

TABLE 7

DELEGATIONS TO DIRECTOR FOR PEOPLE AND DEPUTY CHIEF EXECUTIVE

As at May 2011 – to be reviewed.

| Adult Social Care | |
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| 1. | To purchase on the County Council's behalf, residential and nursing accommodation and domiciliary, day and support services by voluntary and private organisations for the elderly, disabled, those with mental health needs and children. |
| 2. | To waive or reduce the charges made by the County Council for services provided by the Social Services Department where the Chief Officer considers that the circumstances are such that full payment of the charges would cause Particular hardship or otherwise be inappropriate. |
| 3. | To reimburse, on an ex gratia basis, up to £1,000 on claims in respect of accidental damage caused to the homes or property of any person by staff of the Social Services Department or by those under its direct control. |
| 4. | To determine the value of property to be taken into account for Part III Accommodation assessment charges where the property continues to be Occupied or where there are unusual circumstances, for example a joint owner (other than spouse) remaining in occupation. |
| 5. | To approve recovery of debts and inclusion of assets disposed of in Part III accommodation assessments under the National Assistance Act 1948 where it appears that the disposal may have been made in order to effect a reduction in accommodation charges. |
| 6. | To decide on cases where it is alleged that assets have been abandoned in the context of an assessment of charges for residential care. |
| 7. | To appoint and to authorise Approved Social Workers pursuant to the Mental Health Act 1983. |
| 8. | To administer the allocation of funding under the Supporting People Legislation. |
| 9. | To deal with complaints under the terms of the National Health Service and Community Care Act 1990 by actioning the recommendations of the Complaints Review Panel |
| 10. | To receive reports of the monthly visits made to Adult Homes in accordance with the National Health Service and Community Care Act 1990. |
| Designation of Officers | |
| 11. | 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; • Designated Proper Officer for the purposes of the Registration Service Act 1953; |
| 12. | To designate staff of the department under the Petroleum (Consolidation) Act 1928 (Enforcement) Regulations 1979 as Inspectors for the purposes of Section 20(2)(a)-(m) of the Health and Safety at Work Act 1974 and to vary or terminate an Inspector's powers. |

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| 13. | To designate staff of the Department 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. |
| 14. | To designate staff of the department as being authorised to apply to a court of summary jurisdiction for a warrant pursuant to legislation referred to in paragraph 7.9 above. |
| 15. | To designate staff of the Department 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 any fees pursuant to legislation referred to in paragraph 1.9 above upon such terms and conditions as may be appropriate in each case. |
| Other Powers and Duties | |
| 16. | To take and implement decisions in respect of the discharge of the County Council's functions with regard to Asylum Seekers. |
| Education Matters | |
| 17. | To take and implement decisions which relate to the operation of a school but which are matters for decision by the County Council as Local Education Authority. |
| 18. | To take and implement decisions which relate to benefits or support available to individual parents and/or individual children or young people which are matters for decision by the County Council as Local Education Authority. |
| 19. | To apply in the Family Proceedings Court for an Education Supervision Order in respect of a child of compulsory school age who is not being properly educated. |
| 20. | To take and implement decisions to exercise statutory powers relating to the health or welfare or school attendance of individual children and to take all steps in any related statutory procedures. |
| 21. | To select tenants and grant, terminate and administer tenancies of Educational premises in so far as they are the responsibility of the County Council as Local Education Authority. |
| 22. | To exercise the Council's powers under the Apprenticeships, Skills, Children and Learning Act 2009. |
| Children's Employment | |
| 23. | To issue licenses for the employment of children pursuant to the Children and Young Persons Act 1933, byelaws made under that Act, and the Children and Young Persons Act 1963. |
| Children's Social Care | |
| 24. | To receive reports of the monthly visits made to Children's Homes in accordance with the Children's Homes Regulations 1991. |
| 25. | To approve or refuse requests for the County Council to meet legal costs in connection with applications for adoption. |
| 26. | To undertake, together with an Adoptions Panel comprising not less than three specified officers, all functions under the Adoption Act 1976 and Adoption Agencies Regulations 1983 as amended by the Children Act 1989, relating to the adoption of children. |

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| 27. | To institute, intervene in, or defend, on the County Council's behalf, wardship proceedings and to appear on the Council's behalf in any wardship proceedings involving the County Council. |
| 28. | To deal with complaints under the terms of the Children Act 1989 by actioning the recommendations of the Complaints Review Panel. |