

Agenda Item No:

Report to: Cabinet

Date of Meeting: 5 March 2012

Report Title: Appointment of Monitoring Officer

Report By: Neil Dart
Director of Corporate Resources

Purpose of Report

Following the senior management restructure, it is necessary to appoint a Monitoring Officer.

Recommendation(s)

- 1. That Jane Hartnell becomes the Monitoring Officer with effect from 1 April 2012**

Reasons for Recommendations

The Council has to appoint a Monitoring Officer.

Introduction

1. At your meeting on 9 January, you agreed appointments to a number of responsible officer posts. At that time, it was not possible to make a recommendation in respect of the Monitoring Officer.
2. Section 5 of the Local Government and Housing Act 1989 places responsibility on the Monitoring Officer to oversee vires issues. In particular, reporting to the local authority if she or he thinks any proposal, decision or omission would give rise to unlawfulness. The Borough Solicitor, Jayne Butters is the current Monitoring Officer. There is no legal requirement for the Monitoring Officer to be a solicitor, but it cannot be the Head of Paid Service. I recommend that the Council's Monitoring Officer be the Head of Corporate Services, Jane Hartnell.

Wards Affected

None

Area(s) Affected

None

Policy Implications

Please identify if this report contains any implications for the following:

Equalities and Community Cohesiveness	No
Crime and Fear of Crime (Section 17)	No
Risk Management	No
Environmental Issues	No
Economic/Financial Implications	No
Human Rights Act	No
Organisational Consequences	Yes
Local People's Views	No

Background Information

None.

Officer to Contact

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