitations referred to in 20 above:</p> <ul style="list-style-type: none"> <li>Reserved Matters following the grant of outline planning permission</li> </ul>	COUNCIL

	<ul style="list-style-type: none"> <li>• Details submitted pursuant to conditions imposed by the planning permissions</li> <li>• Minor material amendments and non-material amendments to planning permissions</li> <li>• Details submitted pursuant to a Planning Obligation / Memorandum of Understanding (MoU)</li> <li>• Modifications to a Planning Obligation / MoU</li> </ul>	
25	To determine submissions by mineral undertakers and the Coal Authority under the provisions of the Town and Country Planning (General Permitted Development) Order 2015 and subsequent orders and applications prior notification under that order (the Order), and to determine applications for prior notification and prior approval under the Order	COUNCIL
25A	<p>In accordance with the relevant parts of <a href="#">Schedule 17 of the High Speed Rail (London - West Midlands) Act 2017</a> and <a href="#">Schedule 17 of the High Speed Rail (West Midlands - Crewe) Act 2021</a> (HS2) to determine:</p> <ul style="list-style-type: none"> <li>• the conditions related to the disposal of waste or spoil or the excavation of bulk material from borrow pits – specifically the arrangements relating to the ‘ancillary matters’ (ref, Schedule 17, Part 1, <a href="#">Paragraph 4</a> (4) and Schedule 17, <a href="#">Paragraph 4</a> (4));</li> <li>• the plans or specifications submitted by the nominated undertaker related to waste and spoil disposal and excavation of bulk material from borrow pits (ref. Schedule 17, Part 1, <a href="#">Paragraph 7</a> (2) and Schedule 17, Part 1, <a href="#">Paragraph 7</a> (2));</li> </ul> <p>subject to the Director’s discretion to consult with the Chairman or Vice-Chairman of the Planning Committee.</p> <p>[Note: see Highways section 15B above for matters related to Schedule 17 – paragraph 6 ]</p>	
26	In relation to a particular application/scheme of conditions/planning or enforcement appeal	COUNCIL

	<p>to</p> <ul style="list-style-type: none"> <li>• Issue a 'screening opinion' on the need for an Environmental Impact Assessment</li> <li>• Issue a 'scoping opinion' on the range of matters to be addressed in the Environmental Impact Assessment</li> </ul>	
27	In the case of extreme urgency and in consultation with the Chairman of the Planning Committee to issue directions under the Town and Country Planning (General Permitted Development) Order 1995 and subsequent Orders with regard to a restriction of permitted development	COUNCIL
28	To give, in consultation with the Chairman of the Planning Committee, a Direction that a Tree Preservation Order shall have immediate effect without previous confirmation, subject to and under Section 201 of the Town and Country Planning Act 1990	COUNCIL
29	To arrange for a site visit to be held in connection with any development control matter where in the opinion of the Director for Economy, Infrastructure and Skills the consideration of that matter would be facilitated or enhanced by such visit; and on any such site visit to arrange for the attendance of the Chairman of the Planning Committee and such Members of the Planning Committee as may be appropriate, and the local member(s) of the County Council affected by the matter, and where the Director for Economy, Infrastructure and Skills considers it appropriate, for the relevant District Council and/or Parish Council to be represented, provided that no decision in relation to that matter shall be taken on the site visit	COUNCIL
30	In relation to Schemes of Conditions under the Environment Act 1995, in accordance with government guidance, to: <ul style="list-style-type: none"> <li>• Agree to requests to postpone the date for the submission of Schemes of Conditions; or</li> <li>• Make requests to extend the date for determination of Schemes of Conditions</li> </ul>	COUNCIL



	<b>TRANSPORT</b>	
31	To exercise all the powers and duties of the County Council under the Transport Acts 1985 and 2000, Local Transport Act 2008 and Competition Act 1998, and any subsequent re-enactment thereof, in the provision of transport services within the county.	COUNCIL
32	To administer the National and Local Concessionary Travel scheme including the negotiation of financial reimbursement with operators and management and control of concessionary pass issue.	CABINET
	<b>RESERVOIRS AND WATER BODIES</b>	
33	To exercise all the powers and duties of the County Council under the Reservoirs Act 1975 and the Mines and Quarries Act 1954 in relation to the management of the Reservoirs and water bodies on its country parks and public access lands	CABINET
	<b>W2R</b>	
34	To make any decisions classified as "Authority Representative Matters" on behalf of Staffordshire County Council and the Contract Management Board in connection with the operation of Project W2R except where such matters have been specifically reserved for Cabinet decision	CABINET
35	The Director for Economy, Infrastructure and Skills and the Contract Manager be authorised to make any decisions on "Contract Board Matters" on behalf of Staffordshire County Council in connection with the operation of Project W2R except where such matters are reserved for Cabinet decision	CABINET
	<b>LAND AND PROPERTY</b>	
36	Jointly with the Director for Finance and Resources, the approval of short term licences (up to three months) for car parking	Council/Cabinet
37	To authorise the Peak Park Authority to discharge the County Council's functions, as contained in the Countryside Act 1968, in relation to land at the former Waterhouses Railway Station	Council/Cabinet
	<b>Delegations Nos. 38-48 below refer to Economic Regeneration Properties including Physical Regeneration Schemes, County Farms and Enterprise Centres ONLY</b>	COUNCIL/ CABINET

