

Bolsover District Council

Standards Committee on 15th April 2024

Proposed Amendment to the Scheme of Delegation for Officers

Report of the Director of Governance and Legal Services & Monitoring Officer

Classification	This report is public.
Report By	Jim Fieldsend Director of Governance and Legal Services & Monitoring Officer

PURPOSE/SUMMARY OF REPORT

- To propose a change to the officer delegation scheme to enable the Strategic Director of Services to purchase vehicles above Key Decision threshold.

REPORT DETAILS

1. Background

- 1.1 The Council sets the budget for capital spend including an amount for replacement vehicles. The purchase of individual vehicles is then approved by either officers under delegated powers or the Executive if the value of the vehicles to be purchased exceeds the Key Decision threshold for capital spend, i.e. £150,000. The Director of Services is seeking delegated powers to enable him to acquire all vehicles whether above or below the Key Decisions threshold, in particular, where budget is afforded in the approved capital programme.

2. Details of Proposal or Information

- 2.1 It is proposed that the Officer Delegation Scheme be amended to enable the Director of Services to agree to the purchase of all vehicles. This power would only be used where the Council's Contract Procurement Rules have been complied with. Where the cost of the vehicles exceeds the key decision threshold a proposed decision will still need to be recorded on the Forward Plan for at least 28 days unless the exceptions in the Constitution are invoked.
- 2.2 The proposed wording of the delegation to Strategic Director of Service is "To agree to the purchase of all vehicles subject to the purchase being in accordance with the approved capital budget and the Contract Procurement Rules".

3. Reasons for Recommendation

- 3.1 Delegating the ability to make decisions on all vehicle purchases to the Director of Services will make the process more efficient and enable the Council to take advantage of time limited pricing reductions.

4 Alternative Options and Reasons for Rejection

- 4.1 Not to agree to the delegation. This would slow down the vehicle purchase process and may lead to the Council having to pay higher prices.

RECOMMENDATION(S)

That the Committee consider the proposals for the amendment of the Scheme of Delegation for Officer as set out in the report and recommends the proposal to Council.

IMPLICATIONS:

Finance and Risk: Yes No

Details:

On behalf of the Section 151 Officer

Legal (including Data Protection): Yes No

Details: The Council is required under the Localism Act 2011 to prepare and keep up-to-date a constitution that contains its standing orders, code of conduct, such other information that the Secretary of State may direct and such other information that the authority considers appropriate.

The purchase of all vehicles will need to follow the relevant process as set out in the Contract Procurement Rules

On behalf of the Solicitor to the Council

Environment: Yes No

Please identify (if applicable) how this proposal/report will help the Authority meet its carbon neutral target or enhance the environment.

Details: None

Staffing: Yes No

Details: None arising from this report.

On behalf of the Head of Paid Service

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>Revenue - £75,000 <input type="checkbox"/> Capital - £150,000 <input type="checkbox"/> <input checked="" type="checkbox"/> <i>Please indicate which threshold applies</i></p>	No
<p>Is the decision subject to Call-In? <i>(Only Key Decisions are subject to Call-In)</i></p>	No

<p>District Wards Significantly Affected</p>	None
<p>Consultation: Leader / Deputy Leader <input checked="" type="checkbox"/> Executive <input type="checkbox"/> SLT <input type="checkbox"/> Relevant Service Manager <input type="checkbox"/> Members <input type="checkbox"/> Public <input type="checkbox"/> Other <input checked="" type="checkbox"/></p>	Details:

<p>Links to Council Ambition: Customers, Economy and Environment.</p>
<p>Demonstrating good governance</p>

DOCUMENT INFORMATION	
Appendix No	Title

<p>Background Papers</p>
<p><i>(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 Executive you must provide copies of the background papers).</i></p>