

HAMPSHIRE COUNTY COUNCIL**Executive Decision Record**

Decision Maker:	Executive Member – Environment and Transport
Date:	6 March 2012
Title:	Ordinary Water Course Consents
Reference:	3736
Report From:	Director of Economy, Transport and Environment

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1. The decision:

- a) That the option of carrying out the ordinary watercourse consenting duties by the County Council as Local Lead Flood Authority, with support from shared services, be approved.
- b) That the powers and duties for ordinary water course consenting and enforcement under the Land Drainage Act 1991, as amended by the Flood and Water Management Act 2010, be delegated to the Director of Economy Transport and Environment.

2. Reason for the decision:

- 2.1. The Flood & Water Management Act 2010 has created a substantial new area of work for the County Council. New duties in relation to ordinary water courses will be transferred from the Environment Agency to the County Council, as Lead Local Flood Authority, on 6 April 2012. The delivery of the duty solely by the County Council as LLFA will require additional resources and skills, where there is the possibility of a shared service provision it is considered that this should be the preferred option. The proposed approach to this new duty needs to be kept under review because of the uncertainties in number of consents, and because of the implications for the County Council in relation to the potentially substantial and significant new duties for sustainable drainage as the SAB.

3. Other options considered and rejected:

- 3.1. The option of delegation to District Councils was rejected due to lack of appropriate skills and resources.

4. Conflicts of interest:

4.1. Conflicts of interest declared by the decision-maker: None

4.2. Conflicts of interest declared by other Executive Members consulted: None

5. Dispensation granted by the Standards Committee: none.

6. Reason(s) for the matter being dealt with if urgent: not applicable.

7. Statement from the Decision Maker:

Approved by: ----- Executive Member for Environment and Transport Councillor M J Kendal	Date: 6 March 2012
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