

Bolsover District Council

Council

16th September 2020

Decisions Made under Emergency Delegated Powers

Report of the Head of Corporate Resources & Head of Paid Services

This report is public

Purpose of the Report

- To inform Council of decisions that have been made under the Delegated Power to act in an emergency.

1 Report Details

- 1.1 The Council's Delegation Scheme grants the following power to the Head of Corporate Resources & Head of Paid Services:

To take such action as he/she considers appropriate in an emergency following consultation with the Leader and/or Deputy Leader as he/she considers the circumstances will allow and, where applicable, inform the relevant Portfolio Holder. Any decisions taken under this paragraph shall be reported by the Director of Corporate Resources to the next meeting of Council explaining the reasons for the decision.

- 1.2 Since March 2020, a number of decisions have been made under this delegated power as a result of the Coronavirus Pandemic:

Reference	Decision	Date
DD-15-20-SS	Emergency delegated powers as a result of delegated powers	25 th March 2020
DD-17-20-SS	Establishment of the post of Head of Leaders Executive Team and Partnerships	27 th March 2020
DD-21-20-SG	Appointment of Head of Leaders Executive Team and Partnerships	7 th April 2020
DD-32-20-SS	Extension to Emergency delegated powers as a result of the Coronavirus lockdown	28 th May 2020
DD-61-20-SS	Extension to Emergency Delegated Powers As a Result of Coronavirus Lockdown	13 th August 2020

- 1.3 Details of each of these decisions and the reasons for them are attached to this report at **Appendices 1 to 5**.
- 1.4 Under the first of these decisions, a set of additional delegated powers were granted to ensure normal business could be continued in the absence of formal member meeting, prevented by the coronavirus lockdown restrictions. These additional powers were extended until 30th November 2020.
- 1.5 Decisions that were taken under these extended powers include:

Reference	Decision	Date
DD-22-20-IB	Direct Aware of Bolsover Homes New Build Framework	8 th April 2020
DD-25-20-DC	Sale of Land at Glapwell	5 th May 2020
DD-26-20-CF	Adoption of revised Housing Allocation Policy	13 th May 2020
DD-29-20-CF	Constitution Amendment – Scrutiny Procedure Rules	12 th May 2020
DD-29-20-CF	To award the contract to T&S Heating Ltd to provide the Out of Hours Emergency Call Out Service for Bolsover District Council Housing Repairs Section	21 st May 2021
DD-34-20-SS	Council Procedure Rules for Virtual Meetings	3 rd June 2020
DD-37-20-SS	Meeting Schedule for 2020-2021	15 th June 2020
DD-38-20-TF	Approval of Annual Governance Statement	16 th June 2020
DD-41-20-KD	Data Protection Policy	13 th May 2020
DD-42-20-KD	Access to Information Policy	13 th May 2020
DD-43-20-KD	Overt Use of Surveillance Systems Policy	13 th May 2020
DD-44-20-TF	Anti-Money Laundering Policy	23 rd June 2020
DD-45-20-TF	Discretionary Housing Payments Policy	23 rd June 2020
DD-46-20-SS	Community Right to Bid/Assets of Community Value Delegation to Officers	1 st July 2020
DD-51-20-KD	Equality and Diversity Policy for Service Delivery	14 th July 2020

- 1.6 These decisions are not required to be reported to Council however they are available on the Council's website should Members wish to view them.

<https://www.bolsover.gov.uk/index.php/your-council/committee-governance-constitution>

2 Conclusions and Reasons for Recommendation

- 2.1 This report is for information, fulfilling the requirement of the emergency delegated power to report all decisions made under it to the next meeting of Council.

3 Consultation and Equality Impact

- 3.1 Consultation has been carried out on the individual decisions. Where delegated decisions are Key Decisions, all Members are consulted before the decision is made.
- 3.2 There are no equality impact issues arising from this report as it is for information only.

4 Alternative Options and Reasons for Rejection

- 4.1 There are no alternative options as the Delegation Scheme requires that this report be submitted to Council.

5 Implications

5.1 Finance and Risk Implications

- 5.1.1 There are no finance or risk implications arising from this report.

5.2 Legal Implications including Data Protection

- 5.2.1 There are no legal implications arising from this report.

5.3 Human Resources Implications

- 5.3.1 There are no human resources implications arising from this report.

6 Recommendations

- 6.1 That Council note the decisions made under emergency delegated powers.

7 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: <i>BDC: Revenue - £75,000</i> <input type="checkbox"/> <i>Capital - £150,000</i> <input type="checkbox"/> <i>NEDDC: Revenue - £100,000</i> <input type="checkbox"/> <i>Capital - £250,000</i> <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
<p>Has the relevant Portfolio Holder been informed</p>	No
<p>District Wards Affected</p>	None Directly
<p>Links to Corporate Plan priorities or Policy Framework</p>	None Directly

8 Document Information

Appendix No	Title
1	Emergency delegated powers as a result of delegated powers
2	Establishment of the post of Head of Leaders Executive Team and Partnerships
3	Appointment of Head of Leaders Executive Team and Partnerships
4	Extension to Emergency delegated powers as a result of the Coronavirus lockdown
5	Extension to Emergency delegated powers as a result of the Coronavirus lockdown (2nd)
<p>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 (NEDDC) or Executive (BDC) you must provide copies of the background papers)</p>	
<p> </p>	
<p>Report Author</p>	<p>Contact Number</p>
<p>Sarah Sternberg Solicitor to the Council and Monitoring Officer</p>	<p>01246 242414</p>