

# BRIDGEND COUNTY BOROUGH COUNCIL

## REPORT TO CABINET

20 JUNE 2018

### REPORT OF THE MONITORING OFFICER

#### RE-ALLOCATION OF THE COUNCIL'S SCHEME OF DELEGATION OF FUNCTIONS RELATING TO THE OPERATIONAL AND PARTNERSHIP SERVICES DIRECTORATE

#### 1. Purpose of Report.

- 1.1 The purpose of the report is to seek Cabinet's approval for the transfer of Executive functions within the Scheme of Delegation of Functions currently allocated to the Corporate Director Operational and Partnership Services.

#### 2. Connection to Corporate Improvement Plan / Other Corporate Priority.

- 2.1 The effective operation of the Council's Scheme of Delegation of Functions supports the achievement of all Corporate Priorities.

#### 3. Background.

- 3.1 Members will be aware that the Corporate Director Operational and Partnership Services and Solicitor to the Council has left the Authority as part of the ongoing senior management restructure. The Group Manager Legal and Democratic Services/Deputy Monitoring Officer has been appointed by Council to undertake the functions of Solicitor to the Council and Monitoring Officer. The Authority is required to appoint to the role of Monitoring Officer by virtue of Section 5 of the Local Government and Housing Act 1989.
- 3.2 The Determining Member Committee has approved the deletion of the post of Corporate Director and Operational and Partnership Services.

#### 4. Current situation / proposal.

- 4.1 In order to maintain effective decision making processes, it is proposed that all Executive Functions in Schemes B1 and B2 of the Council's Scheme of Delegation of Functions allocated to the Corporate Director Operational and Partnership Services be re-allocated to the Monitoring Officer with the exception of those functions outlined at paragraph 4.2.
- 4.2 It is recommended that the following Cabinet Functions be re-allocated to the Chief Executive. It will allow him to sub-delegate to appropriate officers and facilitate effective decision making:

To determine the award of Mandatory Disabled Facilities Grants and all Discretionary Grants and Loans, and to determine the payment of reasonable and appropriate fees in connection therewith, in accordance with the Private Sector Housing Renewal & Disabled Adaptations Policy, with the exception of the award of Discretionary Disabled Facilities Lifetime Grant.
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	To authorise, in appropriate circumstances, the waiver of the prior qualifying period for owner-occupiers and tenants specified in the Bridgend County Borough Council Private Sector Housing Renewal Policy in relation to applications for the various types of grant contained therein.
	To make discretionary awards to prevent the homelessness of those persons to whom the Authority would otherwise owe a duty to accommodate in accordance with legislation.
	To consider and adjust the professional fees payable to agents engaged by applicants for any grants administered under the Bridgend County Borough Council Private Sector Housing Renewal Policy.
	To adjust grant payments in respect of any statutory grants approved under the Local Government and Housing Act 1989 or the Housing Grants, Construction and Regeneration Act 1996 and any non-statutory grants approved under the Bridgend County Borough Council Private Sector Housing Renewal Policy where: <ul style="list-style-type: none"> <li>(a) Additional works are considered to be necessary which could not have been foreseen at the time of initial approval of the grant;</li> <li>(b) Works which were included in the initial approval have been found to be unnecessary.</li> </ul>

4.3 From an operational perspective, existing procedures for the use of delegated powers i.e. continue to use the RES designation for the decision referencing system would be maintained.

4.4 A report will be presented to Council proposing similar changes to the Scheme of Delegation of Functions for the Council decisions within Schemes B1 and B2.

## **5. Effect upon Policy Framework & Procedure Rules.**

5.1 The provisions and recommendations of the report accord with the Council's Constitution.

## **6. Equality Impact Assessment.**

6.1 There are no equality implications arising from this report.

## **7. Wellbeing of Future Generations (Wales) Act 2015 Implications**

7.1 The well-being goals identified in the Act were considered in the preparation of this report. It is considered that there will be no significant or unacceptable impacts upon the achievement of well-being goals/objectives as a result of this report.

## **8. Financial Implications.**

8.1 None.

## **9. Recommendations.**

Cabinet is recommended to:

- 9.1 Approve the transfer of Executive functions within the Council's Scheme of Delegation of Functions from the Corporate Director Operational and Partnership Services to the Monitoring Officer;
- 9.2 Approve the transfer of Executive functions outlined at paragraph 4.2 from the Corporate Director Operational and Partnership Services to the Chief Executive;
- 9.3 Note that a report will be presented to Council proposing a similar change to the Scheme of Delegation of Functions for Council decisions.

**P A Jolley**  
**Corporate Director Operational and Partnership Services**  
**June 2018**

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**Background documents:** None