

DENTON PARISH COUNCIL

Scheme of Delegation

1. Introduction

This document sets out the manner in which Denton Parish Council (“the Council”) has delegated powers and responsibilities.

This document is one of the three major ways in which the Council regulates its affairs - the others being its Standing Orders and Financial Regulations.

The power to delegate functions is set out in the Local Government Act 1972 s101. The intention of the delegation scheme is to allow the Council to act with all reasonable speed.

Decisions should be taken at the most suitable level. Therefore, the Clerk is given powers over the day to day administration of the Council and its Committees to decided matters within their Terms of Reference, and matters of major policy should be recommended to the Full Council.

Whilst delegation is necessary it is the Council’s policy that members and the press and public should have the fullest information available to them at all times. Therefore, the Clerk reports all major decisions taken under delegated powers at the next available Council meeting.

2. Proper Officer and Responsible Financial Officer

The Clerk shall be:

- the Proper Officer and carry out functions as provided by the Local Government Act 1972;
- the Responsible Financial Officer in accordance with the Accounts and Audit Regulations in force at any given time.

3. Powers Which Cannot Be Delegated

The council must not delegate any decision regarding:

- setting the final budget or the precept (council tax requirement);
- the outcome of a review of the effectiveness of its internal controls
- approving accounting statements;
- approving an annual governance statement;
- borrowing;
- declaring eligibility for the General Power of Competence; and
- addressing recommendations from the internal or external auditors
- adopting or revising the Councils code of conduct

4. Delegated Powers and Responsibilities

In addition to the responsibilities set out in the Clerk’s job description the Clerk has the delegated authority to undertake the following matters on behalf of the Council:

- Day to day administration of services, together with routine inspections and control.
- Authorisation to call any extra meetings of the Council or any Committee as necessary, having consulted with the Chairman of the Council and/or the Chair of the appropriate Committee.

- Authorisation to respond immediately to any correspondence, requiring or requesting information or relating to previous decisions of the Council but not correspondence requiring an opinion to be taken by the Council or its Committees.
- Authorisation of routine expenditure in accordance with Financial Regulations (Budgetary Control and Authority to Spend). Bank payments will be arranged bi-monthly on the months there are no bi-monthly Council meetings. To be arranged by the Clerk and authorised at the bank by an authorised PC bank signatory.

Payments are broken down into:

- all standard recurring payments listed as line items on the budget will be paid by the RFO at the appropriate time to prevent any late charges, such as salaries, printing costs, licences and IT services etc.
- non recurring payments, such as one-off costs relating to village maintenance or expenses to be authorised by a minimum of 4 councillors by e-mail prior to payment.
- Payments will be made as set out in the Councils policies.
- All payments will be formally authorised by the full council at the next full council meeting.
- Planning - Preparation and submission of comments to planning applications where the Council's agreed stance is known.

5. Adoption and Review

This Scheme of Delegation was adopted by the Council at the Meeting held on 10th July 2024.

This policy will be reviewed annually or subject to legal requirements.

Adopted 10th July 2024 - Minute Reference: 343/2024

Date of next review: May 2025