



Report – Planning and Transportation Committee

Updates to Scheme of Delegation in relation to changes to statutory powers and minor material amendments

To be presented on Thursday, 25th June 2015

*To the Right Honourable The Lord Mayor, Aldermen and Commons
of the City of London in Common Council assembled.*

SUMMARY

The Court of Common Council has delegated to your Planning and Transportation Committee responsibility for the City's local planning authority functions. To facilitate the carrying out and administration of these functions, some of them have been delegated down to Chief Officers as set out in the Scheme of Delegations approved by Court of Common Council on 1 May 2014 and updated on 1 December 2014. Recent modifications to the conservation area regime and the introduction of Lead Local Flood Authority functions and Sustainable Urban Drainage responsibilities have given rise to further delegation issues.

RECOMMENDATION

That the Scheme of Delegation in respect of the Lead Local Flood Authority functions be amended as set out in paragraphs 2 a) and b) below.

MAIN REPORT

Background

1. Under the Flood and Water Management Act 2010 the City Corporation is designated as the Lead Local Flood Authority (LLFA) for the City of London. This role involves a range of new powers and duties including the following:
 - Develop and maintain a public register of Flood Risk Management Assets
 - Develop co-ordinated management of flooding
 - Deliver Flood Management Maps and a Flood Risk Management Plan
 - Power to designate Flood Risk Management Assets
 - Determination of applications for approval to alter, demolish or replace structures designated as Flood Risk Management Assets
- a) It is proposed that the City's new LLFA functions be delegated to your Planning and Transportation Committee, and, subject to that being done, it is proposed that those functions be delegated by your Planning and Transportation Committee to the Director of the Built Environment, as shown below –

“H) Lead Local Flood Authority

“To exercise the City's functions as Lead Local Flood Authority in relation to the Flood and Water Management Act 2010 (other than the function delegated to the District Surveyor).”

- b) The Government is intending to bring forward changes to the Development Management Procedure Order to make the LLFA a statutory consultee for local planning authorities in relation to Sustainable Drainage Systems (SuDS). It is proposed that this function as a statutory consultee be further delegated to the District Surveyor as shown below –

*“The following functions are delegated to the District Surveyor:
To exercise the City's Lead Local Flood Authority function as a statutory consultee to the local planning authority on surface water drainage issues.”*

Conclusion

2. Your Committee recommends that the Scheme of Delegation in respect of the Lead Local Flood Authority functions be amended.

All of which we submit to the judgement of this Honourable Court.

DATED this 14th day of April, 2015.

SIGNED on behalf of the Committee.

Michael Welbank, MBE
Chairman, Planning and Transportation Committee