

COUNCIL:

28 JULY 2016

REPORT OF THE CHIEF EXECUTIVE

APPOINTMENT OF MONITORING OFFICER

Reason for this Report

1. To formally designate a Monitoring Officer to meet the requirements of the Local Government and Housing Act 1989 and to carry out the statutory role and responsibilities of Monitoring Officer under that Act.

Background

2. On 1st March 2016 the post of Director of Governance and Legal Services fell vacant. As the post-holder was the Council's designated statutory Monitoring Officer the Council on 25th February 2016 designated David Marr as Interim Monitoring Officer in order to meet its statutory duties until the date that a new Director of Governance and Legal Services commences employment.
3. A recruitment and selection process was completed in May 2016 and the new Director will commence employment on 19th September 2016.

Issues

4. Members have been advised that Davina Fiore has been appointed to the post of Director of Governance and Legal Services and will take up the role with effect from 19 September 2016.
5. As this is the last Full Council meeting before her commencement date it is necessary for the Council at this meeting to formally designate her as Monitoring Officer.

Legal Implications

6. Section 5 of the Local Government and Housing Act 1989 imposes a statutory duty on the Council to designate one of its officers, to be known as the Monitoring Officer, to carry out the statutory duties of Monitoring Officer under that Act. Those duties are primarily to ensure the lawfulness and fairness of the Council's decision making. The designation must be made by full Council.

7. The Act also requires the Council to provide the Monitoring Officer with sufficient staff, accommodation, and other resources to allow the duties of the role to be performed.

Financial Implications

8. There are no financial implications as a result of this report

RECOMMENDATION

It is recommended the Council designates Davina Fiore, the prospective Director of Governance and Legal Services, as the Council's Monitoring Officer in accordance with Section 5 of the Local Government and Housing Act 1989, with effect from 19 September 2016.

Paul Orders
Chief Executive
21 July 2016

Background Papers
Report to Full Council 25 February 2016