

Director of Environment delegations

Under the Constitution for Governance of Thanet District Council, certain Council responsibilities and functions are delegated to the Chief Executive. The Chief Executive then delegates some of those functions and responsibilities to directors.

Under the Council's scheme of delegations to officers, the above delegations can be further sub-delegated. This scheme of delegation authorises the post holders identified below to undertake these Council and Executive functions and responsibilities, provided that an officer can only carry out a responsibility if:

- They (or an officer who reports to them) have budgetary or management responsibility for it; and
- The constitution or the law does not require it to be carried out by someone else; and
- The activity is not reserved by Members or committees.

Post	Responsibilities and Functions
Director of Environment	All functions and responsibilities in relation to: <ul style="list-style-type: none"> ● Neighbourhoods ● Coastal and Public Realm ● Cleansing
Head of Neighbourhoods	All functions and responsibilities in relation to: <ul style="list-style-type: none"> ● Cemeteries and Crematorium ● Multi-agency services (Multi-Agency Task Force) ● Enforcement services ● Community safety ● Regulatory services (Environmental Health/Licensing*/Food safety/Air quality) ● Parking ● Technical support
Technical Support Manager Technical Support Officers	All functions and responsibilities in relation to: <ul style="list-style-type: none"> ● The issuing of licences, certificates, provisional statements and notices under the 2003 Licensing Act where no relevant representation or objection is made ● The issuing of reviews under the 2003 Licensing Act on behalf of the Licensing Authority ● Decisions on whether a complaint/representation is irrelevant, frivolous, vexatious under the 2003 Licensing Act and request to be removed as designated premises supervisor
	<ul style="list-style-type: none"> ● the issuing of licences, permits, registrations, and notices under the 2005 Gambling Act where no relevant representation or objection is made

	<ul style="list-style-type: none"> the issuing of reviews under the 2005 Gambling Act on behalf of the Licensing Authority
	<ul style="list-style-type: none"> authorised to take action under the following provisions of the Local Government (Miscellaneous Provisions) Act 1976 in relation to the licensing of hackney carriage and private hire vehicles, drivers and operators:- <ul style="list-style-type: none"> a) inspection of licences, records and suspension of licences b) testing and inspection of vehicles c) return of identification plate or disc d) fitness of vehicles
	<ul style="list-style-type: none"> employ veterinary surgeons and other advisory officers as necessary in pursuance of the exercise of the Council's registration and licensing functions
	<ul style="list-style-type: none"> Responsibility for Sunday Trading Laws
	<ul style="list-style-type: none"> The authorised person of the Licensing Authority as defined in the Licensing Act 2003, Gambling Act 2005 and the Criminal Justice and Police Act 2001
	<ul style="list-style-type: none"> Inspections and powers of entry, including the taking of samples in accordance with various Acts.
	<ul style="list-style-type: none"> All functions related to Safety Advisory Groups
Community Services Manager Community Officer	<ul style="list-style-type: none"> All functions and responsibilities in relation to anti-social behaviour in accordance with various Acts.
	<ul style="list-style-type: none"> Designated Officer under the provisions of the Childrens Act 2004
	<ul style="list-style-type: none"> All functions in relation to safeguarding including adults, children, anti-terrosism, modern day slavery in accordance with various Acts.
	<ul style="list-style-type: none"> Responsibility for Community Safety Planning/S17 responsibilities in accordance with Crime and Disorder Act 1998.
	<ul style="list-style-type: none"> Review and seizure of CCTV footage from authority owned systems in accordance with Crime and Disorder Regulations 2007.
	<ul style="list-style-type: none"> Issue of trespass notice under Criminal Justice and Public Order Act 1994

