

Amendment of NEDDC Delegation Scheme – First Amendments 20th March 2020.
 Amendments in place until 31st May 2020 unless revoked earlier.

Suggested delegation	Reason for	Suggested delegation
The awarding of contracts where the contract sum is in excess of the key decision levels (£100,000 for income and £250,000 for capital).	Such decisions are taken by the Cabinet and there is generally a budget for the contract. However there may be no Cabinet meetings before June 2020 and so the decision making power must be delegated to an officer in consultation with the appropriate members to ensure contracts are let in a timely fashion and that the work of the Council can continue.	Add to section 9 (General Powers delegated to all Directors and Heads of Service) the following (22) Following evaluation of the tenders and in consultation with the Leader and Portfolio Holder to award contracts where the contract sum is greater than the key decision levels.
The extension of contract periods and the payment of additional contract sums for awarded contracts which are being impacted by the coronavirus crisis.	It is expected that existing building and repairs contracts will stall due to the lack of labour and the inability of contractors to access properties. Such extensions would normally go to the Cabinet. Meetings of the Cabinet may be cancelled until May 31 st 2020. In addition, other contracts may be similarly affected and may need contract variations for extra time and/or contract sums.	Add to the Directors' delegations the following To authorise in consultation with the Leader and Deputy Leader and Portfolio Holder the extension of the contract term and/or agree additional contract sums for any contract the performance of which is affected by the coronavirus.
The agreement to altered terms and conditions for disposals, acquisitions and other dealings with property above the key decision level.	This covers dealings in land where a decision is above the key decision level and is normally taken by the Cabinet. It also covers a further 2 situations. The first is where a project is directly affected by coronavirus. The second is where there is a change in the situation which would normally be	In section 9 (General Powers delegated to all Directors and Heads of Service) add the following to the end of 9.14 whether or not the decision is above or below the key decision threshold. This also includes occasions where the agreed contractual terms

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	reported to Cabinet. In both cases, this is where the result is a change to the terms and conditions upon which the land deal is being done.	are being varied by agreement in the particular circumstances.
<p>Licensing and Gambling Acts Committee, Licensing and Gambling Acts Sub Committee terms of reference to be passed to an officer.</p> <p>General Licensing and Committee and General Licensing Sub Committee terms of reference to be passed to an officer</p>	The Licensing function may need to carry on but at the moment certain functions are reserved to the Committees including hearings. These need transferring to an officer for both kinds of licensing function.	<p>Add to the delegation of the Director of Environment and Enforcement and the Joint Head of Environmental Health:</p> <p>To exercise all the powers and duties of the Licensing and Gambling Acts Committee and Sub Committee and the General Licensing Committee and General Licensing Sub Committee in consultation with the Chair and Vice Chair of Licensing Committee.</p> <p>Add to the delegation of the Director of Corporate Resources</p> <p>To exercise all the powers and duties of the Licensing and Gambling Acts Committee and Sub Committee and the General Licensing Committee and the General Licensing Sub Committee in consultation with the Chair and Vice Chair of Licensing Committee if the Director of Environment and Enforcement and the Joint Head of Environmental Health are unavailable.</p>
Existing Licensing delegations to the Head of Housing and Community Safety	Pre-existing delegations exist in relation to both kinds of Licensing Committee for the Head of Housing and Community Safety. As this post no	At 3.1 on page 41 of the Constitution and 4.1 on page 43 of the Constitution to substitute the Director of Environment and Enforcement for the Head of Housing and Community Safety.

