

## **EAST AYRSHIRE COUNCIL**

### **COUNCIL MEETING - 6 DECEMBER 2007**

#### **EAST AYRSHIRE COUNCIL'S SCHEME OF DELEGATION**

##### **Report by the Depute Chief Executive/Executive Director of Corporate Support**

#### **1. PURPOSE OF REPORT**

- 1.1** The purpose of this report is to present the Council's Scheme of Delegation which takes cognisance of the new decision-making structure and presents, for consideration of Council, minor amendments to meet present operational requirements.

#### **2. BACKGROUND**

- 2.1** Council at its meetings on 7 and 21 June 2007 agreed its new decision-making structures and consequential amendments to the Scheme of Delegation including Officer Delegation.
- 2.2** These changes have now been incorporated and the Scheme of Delegation (attached) is now presented to Council.
- 2.3** A number of changes have also been incorporated, most of which are of an operational nature. There have also been some additional changes made to ensure the new decision making structure allows Cabinet to focus on key strategic and service delivery making decisions. An Amendments List is shown at Appendix I for ease of reference.

- 3. FINANCIAL/POLICY/COMMUNITY PLANNING ISSUES** - None arising directly from this report.

#### **4. LEGAL IMPLICATIONS**

- 4.1** Under Section 56(1) of the Local Government (Scotland) Act 1973, as amended, the Local Authority is empowered to discharge its functions through the use of Committees, Sub-Committees or authorised Officers.

#### **5. RECOMMENDATIONS**

- 5.1** The Council is asked:-
- (i) to adopt the enclosed revised Scheme of Delegation and Administration; and
  - (ii) otherwise, to note the contents of the report.

Elizabeth Morton  
Depute Chief Executive/Executive Director of Corporate Support

9 November 2007  
JMcG/SR

### **LIST OF BACKGROUND PAPERS**

1. Submissions from Service Departments.

Any person wishing to inspect the background papers relative to this report or wishing further information on this report should contact Bill Walkinshaw, Head of Democratic Services, on Tel No (01563) 576135.

**Implementation Officer: Bill Walkinshaw, Head of Democratic Services.**

## APPENDIX I

### EAST AYRSHIRE COUNCIL

#### AMENDMENTS TO THE SCHEME OF DELEGATION REFERENCE SHEET

<u>PAGE NOS</u>	<u>PROPOSED AMENDMENT</u>
5 (vi)	Provision for Cabinet to provide Governance and Scrutiny Committee with reasons for its decisions.
Pages 8-11	<b>Panels</b> - (i) Reduction in Panel membership from 7 to 5 (2/2/1) which is considered a more appropriate membership level for the business conducted by the Panels in question; and (ii) amendment to ensure that the Chair and Members will not include the relevant Spokespersons or the Local Members of the Ward in which the appellant resides.
11 (vi)(a)	<b>Recruitment Panel</b> - Chair of Recruitment Panel for all Chief Officers posts to be the Leader of the Council or his nominee.
22	<b>Personnel/Budgetary</b> - Inclusion of the Community Planning and Partnership Manager
28	<b>Panel of Safeguarders</b> - New section inserted. <b>Street Naming</b> - New section inserted. <b>Community Planning and Partnership Manager</b> - New section inserted.
29	<b>Panel of Safeguarders</b> - New section inserted.
30	<b>Street Naming</b> - New section inserted.
Bottom of page 56	<b>Land Reform (Scotland) Act 2003</b> - Operational functions inserted.
61	<b>Officer Delegation</b> - Inclusion of Confirming TPO's and dealing with Unopposed Revocations of Planning Permission. <b>Local Planning Committee Delegation</b> - to deal with (i) Opposed Revocation of Planning Permission; and (ii) revisions to an application previously approved by Committee; that significantly alter a legal agreement or potentially remove the requirement for the agreement.

22 November 2007  
JMcG/SR