



## **Urgent Non-Executive Decisions made by the Chief Executive**

### **Purpose**

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

### **Recommendation**

- 2.1 To note the decision of the Chief Executive, following consultation with the political group leaders, to the interim appointment of Dr Robyn Dewis as the Acting Director of Public Health.

### **Reason**

- 3.1 The Council Constitution requires that such matters are reported to Council.
- 3.2 The Health and Social Care Act 2012 requires the appointment of a Director of Public Health.

### **Supporting information**

- 4.2 The existing Director of Public Health, Dr Cate Edwynn, is temporarily not at work. Dr Dewis is a highly experienced public health consultant, who has previously temporarily acted as Director of Public Health at the Council from May to December 2015 whilst the recruitment and appointment process to the permanent role took place. Dr Dewis is a suitable appointment on an acting basis to cover the temporary absence of Dr Edwynn.
- 4.3 Responsibility for the appointment of Strategic Directors and Service Directors is reserved to the Appointments Panel, under Part D of the Scheme of Delegations, in the Council Constitution.

For the appointment of the Director of Public Health, the panel should comprise:

- A councillor determined by the Chief Executive
- The Chief Executive or their nominated deputy
- An external faculty assessor appointed following consultation with the Faculty of Public Health and agreed by Public Health England
- The Regional Director of Public Health or their nominated deputy; and
- A senior NHS representative to be determined by the Chief Executive

- 4.4 Urgency provisions have been used in this instance due to the necessity to ensure continuity of provision in the role of Director of Public Health, on an acting basis, during the temporary absence. It was not practical to undertake the procedure detailed under 4.3 in these circumstances.

### **Public/stakeholder engagement**

- 5.1 The four political group leaders were consulted on 6 and 7 November 2019. No objections to the appointment were received.
- 5.2 The regional office of Public Health England was also consulted on the interim arrangement and was in agreement.

### **Other options**

- 6.1 To delay the appointment until an Appointments Panel could be convened. This option was discounted due to the specific requirements related to appointments to the post, requiring the participation of a number of external partners.

### **Financial and value for money issues**

- 7.1 None.

### **Legal implications**

- 8.1 Section 30 of Part 1 of the Health and Social Care Act 2012 requires each local authority, acting jointly with the Secretary of State, to appoint an individual to have responsibility for the exercise of the authority's functions in relation to Public Health.

### **Other significant implications**

- 9.1 None.

**This report has been approved by the following people:**

<b>Role</b>	<b>Name</b>	<b>Date of sign-off</b>
<b>Legal</b>		
<b>Finance</b>		
<b>Service Director(s)</b>	Emily Feenan, Acting Director of Legal, Procurement and Democratic Services and Monitoring Officer	15 November 2019
<b>Report sponsor</b>	Carole Mills, Chief Executive	14 November 2019
<b>Other(s)</b>		

<b>Background papers:</b>	None
<b>List of appendices:</b>	None