	<ul style="list-style-type: none"> ● Statutory Public Accountability under Police & Justice Act 2006
	<ul style="list-style-type: none"> ● Refuse Disposal (Amenity) Act 1978
Regulatory Services Manager	<p>All functions and responsibilities in relation to:</p> <ul style="list-style-type: none"> ● Food safety and food hygiene in accordance with various European Directives and Acts. ● European Communities Act 1972. This Act makes provision of the incorporation of EC law into the domestic law of the UK. Under section 2(2) Regulations may be laid before Parliament to implement required changes to UK law to include EU Directives. It also provides in section 2(4) that all UK legislation, including primary legislation (Acts of Parliament) shall have effect “subject to” directly applicable EC law. ● All functions in relation to health and safety enforcement in workplace premises in accordance with various Acts. ● All functions and responsibilities relating to licensing enforcement. ● All functions and responsibilities in relation to Environmental Protection in accordance with various Acts including but not limited to Air Quality, Statutory Nuisance, Contaminated Land.
Senior Environmental Health Practitioners Environmental Health Practitioners Public Protection Officers Environmental Protection Officers	<p>All functions and responsibilities, subject to the officer being qualified to undertake them in relation to:</p> <ul style="list-style-type: none"> ● Food safety and food hygiene in accordance with various European Directives and Acts. ● European Communities Act 1972. This Act makes provision of the incorporation of EC law into the domestic law of the UK. Under section 2(2) Regulations may be laid before Parliament to implement required changes to UK law to include EU Directives. It also provides in section 2(4) that all UK legislation, including primary legislation (Acts of Parliament) shall have effect “subject to” directly applicable EC law. ● All functions in relation to health and safety enforcement in workplace premises in accordance with various Acts. ● Environmental Protection functions in accordance with various Acts including but not limited to Air Quality, Statutory Nuisance, Contaminated Land.
Senior Licensing Officers Licensing Officers	<p>All functions and responsibilities in relation to licensing.</p>
	<ul style="list-style-type: none"> ● employ veterinary surgeons and other advisory officers as necessary in pursuance of the exercise of the Council’s registration and licensing functions

	<ul style="list-style-type: none"> authorised to take action under the following provisions of the Local Government (Miscellaneous Provisions) Act 1976 in relation to the licensing of hackney carriage and private hire vehicles, drivers and operators:- <ul style="list-style-type: none"> a) inspection of licences and records b) testing and inspection of vehicles c) return of identification plate or disc d) fitness of vehicles
	<ul style="list-style-type: none"> the authorised person of the Licensing Authority as defined in the Licensing Act 2003, Gambling Act 2005 and the Criminal Justice and Police Act 2001
	<ul style="list-style-type: none"> inspections and powers of entry, including the taking of samples, in accordance with various Acts
Parking and Transportation Enforcement Manager Civil Enforcement Supervisor Civil Enforcement Office	<ul style="list-style-type: none"> All functions and responsibilities, dependent on officer qualifications, relating to Traffic Management including but not limited to on and off street parking, abandoned vehicles, street naming and numbering and bus shelters.
Enforcement and Multi Agency Task Force Manager	<ul style="list-style-type: none"> All functions and responsibilities in relation to the multi agency task force, street scene and CCTV
CCTV Supervisor CCTV Operatives.	<ul style="list-style-type: none"> All functions and responsibilities in relation to the operation and function of CCTV including but not limited to the Regulatory Powers and Investigation Act
Street Scene Enforcement Officers	All functions and responsibilities in relation to the delivery of the street scene enforcement, including but not limited to litter and fly tipping. <ul style="list-style-type: none"> Anti-Social Behaviour Act 2003 Anti-Social Behaviour, Crime and Policing Act 2014 Clean Neighbourhood and Environment Act 2005 Control of Pollution Act 1974 County of Kent 1981 Dangerous Dogs Act 1991 (1997) Dogs (Fouling of Land) Act 1996 Environment Act 1995 Environmental Protection Act 1990 Environment Protection Act 1985 Highways Act 1980 Local Government (Miscellaneous) Act 1976 Local Government Act 2000

