

CABINET

15 September 2010

MINOR AMENDMENTS TO THE CONSTITUTION – SCHEME OF DELEGATION
TO OFFICERS

REPORT OF HEAD OF DEMOCRATIC SERVICES

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RECENT REFERENCES:

None.

EXECUTIVE SUMMARY:

This report sets out a proposed minor change to Part 3b of the Constitution (Scheme of Delegation to Officers). The new authority relates to the power to deal with stray horses under Section 9 of the Hampshire Act 1983, which is listed under the Head of Environmental Protection.

Under Article 15 of the Constitution, this is an amendment that requires Cabinet approval.

RECOMMENDATION:

That the minor change to Part 3 of the Council's Constitution (Scheme of Delegation to Officers) be agreed as set out in the Report.

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- 1 Proposed changes to Scheme of Delegation to Officers (Part 3 of the Constitution)
- 1.1 It is proposed that an additional authority be added under the Head of Environmental Protection, as detailed below (additional wording shown in italics):

Authority to take all necessary action, including the service of notices in appropriate cases:-

 - (a) to deal with any matter prejudicial to health or a nuisance.
 - (b) to prevent unauthorised entry to premises which are the subject of either a Closing Order or an undertaking that they shall not be used for human habitation.
 - (c) *To deal with stray horses under Section 9 of the Hampshire Act 1983.*

OTHER CONSIDERATIONS:

- 2 SUSTAINABLE COMMUNITY STRATEGY AND CORPORATE BUSINESS PLAN (RELEVANCE TO):
- 2.1 Relevant to the strategic priority of being an efficient and effective Council.
- 3 RESOURCE IMPLICATIONS:
- 3.1 Work on updating the Constitution is undertaken within existing resources.
- 4 RISK MANAGEMENT ISSUES
- 4.1 None directly for Winchester City Council.
- 5 BACKGROUND DOCUMENTS:
- None
- 6 APPENDICES:
- None.