



Urgent Non-Executive Decision Made by the Chief Executive

SUMMARY

1. This report asks the Council to note the urgent non-executive decision taken by the Chief Executive, in consultation with the political group leaders, since the last meeting of the Council.

RECOMMENDATION

2. To note the decision of the Chief Executive, in consultation with the political group leaders, to
 1. To update the Scheme of Delegations to include:
 - a) Taking enforcement action against unsatisfactory housing conditions
and
 - b) Promoting standards within the private rented sectorunder the areas of responsibility of the Strategic Director, Neighbourhoods.
 2. To give the Director of Environment and Regulatory Services (in addition to the Director of Housing and Advice Services) responsibility for appointing any members of staff to act as authorised or proper officers under the following Acts, insofar as the appointment relates to the functions listed in point 1:

Housing Act 1985
Housing Act 2004
Building Act 1984
Public Health Act 1936
Public Health Act 1961
Environment Protection Act 1980
Local Government, Miscellaneous Provisions Act 1976
Local Government, Miscellaneous Provisions Act 1982
Prevention of damage by Pests Act 1949

REASONS FOR RECOMMENDATION

- 3.1 Following the corporate restructure in May 2010, the Housing Standards team was

moved from the Adults, Health and Housing Directorate to the Environmental and Regulatory Services Department in the Neighbourhoods Directorate. Consequently, the Strategic Directors of Neighbourhoods and Adults, Health and Housing both have responsibility for different aspects of the functions listed in point 1.

SUPPORTING INFORMATION

- 4.1 In the Council's Constitution the Chief Executive has delegated authority to make decisions on behalf of the Council, in cases of urgency, in the discharge of any non-executive function of the Council other than those delegated to another officer or those which by law can be discharged only by full Council. The Chief Executive always consults, and seeks the agreement of, the political group leaders on proposed decisions.
- 4.2 This report advises Council of the following decision taken by the Chief Executive in accordance with this delegated authority:
- 4.3 1. To update the Scheme of Delegations to include:
- a) Taking enforcement action against unsatisfactory housing conditions
 - and
 - b) Promoting standards within the private rented sector
- under the areas of responsibility of the Strategic Director, Neighbourhoods.
2. To give the Director of Environment and Regulatory Services (in addition to the Director of Housing and Advice Services) responsibility for appointing any members of staff to act as authorised or proper officers under the following Acts, insofar as the appointment relates to the functions listed at point 1 above:
- Housing Act 1985
 - Housing Act 2004
 - Building Act 1984
 - Public Health Act 1936
 - Public Health Act 1961
 - Environment Protection Act 1980
 - Local Government, Miscellaneous Provisions Act 1976
 - Local Government, Miscellaneous Provisions Act 1982
 - Prevention of damage by Pests Act 1949

Reason for Urgency:

The Scheme of Delegations requires updating to reflect the Strategic Director, Neighbourhoods' additional responsibilities and give the Director of Environment and Regulatory Services, who now manages the Housing Standards team, proper authority to appoint members of staff to act under the Acts listed in point 2, insofar as the appointment relates to the functions listed in point 1.

OTHER OPTIONS CONSIDERED

5.1 None.

This report has been approved by the following officers:

Legal officer	Joanne Groom
Financial officer	N/A
Human Resources officer	N/A
Service Director(s)	N/A
Other(s)	

For more information contact: Background papers: List of appendices:	Tom Errington 01332 643653 e-mail tom.errington@derby.gov.uk Report to Chief Executive of an Urgent Non-Executive Matter Requiring a Decision of the Council. Appendix 1 – Implications
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IMPLICATIONS

Financial

- 1.1 None directly from this report.

Legal

- 2.1 The constitutional requirements are set out in paragraph 4.1.

Personnel

- 3.1 None directly from this report.

Equalities Impact

- 4.1 None directly from this report.

Health and Safety

- 5.1 None directly from this report.

Carbon commitment

- 6.1 None directly from this report.

Value for money

- 7.1 None directly from this report.

Corporate objectives and priorities for change

- 8.1 None directly from this report.