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	longer exists it is appropriate to transfer these powers to the Directors as well.	In addition add:- Where the Director of Environment and Enforcement is not available, the Joint Head of Environmental Health will exercise this delegation.
Approval of all Policies and Strategies which would normally be approved by the Cabinet.	There are a number of policies and strategies which are submitted for approval to Cabinet. It is proposed that these are approved by an officer in consultation with the Leader and Deputy Leader and Portfolio Holder.	That the following is added to the Delegations to each of the Directors: To approve Policies and Strategies in consultation with the Leader and Deputy Leader and the Portfolio Holder on behalf of the Cabinet.
Approval of the Annual Governance Statement	This is usually approved by the Audit and Corporate Governance Scrutiny Committee each year. These meetings have been cancelled for the foreseeable future and so alternative approval arrangements are needed.	Add to the Director of Corporate Resources and Head of Paid Service the following To approve the Annual Governance Statement. Add to the Head of Finance and Resources and Section 151 Officer the following In the absence of the Director of Corporate Resources and Head of Paid Service to approve the Annual Governance Statement.
Approval of the Statement of Accounts once external audit has been completed.	Existing delegation allows for the section 151 officer to approve the draft accounts for audit. However the post audit Statement of Accounts approval is usually done by the Audit and Corporate Governance Scrutiny Committee.	Add to the Head of Finance and Resources and Section 151 Officer's existing delegation at (4): And to approve the Statement of Accounts following external audit in consultation with the Portfolio Holder.

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	It is unlikely that this will be required within the 3 months of these extra delegations, but should there be an extension of these delegations, this will be needed.	
Approval of the write off of debts above £3500	This is a Cabinet function and is taken to Cabinet for decision.	Amend (6) in the delegation of the Head of Finance and Section 151 Officer to read as follows After consultation with the relevant Portfolio Holder, to authorise the write-off of bad debts without limit.
Amendment of procedural requirements in policies and strategies to put alternative arrangements in place.	Some policies require certain working parties to be consulted at a meeting. An example of this is the referral to the Asset Management Group of all acquisitions and disposals in accordance with the policy. The ability to amend those policies in the current circumstances is needed to avoid unnecessary meetings but to ensure that the issues are still considered properly.	Add to section 9 (General Powers delegated to all Directors and Heads of Service) the following (23) To amend the requirements of policies and strategies which require an officer/member meeting to take place in order to put in place alternative administrative arrangements to the meeting which ensure the proper consideration of the matter.
Requirement for approval by Cabinet or Council for absences of members from formal meetings of more than 6 months.	There is a statutory requirement for a member to attend at least one formal meeting at the Council every 6 months. Failure to do so means the Councillor is removed from office by law. This can be avoided by the Cabinet or Council approving the absence where there is good cause such as illness. In order that such absences can be agreed, it is necessary to delegate this power.	Add to the Director of Corporate Resources' delegation and that of the Director of Environment and Enforcement the authority to approve a member's absence from meetings of the Council for a period greater than 6 months under section 85 Local Government Act 1972.

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Approval of the calendar of meetings for 2020/21	This is usually decided by Cabinet in advance of the start of the corporate year. There may be no Cabinet meetings before the start of the new corporate year.	Add to the delegation of the Head of Corporate Governance and Monitoring Officer the following To approve the Schedule of meetings for the Corporate year 2020/21 in consultation with the Leader and Deputy Leader.
Approval of Constitution changes	The Council needs the ability to make changes to and adopt its new 2020 Constitution and to do this without the need for a formal meeting. Accordingly it is suggested that this is delegated to ensure that the new Constitution is adopted in a timely fashion.	Add to the delegation of the Head of Corporate Governance and Monitoring Officer the following To approve the changes to the Constitution and the adoption following those changes of the 2020 Constitution. The exercise of this power to be in consultation with the Chair and Vice Chair of Standards Committee, the Chair and Vice Chair of Council, the Head of Paid Services and the Section 151 Officer.
New regulations related to the coronavirus.	There needs to be an officer with delegated powers to enforce this.	Add to the delegation of the Director of Environment and Enforcement the following To enforce the Health Protection (Coronavirus, Business Closure) (England) Regulations 2020 (“the Business Closure Regulations”) and to bring legal proceedings for any offence under the Business Closure Regulations.