

TABLE 6

DELEGATIONS TO THE DIRECTOR FOR FAMILIES AND COMMUNITIES

	DELEGATION	OVERALL RESPONSIBLE BODY
	CHILDREN'S AND EDUCATION SERVICES	
1	To be the Council's appointed Director of Children's Services in accordance with Section 18(1) of the Children's Act 2004, with responsibility for the discharge of the local authority's education and children's social services functions as set out in section 18(2) of that Act.	CABINET
2	To be responsible for functions exercisable on behalf of an NHS body so far as it relates to children and young people.	CABINET
3	To be responsible for safeguarding vulnerable children	CABINET
4	To set and vary rates for providers of all forms of children's social care in consultation with the Director of Finance and Resources	CABINET
5	To provide, operate, commission and vary payments to external providers in respect of services arranged for children's social care	CABINET
6	To meet the requirements as set down by regulatory bodies in relation to the operation of Children's Services.	CABINET
7	In conjunction with the Director for Health and Care, to protect and promote the welfare of vulnerable young adults including vulnerable young people moving into adulthood and gypsies and travellers.	CABINET
8	In conjunction with the Director for Health and Care, to co-ordinate the transition of service provision for children who will require services in adulthood.	CABINET
9	In conjunction with the Director for Health and Care, to meet the requirements as set down by regulatory bodies in relation to the employment, registration and training of all registerable staff.	CABINET
10	To lead and co-ordinate the Staffordshire Safeguarding Children's Board in accordance with legislation and guidance	CABINET
11	To appoint Proper Officers for children's social services functions	CABINET
12	To be responsible for the functions conferred on or exercisable by the Local Authority in its capacity as a local education authority particularly: (1) its strategic duties under the Education and Inspections Act 2006 to promote: <ul style="list-style-type: none"> • Choice • Diversity • High standards • The fulfilment of every child's educational potential (2) its responsibilities under the Education Act 1996 to: <ul style="list-style-type: none"> • Secure School Places • Secure excellence in education, promoting high 	CABINET

	DELEGATION	OVERALL RESPONSIBLE BODY
	standards and fulfilment of potential (3) its responsibilities under the Education Act 1996 or any subsequent legislation in relation to the provision of education for children and young people with Special Educational Needs	
13	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 Learning and Skills)	CABINET
14	To ensure compliance with the local authority's statutory responsibilities in relation to Raising the Participation Age (RPA)	CABINET
15	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).	CABINET
16	To licence the employment of children under Part II of the Children and Young Persons Act 1933 and Bylaws made under that part, and Part II of the Children and Young Persons Act 1963.	COUNCIL
17	To be responsible for social services functions as they relate to children within the meaning of the Local Authority Social Services Act 1970.	CABINET
18	To be responsible for functions relating to persons leaving care	CABINET
19	In conjunction with the Director for Health and Care, to be responsible for functions in respect of: <ul style="list-style-type: none"> • co-operation to improve well-being with partner agencies; • multi agency arrangements to safeguard and promote welfare; • information databases; 	CABINET
20	To be responsible for functions in respect of the Staffordshire Families Strategic Partnership Board	CABINET
21	To be responsible for functions in respect of the improvement of young people's well-being; provision of childcare ; information, advice, and assistance and training to child care providers	CABINET
22	To be responsible for such other functions conferred on or exercisable by the authority as may be prescribed by the Secretary of State by regulations.	CABINET
23	To manage the local authority's children's services with professional responsibility and accountability for their effectiveness, availability and value for money.	CABINET

	DELEGATION	OVERALL RESPONSIBLE BODY
24	In conjunction with the Director for Health and Care, to lead and coordinate the Staffordshire and Stoke-on-Trent Safeguarding Vulnerable Adults Partnership and the Staffordshire Safeguarding Children's Board in accordance with legislation and guidance.	CABINET
25	To safeguard and promote the welfare of children	CABINET
26	To meet all requirements set down for the provision of Youth Offending Services in Staffordshire	CABINET
27	To exercise the Council's duties and responsibilities under the Crime and Disorder Act 1998 and ensure that any crime and disorder implications of the council's decisions are properly considered	CABINET
28	In conjunction with the Office of the Police and Crime Commissioner for Staffordshire to support and develop the County's Police and Crime Plan	CABINET
29	To ensure that the Council effectively fulfils its roles and responsibilities under the Civil Contingencies Act 2004 including acting as Chairman of Staffordshire's Prevent Group	CABINET
30	To fulfil the Council's duty to cooperate with Multi Agency Public Protection Arrangements (MAPPA)	CABINET
	RURAL	
31	To exercise all the powers and duties of the County Council under the Wildlife and Countryside Act 1981, Countryside and Rights of Way Act 2000 and the Conservation of Habitats and Species Regulations 2010 in relation to the operation and management of it's country parks and public access lands	COUNCIL
32	To designate a footpath as a cycle track under the Cycle Tracks Act 1984	COUNCIL
33	To keep the register of prescribed information with respect to applications under Section 53(5) of the Wildlife and Countryside Act 1981	COUNCIL
34	To enter into agreements with respect to means of access to any access land under Section 35 of the Countryside and Rights of Way Act 2000 and to provide access in the absence of such agreement under Section 37 of that Act	COUNCIL
35	Subject to consultation with the local member(s), to determine non-contentious applications and applications initiated by the County Council itself, for Public Path Orders to create, stop or divert footpaths and bridleways under: <ul style="list-style-type: none"> • Sections 25, 26, 118, 118A, 119 and 119A of the Highways Act 1980 • Sections 257 and 258 of the Town and Country Planning Act 1990 • De-Regulation Act 2015 Applications which are, or become, contentious to be referred to the Countryside and Rights of Way Panel for decision.	COUNCIL

