

**PART 4 - OFFICER SCHEME OF DELEGATION  
(SECTION 4 - FUNCTIONS)**

**Part 4 is set out in four sections as follows:**

Section 1: General Principles

Section 2: Chief Executive and Directors

Section 3: Group Heads

Section 4: Functions

Introductory Note:

All functions that are not specifically reserved by law or under this Constitution to Council, a Committee, the Cabinet, a Cabinet Member, or Officers, are delegated to the Cabinet.

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**1.0 LICENSING SCHEME OF DELEGATION**

Pursuant to Paragraphs 4.3.1 (Licensing Committee) and 5.5 (Licensing Committee) of Part 3 of the Constitution:

- 1.1 Subject to Paragraph 1.3 below, an authorised officer may determine all applications, renewals, variations, transfers and other matters in respect of any licenses, permissions, registrations and approvals under, and so far as is required or permitted by any legislation, policy or scheme of delegations of the Council.
- 1.2 The legislation referred to above shall include, but not exhaustively:
- The Licensing Act 2003
  - The Gambling Act 2005
  - All legislation specified in Schedule 1 of the Local Authorities (Functions and Responsibilities) (England) Regulations 2000.
- 1.3 Where:
- The Council receives any objection, adverse representation or information concerning any of the above mentioned matters, and
  - Such objection, representation or other matter cannot be resolved in such a way as is permitted by law, Council policy or scheme of delegations the matter will be referred to the Licensing Sub-Committee for determination.
- 1.4 An authorised officer may refuse to renew, or may suspend, revoke or take any other such action against any license, permission, registration or approval as permitted by law or such Council policy as is consistent with law.
- 1.5 Without prejudice to the generality of the afore-going provision, an authorised officer may refuse to renew, suspend or revoke a Hackney Carriage or Private Hire Vehicle Driver's License, save that the determination of any such action will be referred to the Licensing Sub-Committee where:
- That action is likely to present a departure from any Hackney Carriage or Private Hire Vehicle Licensing Policy adopted by the Council, or
  - The officer deems it proper to do so for any other reason.