Item 4

16th February 2023

Glasgow City Council

Report by Councillor Greg Hepburn, Council Business Manager and Convener for Open Government

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PROPOSED CHANGES TO THE SCHEME OF DELEGATED FUNCTIONS

Purpose of Report:

To submit for approval proposed changes to the Scheme of Delegated Functions.

Recommendations:

It is recommended that the Council approves the proposed changes to the Scheme of Delegated Functions as detailed in this report.

Ward No(s):	Citywide: ✓
Local member(s) advised: Yes ☐ No ☐	consulted: Yes ☐ No ☐

1 BACKGROUND

1.1 The Council's Scheme of Delegated Functions is kept under regular review so as to ensure that it continues to properly reflect current management structures and practices and any changes in legislation.

1.2 Following the most recent review, officers in Neighbourhoods, Regeneration and Sustainability have put forward proposed additions to the Scheme of Delegated Functions relating to the lease of sites from the Council to providers of telecoms infrastructure in terms of the Electronic Communications Code set out in Schedule 3A of the Communications Act 2003, as amended by the Digital Economy Act 2017. The suggested additions to the Scheme of Delegated Functions relate to applications for the installation of a single telecoms pole together with associated cabinets and underground infrastructure where these fall under the definition of permitted development or which have already obtained planning consent. Larger base sites which require planning permission or those with specific issues will still be referred to the Contracts and Property Committee for scrutiny and determination.

1.3 The review has also identified a proposal to extend the types of deeds and agreements which can be dealt with under a delegated basis in relation to low value property transactions to include deeds of real burdens and discharges of standard securities. This is intended to allow low value property matters to be processed more efficiently by officers and to allow access to grant funding to be progressed quickly where it involves burdens being imposed on the property in question.

2 PROPOSED AMENDMENTS TO THE SCHEME OF DELEGATED FUNCTIONS

2.1 The proposed amendments to the Scheme of Delegated Functions are as follows:-

Existing Delegation	**Suggested Amendment**	**Reason**
SECTION 4 – Officer Delegations Executive Director of Neighbourhoods, Regeneration and Sustainability No.30 To grant or obtain minutes of waiver, servitudes and wayleaves up to a price of £50,000.	To grant or obtain minutes of waiver; deeds of real burdens and discharges/variations of real burdens; and servitudes and wayleaves and to discharge standard securities, up to a price of £50,000.	To allow low value property matters to be processed efficiently by officers and to allow access to grant funding to be progressed quickly where it involves burdens being imposed on the property in question.

SECTION 4 – Officer Delegations Executive Director of Neighbourhoods, Regeneration and Sustainability New Delegation No 67	To grant leases or licences of land or property for the establishment of telecommunications equipment in accordance with the provisions of the Electronic Communications Code set out in Schedule 3A of the Communications Act 2003 and which come under the definition of permitted development or have achieved planning consent, for a period of up to ten years and at rents up to £10,000 per annum.	To recognise and reflect the provisions of the Electronic Telecommunications Code. This power will be subject to reporting details of any such matters to the Contracts and Property Committee for information.

3 RECCOMENDATIONS

It is recommended that the Council approves the proposed changes to the Scheme of Delegated Functions as detailed in this report.