	DELEGATION	OVERALL RESPONSIBLE BODY
35 (a)	To exercise all the powers and duties of the County Council under the Highways Act 1980, the Countryside and Rights of Way Act 2000, the Rights of Way Act 1990, and the Wildlife and Countryside Act 1981 in relation to public footpaths and bridleways, and to serve all notices and take all steps as the Acts may require in connection with the exercise of such powers and duties.	COUNCIL
	COMMUNITY SAFETY: PUBLIC PROTECTION	
36	To appoint qualified person(s) to hold the following statutory offices:- <ul style="list-style-type: none"> • Public Analyst for the purposes of the Food Safety Act 1990 and Agricultural Analyst for the purposes of the Agriculture Act 1970 • Deputy Public Analyst for the purposes of the Food Safety Act 1990 • Deputy Agricultural Analyst for the purposes of the Agriculture Act 1970 Chief Inspector of Weights and Measures for the purposes of the Weights and Measures Act 1985	COUNCIL
37	To be the Proper Officer to undertake the council's function under Section 23 of the Coroners and Justice Act 2009, with regard to the appointment of senior, area (deputy) and assistant coroners and to have responsibility for financial expenditure by the Coroner Service.	COUNCIL
38	To designate staff of the service as Inspector, Authorised Officer and/or Sampling Officer, as the case may be, for all purposes under legislation conferring powers or duties on the County Council in respect of the protection of the public, consumers, animals both wild and domestic, or the environment, and the enforcement of which the County Council are empowered to undertake; and to confer on them all powers which the County Council may confer for the purposes of determining whether or not the provisions of such legislation and any Orders and Regulations are being complied with and all powers of enforcing the same in accordance with the relevant legal provisions for doing so	COUNCIL
39	By virtue of section 19 of the Health and Safety at Work Act 1974, to appoint as inspectors such persons having suitable qualifications as necessary for carrying into effect the relevant statutory provisions, and may terminate any appointment under this section. (Every appointment of a person as an inspector under this section shall be made by an instrument in writing specifying which of the powers conferred on inspectors by the relevant statutory provision shall be exercisable by the person appointed)	COUNCIL
40	To designate staff of the service as being authorised, after receipt of the necessary information, to issue or where so authorised to refuse or to revoke any licences or to register any persons or premises or to issue certificates and collect	COUNCIL

	DELEGATION	OVERALL RESPONSIBLE BODY
	any fees pursuant to legislation referred to in paragraph 43 above upon such terms and conditions as may be appropriate in each case	
41	To refuse to renew licences where licensees have failed to submit the appropriate petroleum spirit storage tank test certificate and/or the appropriate petroleum spirit store electrical installation test certificate by the due date	COUNCIL
42	To authorise, in cases of urgency and subject to consultation with the Chairman of the Planning Committee <ul style="list-style-type: none"> • An application to a court under the Safety of Sports Grounds Act 1975 to prohibit or restrict the admission of spectators; • The issue of a prohibition notice under the Fire Safety and Safety of places of Sport Act 1987 when the risk to spectators at a ground is so great that until steps have been taken to reduce it to a reasonable level, the admission of spectators ought to be restricted or prohibited The serving of a preliminary notice to enforce safety at outdoor sports grounds where it is confirmed that a stand provides cover for more than 500 people	COUNCIL
42 (a)	To authorise, in cases of urgency and subject to consultation with the Chairman of the Planning Committee (or in his /her absence, the Vice-Chairman of the Planning Committee), an application to the court under the Safety of Sports Grounds Act 1975 to prohibit or restrict the admission of spectators;	COUNCIL
42 (b)	In cases of urgency, to issue a prohibition notice under section 10 of the Safety of Sports Grounds Act 1975 as amended by the Fire Safety and Safety of Places of Sport Act 1987 when the delegated officer is of the opinion that the admission of spectators to a sports ground or any part of a sports ground involves or will involve a risk to them so serious that, until steps have been taken to reduce it to a reasonable level, admission of spectators to the ground or that part of the ground ought to be prohibited or restricted, such action to subsequently be reported as soon as practically possible to the Chairman of the Planning Committee (or in his/her absence, the Vice-Chairman of the Planning Committee).	COUNCIL
43	To make technical amendments to Safety Certificates	COUNCIL
44	To commence as a Responsible Authority a review of a premise licence where the circumstances reveal that there has been a breach of Licensing Objectives	COUNCIL
45	To make an application to a court for a warrant pursuant to legislation referred to in paragraph 39 above	COUNCIL
46	To approve information sharing protocols in relation to enforcement data with other agencies	COUNCIL
47	To authorise officers and persons appointed by the Proper Officer from outside the authority to act under Trading	COUNCIL

	DELEGATION	OVERALL RESPONSIBLE BODY
	Standards legislation as specified in any formal joint working arrangements	
	CULTURE AND PHYSICAL ACTIVITY	
48	To take decisions on the allocation of grants from the County Council's Arts Grants Scheme	CABINET
49	To authorise the disposal of artefacts from the County Museum collection	CABINET
50	To sign off grant applications for grants over £50,000	CABINET
	MISCELLANEOUS	
51	To be the host Chief Executive for West Midlands Employers	COUNCIL