

Report To: Full Council

Date of Meeting: 10th February 2021

Report Title: Appointment of Statutory Monitoring Officer

Report By: Jane Hartnell, Managing Director

Key Decision: N

Classification: Open

Purpose of Report

The Monitoring Officer is a statutory role under Section 5 of the Local Government and Housing Act 1989 (the Act). There is a duty under that Act for a local authority to appoint one of its officers as the Monitoring Officer to undertake the duties imposed under the Act.

Recommendation(s)

1. That Mary Kilner is appointed statutory Monitoring Officer with immediate effect.

Reasons for Recommendations

1. 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
 - (a) a contravention by the authority, by any committee, or sub-committee of the authority, by any person holding any office or employment under the authority or by any such joint committee of any enactment or rule of law or of any code of practice made or approved by or under any enactment; or
 - (b) any such maladministration or injustice as is mentioned in Part III of the Local Government Act 1974 (Local Commissioners)to prepare a report to the authority with respect to that proposal, decision or omission.
2. The previous Monitoring Officer now has a different role within the Council as a result of retiring from a substantive post. Mary Kilner is the newly appointed Chief Legal Officer.

Wards Affected

(All Wards);

Policy Implications

Reading Ease Score:

Have you used relevant project tools?: Y/N

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

Equalities and Community Cohesiveness	Y/N
Crime and Fear of Crime (Section 17)	Y/N
Risk Management	Y/N
Environmental Issues & Climate Change	Y/N
Economic/Financial Implications	Y/N
Human Rights Act	Y/N
Organisational Consequences	Y/N
Local People's Views	Y/N
Anti-Poverty	Y/N
Legal	Y/N

Additional Information

Officer to Contact

Officer: Jane Hartnell, Managing Director
Email jhartnell@hastings.gov.uk