

Recommended Changes to the Constitution

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Provision	Proposal	Amendments to Wording
<p>Responsibility for registration and applications for orders of exemption for Scrap Metal Dealers.</p> <p>Part 3 Section 2 Licensing Committee Delegation</p>	<p>That the Licensing Committee take over the functions for Scrap Metal Dealers from the Planning and Environmental Protection Committee.</p> <p>To be inserted at 2.4.1.3 (l)</p> <p>where they are not delegated to officer at section 2.4.3.1 (x)</p>	<p><u>Proposed New insertion: Rule 2.4.1.3 (l) is inserted.</u></p> <p>2.4 Licensing Committee</p> <p>2.4.1 Terms of reference</p> <p>2.4.1.1 To undertake and perform all of the Licensing Authority’s statutory functions and duties under the Licensing Act 2003 and to delegate functions in accordance with Guidance issued under Section 182 of that Act.</p> <p>2.4.1.2 To delegate to sub-committees consisting of three members of the Licensing Committee the functions listed at 2.4.2.</p> <p>2.4.1.3 To exercise the functions of the authority as listed in Schedule 2.4.4, where these are not delegated to officers as listed at section 2.4.3, namely:-</p> <p>...</p> <p>(l) Scrap Metal Dealers registrations and orders of exemption</p>
<p>Responsibility for registration and applications for orders of exemption for Scrap Metal Dealers.</p> <p>Part 3 Section 2 Delegations to officer</p>	<p>That the decisions in relation to Scrap Metal Dealers Registrations are delegated to officer except in relation to an order of exemption for itinerant collectors where an application has been refused and the applicant wants to appeal that decision.</p> <p>To be inserted 2.4.3.1 (x)</p>	<p><u>Proposed New insertion: Rule 2.4.3.1 (x) is inserted.</u></p> <p>2.4.3 Delegations to officers</p> <p>2.4.3.1 The Executive Director – Operations is authorised:</p> <p>...</p> <p>(x) To issue/renew registrations of scrap metal dealers and orders of exemption except where an application for an order of exemption has been refused and the applicant wants to appeal that decision.</p>

Provision	Proposal	Amendments to Wording
<p>Removal of Responsibility for Scrap Metal Dealers.</p> <p>Part 3 Section 2 Planning and Environmental Protection Committee.</p> <p>2.5.2.7</p>	<p>Removal of Scrap Metal Dealers from Planning and Environmental Protection Committee provisions as it will be undertaken by the licensing committee where not delegate to officer.</p>	<p>Proposed Deletion Rule 2.5.2.7 (a) is deleted</p> <p>2.5.2.7 The Executive Director - Operations is authorised:</p> <p>(a) To deal with registration of scrap metal dealers;</p> <p>(b) To undertake non-executive actions under the Environmental Protection Act 1990 in relation to pollution and statutory nuisance (these are set out in Schedule 2.6.3;</p> <p>(c) To take appropriate action and issue all notices (including notices of entry) under the following legislation: Control of Pollution Act 1974; Noise and Statutory Nuisance Act 1993.</p>