

COUNCIL – 19 MAY 2015

OFFICER SCHEME OF DELEGATION

Report by the County Solicitor and Monitoring Officer

Introduction

1. At its Annual Meeting, Council is required to agree the officer scheme of delegation within the Council's Constitution.

Scheme of Delegation

2. The scheme of officer delegation is contained in Part 7.3 of the Council's Constitution. The Scheme of Delegation itself gives delegated authority to the Chief Executive, directors and other chief officers whose titles and/or areas of responsibility are set out in Part 2, Article 11 of the Constitution. Copies of the amended sections of the Constitution have been placed in the Members' Resource Room.
3. The Constitution was fully reviewed last year and no significant changes were made to the Scheme of Delegation other than those mentioned in paragraphs 4 and 5.

Changes under Constitution Review

Part 2, Article 11 – Officers

4. The Articles were amended to reflect the service areas of the Chief Legal Officer, Chief Finance Officer, Chief Human Resources Officer and Chief Policy Adviser.

Part 7.3 – Scheme of Delegation

5. The Scheme of Delegation has not been amended other than to add, for the avoidance of doubt, that any exercise of delegation making incorrect references to any part of the Constitution or statute shall not of itself invalidate the authorised delegation. This is not a change, more a pragmatic reflection that the established principle of delegation should not be frustrated by any inaccuracy in reference. No other change has been made.

RECOMMENDATION

6. **Council is RECOMMENDED to note the amendments to Article 11 and to Part 7.3 of the Constitution and to approve the Scheme of Officer Delegation (Part 7.3) as amended.**

PETER CLARK

Chief Legal Officer and Monitoring Officer

Background papers: Nil

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