

North East Derbyshire District Council

Annual Council

20 May 2024

SCHEME OF DELEGATION

Report of the Assistant Director of Governance and Monitoring Officer

Classification: This report is public

Report By: Sarah Sternberg. Monitoring Officer

Contact Officer: Alan Maher, Governance Manager 01246 217391
alan.maher@ne-derbyshire.gov.uk

PURPOSE / SUMMARY

For Council to approve the Scheme of Delegation as set out in Council's Constitution.

RECOMMENDATIONS

It is recommended that Council approves the Scheme of Delegation as set out in the Council's Constitution.

Approved by Councillor J Birkin, Portfolio Holder for Council Services

IMPLICATIONS

Finance and Risk: Yes No

Details:

On Behalf of the Section 151 Officer

Legal (including Data Protection): Yes No

Details:

It is a requirement under Council Procedure Rule 1.1 (o) of the Council's Constitution, that Annual Council Meeting agrees the Scheme of Delegation as set out in Section 22 of the Constitution.

On Behalf of the Solicitor to the Council

Staffing: Yes No

Details:

On behalf of the Head of Paid Service

DECISION INFORMATION

Decision Information	
<p>Is the decision a Key Decision? A Key Decision is an executive decision which has a significant impact on two or more District wards or which results in income or expenditure to the Council above the following thresholds:</p> <p>NEDDC: Revenue - £100,000 <input type="checkbox"/> Capital - £250,000 <input type="checkbox"/> <input checked="" type="checkbox"/> <i>Please indicate which threshold applies</i></p>	No
<p>Is the decision subject to Call-In? (Only Key Decisions are subject to Call-In)</p>	No
District Wards Significantly Affected	All
<p>Consultation: Leader / Deputy Leader <input type="checkbox"/> Cabinet / Executive <input type="checkbox"/> SMT <input type="checkbox"/> Relevant Service Manager <input type="checkbox"/> Members <input type="checkbox"/> Public <input type="checkbox"/> Other <input type="checkbox"/></p>	No Details: Click here to enter text.

Links to Council Plan priorities, including Climate Change, Equalities, and Economics and Health implications.
None

REPORT DETAILS

1 Background

- 1.1 It is a requirement under the Council Procedure Rule 1.1 as set out in Council's Constitution that the Annual Council Meeting agrees the Scheme of Delegation as set out in the Constitution.
- 1.2 The Scheme of Delegation outlines the specific delegation of Council and Executive Functions to officers. In Particular;
- The Managing Director and Head of Paid Service
 - The Director of Finance and Resources and Section 151 Officer
 - The Director or Growth and Assets
 - The Assistant Director of Governance and Monitoring Officer.
- 1.3 The Scheme also outlines Proper Officer Provisions.

2. Details of Proposal or Information

2.1 The proposed Scheme of Delegation for the 2024-25 Municipal Year is set out at **Appendix 1**. It comprises the following extracts from the Constitution:

Section 15 – Delegation of Council Functions

Section 18 -Proper Officer Provisions – Statutory Functions

Section 1- Specific Delegations to Officers

3 Reasons for Recommendation

3.1 This report fulfils the Constitutional requirements for agreement of the scheme at the Annual Meeting of Council.

3.2 The framework outlines the specific delegation of Council and Executive Functions to officers, in order for them to do their paid work as officers of the Council taking into account the current Management Structure.

4 Alternative Options and Reasons for Rejection

4.1 It is a requirement of the Council Procedure Rules that the Scheme of Delegation is approved at Annual Council.

DOCUMENT INFORMATION

Appendix No	Title
Appendix 1	Proposed Delegation Scheme 2024-25
Background Papers (These are unpublished works which have been relied on to a material extent when preparing the report. They must be listed in the section below. If the report is going to Cabinet then you must provide copies of the background papers)	
None	