

OFFICER DECISION – URGENT SCHEME OF DELEGATION

Decision: Business and Planning Act – Officer Delegation			
Date of Decision: 29 July 2020			
Type of Decision:	Key		Non-Key
x			
Please tick one of the following:			
Reason for this being a Key Decision: <input type="checkbox"/>			
<ul style="list-style-type: none"> Involves significant expenditure or saving; Is significant in terms of its effects on communities (eg will effect one or more Wards); Decision Maker is acting under emergency powers; Decision maker is entitled to make a Key Decision as part of delivery of non-contentious operational business 			
Reason for this not being a Key Decision: <input checked="" type="checkbox"/>			
<ul style="list-style-type: none"> Acting under the Officer Scheme of Delegation in accordance with the Constitution 			
Portfolio Area that decision relates to:			
<i>It is assumed that all portfolio areas are affected unless stated otherwise.</i>			
Leader (inc Policy, Strategy and Partnerships)	<input type="checkbox"/>	Health and Adult Social Care	<input checked="" type="checkbox"/>
Transport	<input checked="" type="checkbox"/>	Culture, Leisure & Communities	<input type="checkbox"/>
Finance and Performance	<input type="checkbox"/>	Economy and Strategic Planning	<input checked="" type="checkbox"/>
Housing and Safer Neighbourhoods	<input type="checkbox"/>	Environment and Climate Change	<input checked="" type="checkbox"/>
Children, Young People and Education	<input type="checkbox"/>		
Implications: Crime & Disorder	<input type="checkbox"/>	Equalities	<input checked="" type="checkbox"/>
Human Resources	<input type="checkbox"/>	Legal	<input checked="" type="checkbox"/>
Financial	<input checked="" type="checkbox"/>	ICT	<input type="checkbox"/>
		Other:	
		Highways	<input checked="" type="checkbox"/>
		Property	<input type="checkbox"/>
Wards Affected:			
<i>[it is assumed that all wards are affected unless stated otherwise below]</i>			

All Wards		Fishergate		Holgate		Rural West York	
Acomb		Fulford & Heslington		Hull Road		Strensall	
Bishopthorpe		Guildhall	X	Huntington & New Earswick		Westfield	
Clifton		Haxby & Wigginton		Micklegate		Wheldrake	
Copmanthorpe		Heworth		Osbalwick & Derwent			
Dringhouses & Woodthorpe		Heworth Without		Rawcliffe & Clifton			

Comments/Observations:

Consultation:

Prior to making the decision the Deputy Chief Executive will proactively consult with the following:

- Leader of the Council (and in his absence the Deputy Leader of the Council)
- Chief Finance Officer (s151 Officer)
- Chief Legal Officer (Monitoring Officer)
- Head of HR & OD (where relevant and appropriate)
- Director of Public Health (where relevant and appropriate)

Comments received:

[please note those received from officers may be included within the report]

Leader of the Council (and in his absence the Deputy Leader of the Council):

[insert comments received here]

Chief Finance Officer (s151 Officer):

No additional comments

Chief Legal Officer (Monitoring Officer):

In accordance with the Council's Constitution, the Monitoring Officer will make the necessary amendments to the Constitution to ensure that the Council's procedures meet all legal requirements. This amendment will be reported to a future meeting of Full Council.

Head of HR & OD (where relevant and appropriate):

No additional comments

Director of Public Health (where relevant and appropriate):

Support the proposal in order to enable implementation of Health Protection (Coronavirus) 2020 Regulations and in particular social distancing to reduce the risk of transmission of coronavirus.

Decision:

To delegate authority to Corporate Directors and statutory officers to implement the Business and Planning Act 2020 within their operational remits and within the existing constitutional constraints in respect of decision making.

Reason for the Decision:

The Business and Planning Act 2020 came into force w/c 20th July and has immediate operational impacts associated to the Covid 19 emergency requiring officers to take actions on behalf of the Council in order to comply with new legal obligations. This therefore requires officers to have appropriate delegations to implement this new legislation.

All emergency officer decisions taken in respect of the Covid 19 emergency are published and subsequently reported to Executive.

Were emergency decisions are not required these will follow normal constitutionally defined routes.

A future decision session of the Executive member Economy and Strategic Planning will consider the impacts of the Business and Planning Act 2020 in detail and make recommendations to Executive as necessary.

Decision Made by: Neil Ferris, Corporate Director of Economy and Place under emergency delegated powers assigned by Ian Floyd.

Contact Details: Email: neil.ferris@york.gov.uk

To be implemented by: Corporate Directors and Statutory officers

On Completion:

Date: 29 July 2020

Completed decision noted by Monitoring Officer

PLEASE NOTE: This decision will be reported retrospectively to the relevant committee as and when it is appropriate to do so.

In the meantime, this decision will be reported as a Leader or Officer Decision on the Council's website.