38	To take steps to administer and manage the Council's property estate.	COUNCIL/ CABINET
38.1	To effectively manage and administer the County Farms Estate on a day-to-day basis up to a maximum of £100,000	
39	To approve all acquisitions at market value of up to £200,000 and all terms for those transactions	COUNCIL/ CABINET
40	To approve the terms of all disposals for best consideration at a market value of below £200,000 and all terms for those transactions	COUNCIL/ CABINET
41	To approve all leasehold disposals for best consideration at a total rent over the term or a premium plus the total rent of below £200,000, and all Terms for those transactions including Right of Renewal	COUNCIL/ CABINET
42	To approve any Easement or Wayleave where the total premium, consideration and/or rent over the term is below £200,000	COUNCIL/ CABINET
43	To approve any lease/tenancy entered into where the total rent over the term or a premium plus the total rent is below £200,000	COUNCIL/ CABINET
44	To approve any licence where the total licence fee over the licence period is below £200,000	COUNCIL/ CABINET
45	To settle any claim for dilapidations totalling less than £200,000 where the County Council has been the tenant	COUNCIL/ CABINET
46	To approve the removal of Restrictive Covenants where the total payment is below £200,000	COUNCIL/ CABINET
47	To approve Pre-emptions and Options where the total value of the property is below £200,000	COUNCIL/ CABINET
48	The granting of consent for alterations in the property or its use	
	<b>SKILLS AND EMPLOYABILITY</b>	CABINET
49	The be responsible for the duties and responsibilities for the Local Authority in respect of post-16 education and training to: <ul style="list-style-type: none"> <li>secure sufficient suitable education and training provision for all young people in the area aged 16-19 and up to 25 for those with an Education, Health and Care Plan</li> </ul>	CABINET

	<ul style="list-style-type: none"> <li>• promote the effective participation in education and training of 16 and 17 year olds</li> <li>• identify 16 and 17 year olds who are not participating in education or training and provide support to enable participation</li> </ul>	
50	To be the Lead Strategic Commissioner for Entrust and any other partnership or joint working relationships entered into by the local authority in relation to the provision of education services (Authority to be delegated to the Commissioner for Skills and Employability for commissioning IAG).	CABINET
51	To ensure compliance with the local authority's statutory responsibilities in relation to Raising the Participation Age (RPA) and the Participation of young people in education, employment or training	CABINET
52	To ensure compliance with the requirements of the Department for Education in relation to the preparation and submission of budgetary and other data in relation to education, children's social services and youth service functions; the format of such data to be compliant with the Department for Education CCIS (Client Caseload Information System). (Authority to be delegated to the Commissioner for Skills and Employability for tracking and reporting young people's participation through the CCIS).	CABINET
53	To Commission and deliver learning and skills provision funded through the Adult Education Budget grant and to make fees and charges to providers contracted to deliver this provision and participants accessing the provision and be compliant with the conditions of the grant.	CABINET
54	To Commission the support required for High Needs Students who are over compulsory school age up to age 25 and for whom an Education, Health and Care (EHC) plan is maintained accessing Further Education provision.	CABINET
55	To support and assist the Stoke-on-Trent and Staffordshire Local Enterprise Partnership in delivering its Skills Strategy including commissioning and delivering projects and	

	programmes on its behalf funded through government, EU and match funding and being compliant with the conditions of these grants.	
	<b>GENERAL</b>	COUNCIL
56	To be authorised by the Director of Corporate Services to attest the affixation of the Common Seal of the County Council in respect of Traffic Regulation Orders, Minor Works, Section 38, 104 and 111 Agreements.	COUNCIL/ CABINET
57	To approve (but not refuse) applications from members submitted under the member fund on climate change and sustainability.	COUNCIL