	<ul style="list-style-type: none"> ● Noise & Statutory Nuisance Act 1993 ● Police & Criminal Evidence Act 1984 ● Prevention of Damage by Pest Act 1949 ● Proceeds of Crime Act 2003 ● Rag, flock and other Materials Act 1951/81 ● Refuse Disposal (Amenity) Act 1978 ● Regulation of Investigatory Powers Act 2000 ● Removal & Disposal of Vehicle Regs 1986 ● Road Traffic Regulations Act 1984 ● Scrap Metal Dealers Act 2013 ● Traffic Management Act 2004 ● Protection of Freedoms Act 2012 ● Housing Act 2004 ● Animal Welfare Act 2006 ● The Microchipping of Dogs (England) Regulations 2015 ● Thanet Byelaws
Head of Coastal and Public Realm	All functions and responsibilities in relation to: <ul style="list-style-type: none"> ● Port and Harbour management and client ● Beach and Coastal services including coastal enforcement services ● Technical Services - flood and coast protection/coastal maintenance/coastal asset management/municipal civil engineering ● Birdwise ● Emergency Planning ● Open Spaces ● Minor Works ● Public Conveniences (investment and Improvement)
Beach and Coast Manager	All functions and responsibilities in relation to: <ul style="list-style-type: none"> ● Beach and coast services including <ul style="list-style-type: none"> - Seaweed removal and deployment - Bathing water quality - Coastal amenity maintenance and improvement - Granting of permissions for coastal activities ● North East Kent Marine Protected Area ● Thanet Coast Marine Conservation Zone ● Thanet Coast Special Protection Area ● Thanet Coast Special Area of Conservation ● Public Spaces Protection Orders under the following acts. <ul style="list-style-type: none"> - Environmental Protection Act 1990 - Clean Neighbourhoods & Environment Act 2005 - Prevention of Damage by Pests Act 1949 - Anti-social Behaviour, Crime and Policing Act 2014 - Refuse Disposal Amenity Act 1978 - Control of pollution Act (Amendment) Act 1989 - Regulation of Investigatory Powers Act 2000 - All aspects of part 6 The Environment of the Anti-social Behaviour Act 2003

	<ul style="list-style-type: none"> - Anti-social Behaviour, Crime and Disorder Act 2014 (2023 updates) - (Community Protection Notice) – Ongoing problems or nuisance which negatively affect the community’s quality of life by targeting those responsible - Clean neighbourhoods & Environment Act 2005 - Section 59 – Dog Fouling
<p>Coastal Enforcement Officer, Maintenance and Education Enforcement Officer</p>	<p>All functions and responsibilities relating to:</p> <ul style="list-style-type: none"> ● North East Kent Marine Protection Area (NEKMPA) ● Thanet Coast SPA ● Thanet Coast MCZ ● Beach, Dog, Alcohol and ASB PSPOs ● Thanet Coast SAC ● Public Spaces Protection Orders under the following acts. <ul style="list-style-type: none"> - Environmental Protection Act 1990 - Clean Neighbourhoods & Environment Act 2005 - Prevention of Damage by Pests Act 1949 - Anti-social Behaviour, Crime and Policing Act 2014 - Refuse Disposal Amenity Act 1978 - Control of pollution Act (Amendment) Act 1989 - Regulation of Investigatory Powers Act 2000 - All aspects of part 6 The Environment of the Anti-social Behaviour Act 2003 - Anti-social Behaviour, Crime and Disorder Act 2014 (2023 updates) - (Community Protection Notice) – Ongoing problems or nuisance which negatively affect the community’s quality of life by targeting those responsible - Clean neighbourhoods & Environment Act 2005 - Section 59 – Dog Fouling
<p>Maritime Operations Manager and Harbour Master</p>	<p>All functions and responsibilities in relation to:</p> <ul style="list-style-type: none"> ● Collection of harbour fees ● Enforcement of harbour terms and conditions ● Ensure compliance with the Port Marine Safety Code ● Facilitate the safe and efficient use of the port and harbour ● Regulate the movement and handling of dangerous and polluting substances within the port and harbour area ● Ensure compliance with relevant health and safety legislation ● Manage the safety of navigation within the defined harbour limits ● Regulate and monitor vessel movements and the operation of Port Control to ensure appropriate levels of service are delivered. ● Manage the safe and efficient operation of the pilotage service

