

## REPORT OF THE HEAD OF DEMOCRATIC SERVICES

*Reporting Officer: Head of Democratic Services*

### (i) URGENT IMPLEMENTATION OF DECISIONS

**RECOMMENDATION:** That the Urgency decisions detailed below be noted.

#### Information

1. The Constitution allows a Cabinet or Cabinet Member decision to be implemented before the expiry of the 5 day call-in provided there is agreement from the Chief Executive and the Chairman of the Executive Scrutiny Committee to waive this. All such decisions are to be reported for information only to the next full Council meeting.
2. Since the 6 July 2017 Council meeting, the following decisions have been made using urgency procedures:

Date of Decision	Decision Type / Nature of Decision	Decision-Maker
28/06/2017	Uxbridge Business Improvement District	Leader of the Council / Cabinet Member for Community, Commerce & Regeneration
28/06/2017	Replacement of Communal Boilers - St Catherine's Farm Court and Associated Capital Release (Housing Revenue Account Works to Stock Programme 2017/18 - Release No 15) - PART II	Leader of the Council / Cabinet Member for Finance, Property & Business Services
07/07/2017	Appointment of consultancy for the Redevelopment of the Boxing Clubhouse and Football Club Facilities in Field End Recreation Ground - PART II	Leader of the Council / Cabinet Member for Finance, Property & Business Services
17/07/2017	Appointment of Consultants for Works at Rabbs Mill House, Uxbridge and Fitzgerald House, Glenister House and Wellings House, Hayes and associated capital release - PART II HRA Works to Stock 2017/18 Programme -	Leader of the Council / Cabinet Member for Finance, Property & Business Services
17/07/2017	Housing Revenue Account New General Needs Housing Stock 2017/18 (Housing Buy Back Scheme) Release No 1 - PART II	Leader of the Council / Cabinet Member for Finance, Property & Business Services
26/07/2017	Transport for London (TfL) Local Implementation Plan (LIP) 2016/17 - Capital Release No 8	Leader of the Council / Cabinet Member for Finance, Property & Business Services
09/08/2017	Housing Revenue Account - New General Needs Housing Stock - 2017/18 (Housing Buy-Back Scheme) Release No. 2 – PART II	Leader of the Council / Cabinet Member for Finance, Property & Business Services

Date of Decision	Decision Type / Nature of Decision	Decision-Maker
09/08/2017	Disabled Facilities Grants 2017/18 - Release No.7 – drawdown report for various applicant properties – PART II	Leader of the Council / Cabinet Member for Finance, Property & Business Services
09/08/2017	Contract extension - winter gritting vehicles – PART II	Leader of the Council / Cabinet Member for Finance, Property & Business Services
22/08/2017	HRA Major Adaptations to Property 2017/18 Release No.6	Leader of the Council / Cabinet Member for Finance, Property & Business Services
22/08/2017	Housing Revenue Account Works to Stock 2017/18 Programme - Replacement of electrical night storage heaters and associated electrical safety works at Rabbs Mill House, Uxbridge and Fitzgerald House, Glenister House and Wellings House, Hayes and associated Capital Release (Release No 22) - PART II	Leader of the Council / Cabinet Member for Finance, Property & Business Services
22/08/2017	Housing Revenue Account Works to Stock Programme 2017/18: Erection of scaffolding and associated access equipment to enable fire safety works at Rabbs Mill House, Uxbridge and Fitzgerald House, Glenister House and Wellings House, Hayes and associated Capital Release (Release No 25) - PART II	Leader of the Council / Cabinet Member for Finance, Property & Business Services

BACKGROUND PAPERS: Decision Notices

**(ii) REVIEW OF COUNCIL CONSTITUTION - RESIDENTS' SERVICES SCHEME OF DELEGATIONS AND STATEMENT OF LICENSING POLICY**

**RECOMMENDATION:** That for all functions under the Licensing Act 2003 and the Gambling Act 2005, the Residents Services Scheme of Delegations, (Administrative, Technical & Business Support section) be amended to include the following wording:

**"Where a Ward Councillor makes representations upon an application within their ward, in writing, to the Head of Administrative, Technical and Business Services within the appropriate statutory period of consultation for the application, that application shall be submitted to the Licensing Sub-Committee for determination. The Ward Councillor must include in their representations the reasons why they wish the application to be determined by the Sub-Committee."**

**In addition the role of the Ward Councillor within the Statement of Licensing Policy be amended accordingly.**

## **Information**

1. Members will be aware that the Scheme of Delegations relating to the determination of planning matters within the authority includes a provision for Ward Councillors to have an application 'called-in' for determination by the appropriate Planning Committee even if that application would normally have been dealt with by officers under delegated authority.
2. It is recommended that this facility should be extended to Ward Councillors in relation to Licensing applications.

## **Legal Implications.**

3. The Borough Solicitor confirms that the Licensing Act 2003 guidance issued by the Home Office in April 2017 includes the general principle that, where there have been no representations made in relation to an application, such an application must be granted, subject only to conditions that are consistent with the operating schedule and relevant mandatory conditions. Hearings should not be held for uncontested applications.
4. Should representations be made by a Ward Councillor, it is perfectly in order for the Council to adopt the proposed procedure for those representations to be heard by the Sub-Committee.

BACKGROUND PAPERS: None