

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

Date of Decision:	8 April 2025
Decision Maker (Officer):	Ian Davidson Chief Executive
Authority for Delegated Decision (Cabinet/Committee Decision or Scheme of Delegation – provide reference):	Part 3, Schedule 2 – Responsibility for Council non-executive Functions delegated to Officers, Chief Executive No. 10 (part 3.9) power to authorise compensation payments up to a maximum of £5,000.
Identify which Portfolio Holder(s)/Committee Chairman consulted?	Not applicable – although the Portfolio Holder for Housing and Planning has been advised of the Local Government and Social Care Ombudsman's determination referenced in this decision.
Ward Member(s) consulted?	No
Is it a Key Decision?	No
Is it subject to call-in?	No
Decision Made:	To accept the order and recommendation of the Local Government and Social Care Ombudsman in respect of a complaint investigated and determined by it – including to authorise a payment in the sum of £1000.00 to the resident concerned (reference 24 005 905).
Reason for Decision (if a report was produced to support the Decision, refer to or attach it):	There had been fault causing injustice by virtue of the Council's placement of the resident in temporary accommodation for longer than the period allowed. In recognition of this fault and for the associated distress and inconvenience caused to the resident, the order and recommendation from the Local Government and Social Care Ombudsman that a payment in the sum referenced be made to the tenant. The recommendations have been accepted

Highlight any associated risks/finance/legal/equality considerations:	N/A	
Details of any Alternative Options Considered and rejected (together with reasons):	The non-payment of the proposed sum was considered and rejected as an option. The Local Government and Social Care Ombudsman investigation determined the extent of the fault and has independently evaluated the extent of payment to the resident. The recommendations have been accepted in full and, consequently, the Council's agreement with the Local, Government and Social Care Ombudsman could not be fulfilled without making the payment concerned.	
Details of any declarations of interest (by Portfolio Holder/Committee Chairman who was consulted by the officer, which related to the decision) If relevant, a note of the dispensation granted by the Monitoring Officer:	N/A	
Reason Decision, or supporting Report, is not published: <i>Tick one or more of the specific exemptions,</i> <u>and</u> <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>	☐	Not applicable.
	☐	The report supporting the Decision contains confidential information
	☐	The Report supporting the Decision falls within an exemption pursuant to Schedule 12A of the Local Government Act 1972 Information:
	☐ Y	• Relates to an individual
	☐ Y	• Likely to reveal the identity of an individual
	☐ Y	• Relating to financial or business affairs of a person or organisation
	☐	• 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

	• Relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime
	<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 Reasons: The Council has given undertakings not to disclose the detail of the tenant in public. These undertakings are deemed important to the Local Government and Social Care Ombudsman's role in independently considering complaints and the freedom of individuals to raise concerns without the prospect of their details being placed into the public domain. An anonymised report summarising the issues involved in this case will also be reported to the Cabinet in due course to support learning in respect of the matters addressed in the complaint. This learning is considered to represent the wider public interest in this matter.

Officers

Signed 

Title: Chief Executive

Signed: _____ Title: _____

In consultation with:

Signed: _____ **Portfolio Holder For Housing**

Signed: _____ **Section 151 Officer (if required)**

Signed: _____ **Monitoring Officer (if required)**

Dated: 8 April 2025