	<ul style="list-style-type: none"> ● Ensuring compliance with the port's statutory obligations related to the marine environment
Open Spaces Manager	<p>All functions and responsibilities in relation to:</p> <ul style="list-style-type: none"> ● Ensure grounds maintenance, tree maintenance, minor works, playgrounds, and allotments, in association with other council services, volunteers and external partners are delivered to the highest possible quality. ● The planning and implementation of the short and long term maintenance of open spaces and their facilities. ● Ensure that the Open Spaces service meets the governance requirements of the council
Deputy Technical Services Manager	<p>All functions and responsibilities in relation to:</p> <ul style="list-style-type: none"> ● Management of the Technical Services & Beach and Coast department. ● The council's duties under the Flood and Coast Protection act 1949 and the Land Drainage Act 1991 ● Ensure compliance with the Council's Health and Safety Policy, Risk Assessments and all relevant legislation ● Oversee the Flood and Coast Risk Management (FCERM) Programme. ● Facilitate the safe use of coastal zone assets and spaces for residents, visitors and employees. ● Manage coastal and municipal civil engineering and construction projects ● Advise on the impact of coastal development or projects on the marine environment, ensuring sustainable development in line with the Marine and Coastal Access Act 2009 ● All functions under the Beach and Coast Manager ● Budget Manager for Technical Services revenue and capital budgets ● Advise on and fulfil the Council's duties under the Civil Contingencies Act 2004 ● Develop and implement shoreline pollution and flood emergency plans and coastal emergency exercises ● Lead response to emergencies occurring around the coastline, particular responsibility for flooding and shoreline pollution incidents
Head of Cleansing	<p>All functions and responsibilities in relation to:</p> <ul style="list-style-type: none"> ● Waste Collection ● Recycling ● Street Cleaning ● Public Convenience cleaning and operating times
Cleansing Services Strategic Projects Manager	<p>All functions and responsibilities in relation to:</p> <ul style="list-style-type: none"> ● Improving the council's recycling rate through initiatives and engagement with the residents of Thanet. ● Engagement with local Parish Councils to deal with more

	<p>localised projects.</p> <ul style="list-style-type: none"> ● Management of online functions in regards to the waste service.
Waste Compliance Manager	<p>All functions and responsibilities in relation to:</p> <ul style="list-style-type: none"> ● Environmental Permit Compliance ● Responding to resident enquiries and formal complaints. ● Maintenance of bin and container stock levels. ● Legislation in regards to waste management storage and transfer. ● Collection and recording of waste data.
Transport and Fleet Manager	<p>All functions and responsibilities in relation to:</p> <ul style="list-style-type: none"> ● Compliance in regards to transport legislation and the Council's Operators Licence. ● Provision and maintenance of fleet (both collection and street sweeping vehicles). ● The appearance and cleanliness of the fleet. ● Management of engineering staff.
Waste Operations Manager	<p>All functions and responsibilities in relation to:</p> <ul style="list-style-type: none"> ● The design and implementation of all collection services: <ul style="list-style-type: none"> ○ Residual Waste ○ Mixed Recycling ○ Paper Recycling ○ Food Recycling. ○ Clinical waste collections ● The deployment of street sweepers within the district, cleansing the urban environment both manually and via mechanical sweeping. ● The cleansing of public parks and green spaces. ● The emptying of litter bins both on street and in public parks/green spaces. ● Provision of waste receptacles for residents.

*Council Delegation, not Executive Delegation.

Mike Humber - Director of Environment

Date: 21 March 2024