

COUNCIL

DATE OF COMMITTEE

17 MAY 2012

Report of the Solicitor to the Council and Monitoring Officer

TITLE OF REPORT

SCHEME OF DELEGATION FOR OFFICERS

EXEMPT INFORMATION

None

Purpose of report

The purpose of this report is to seek Council's comments, endorsement and approval to the proposed draft Scheme of Delegation for Officers which is attached as **Appendix A** to this report.

The Local Government Act 1972 as amended provides for a Scheme of Delegation where Council delegates to certain officers powers to undertake functions and duties on behalf of the authority.

Tamworth has operated a Scheme of Delegation for Officers for several years. The Scheme was substantially reviewed and updated in 2011. The document follows a model used by several other local authorities and was produced following consultation with officers.

The advent of the Localism Act has required some changes to be made to the Scheme of Delegation as has the recent Senior Management Review

The Scheme is attached at **Appendix A**. The Scheme requires to be adopted at Annual Council.

Local Government legislation provides that officers may undertake certain functions on behalf of a local authority using delegated powers given to them by Council or Cabinet (as appropriate).

The attached Scheme does not propose to grant officers any additional authority to which they already enjoy. The Scheme merely seeks to formulate the current arrangements into a more user-friendly document.

As delegations to officers' change, the Scheme will be reviewed and updated as necessary.

RECOMMENDATIONS

Council is recommended to adopt and approve the revised Scheme of Delegation for Officers.

RESOURCE IMPLICATIONS

There are none

LEGAL/RISK IMPLICATIONS BACKGROUND

Without a Scheme of Delegation the Council could not operate effectively

SUSTAINABILITY IMPLICATIONS

The Scheme of Delegation is essential to the operation of the Council without it Officers could not operate.

BACKGROUND INFORMATION

There is none

REPORT AUTHOR

If Members would like further information or clarification prior to the meeting please contact Jane Hackett on extn. 258

LIST OF BACKGROUND PAPERS

The Local Government Act 1972
Local Authorities (Functions and Responsibilities) (England) Regulations 2000

APPENDICES

Draft Scheme of Delegation