

Record of Officer's Decision

The Openness of Local Government Bodies Regulations 2014 and the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

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| Date of Decision: | 23 March 2021 |
| Decision Maker (Officer): | Damian Williams Corporate Director, Operations and Delivery |
| Authority for Delegated Decision (Cabinet/Committee Decision or Scheme of Delegation – provide reference): | Part 3, Schedule 3 – Responsibility for Executive Functions delegated to Officers paragraph 4.3 (1) – the Corporate Director has delegated authority to discharge executive functions within their respective service areas (Part 3.38). All delegations are subject to consultation where considered appropriate in the circumstances (paragraph 4.3 (4)(ii) – Part 3.39). The Corporate Director has delegated authority in respect of the control and management of all Council dwellings, garages, land and other premises held for housing purposes. |
| Identify which Portfolio Holder(s)/Committee Chairman consulted? | Housing Portfolio Holder |
| Ward Member(s) consulted? | No |
| Is it a Key Decision? | Yes |
| Is it subject to call-in? | Yes |
| Decision Made: | To agree to introduce a Decant Policy for Council tenants |
| Reason for Decision (if a report was produced to support the Decision, refer to or attach it): | As set out in the supporting report. |

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| <p>Highlight any associated risks/finance/legal/equality considerations:</p> | <p>There are no costs associated with the implementation of this policy as there is already provision for the costs of decants to be met from the Tenants Compensation Scheme.</p> <p>Whilst financial provision for decants is included in the Tenants Compensation Scheme, the Council does not have a policy that sets out its overall approach to decanting tenants.</p> | |
| <p>Details of any Alternative Options Considered and rejected (together with reasons):</p> | <p>For the Council not to implement the policy.</p> <p>Whilst the ability to ability to decant is underpinned by the Council's tenancy agreements and legislation, this policy will ensure that decants are dealt with in a fair, consistent and transparent manner.</p> | |
| <p>Details of any declarations of interest (by Portfolio Holder/Committee Chairman who was consulted by the officer, which related to the decision)</p> <p>If relevant, a note of the dispensation granted by the Monitoring Officer:</p> | <p>N/A</p> | |
| <p>Reason Decision, or supporting Report, is not published:</p> <p><i>Tick one or more of the specific exemptions,</i></p> <p><u>and</u></p> <p><i>Give more information in the final box with regards to why the exemption applies and outweighs the public interest test (which is in favour of disclosure).</i></p> | <p>Y</p> | <p>Not applicable.</p> |
| | | <p>The report supporting the Decision contains confidential information</p> |
| | | <p>The Report supporting the Decision falls within an exemption pursuant to Schedule 12A of the Local Government Act 1972 Information:</p> |
| | | <ul style="list-style-type: none"> • Relates to an individual |
| | | <ul style="list-style-type: none"> • Likely to reveal the identity of an individual |
| | | <ul style="list-style-type: none"> • Relating to financial or business affairs of a person or organisation |
| | | <ul style="list-style-type: none"> • Relates to a claim for legal professional privilege in legal proceedings • Reveals that the Council proposes to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or to make an order or direction under any enactment |

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| | <ul style="list-style-type: none"> • Relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime |
| | <p><u>And</u> is exempt if and so long, as in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information</p> <p>Reasons: N/A</p> |

Officers

Signed: 

Title: Corporate Director, Operations and Delivery

Signed:

Title:

In consultation with:

Signed:

Portfolio Holder For Housing

Signed:

Section 151 Officer (if required)

Signed:

Monitoring Officer (if required)

Dated: