

Other Bodies/Individuals

FINAL DECISION YES

SUGGESTED NEXT STEPS:

Details to be specified

Further consideration by this Committee

To Council

To Cabinet

To an O & S Committee

To an Area Committee

Further Consultation

Leader Decision Making Session - 09 April 2010.

Changes to Delegations Officers

Report of the Strategic Director of Customers Workforce and Governance

Recommendation

The Leader approves the revised officer delegations set out in the Appendices A to C

Changes to Officer Delegations

1. Following the departure of the Strategic Director of Adults, Health and Community Services it has been necessary to make arrangements for the management and oversight of relevant services. A practical consequence of the new arrangements is the need to amend the Scheme of Delegation to Officers to reflect the structure. The switch in responsibilities between the Senior Management Team is shown in the table below

Strategic Director of Adults, Health and Community Services	Functions transferred to
Library Services	Strategic Director Customers Workforce and Governance
Heritage and Museum Services	Strategic Director Environment and Economy
Adult Social Care Services & Adult Education	Chief Executive

- 2 The Chief Executive has commissioned John Bolton to assist with the management of adult social care services as an interim director for a six month period whilst discussions take place about more permanent arrangements. Those powers which relate to Adult Social Care services set out in Appendix A should be delegated to the Chief Executive until a new Director of Adult Social Care Services takes up his/her post.

DAVID CARTER
Strategic Director of
Customers Workforce and
Governance
Shire Hall
Warwick

25 March 2010

Appendix A

Chief Executive or his/her nominee be authorised to exercise the following powers and duties until a new Director of Adult Social Care Services is in post.

Powers and Duties	Statutory Reference	Type of Function
Adult Social Care		
1. To make grants up to £1000 to voluntary organisations, voluntary associations and committee providing clubs for old and disabled people.	Section 65 Health Services and Public Health Act 1968	Executive
2. To make one-off grants not exceeding £1000 to voluntary organisations providing relevant services	Section 65 Health Services and Public Health Act 1968	Executive
3. To make payments up to £1000 to disabled persons	Section 2 Chronically Sick and Disabled Persons Act 1970	Executive
4. To approve the use of adult social care premises by other organisations when not required for adult social care purposes at charges that will cover any additional costs to the Council.	Section 123 of the Act of 1972; Section 65 Health Services and Public Health Act 1968	Executive
5. To act on behalf of the County Council in relation to its powers and duties in respect of guardianship.	Mental Health Act 1983	Executive
6. In consultation with the Strategic Director of Customers, Workforce & Governance, to vary the access policy relating to adult social care client case files within the overall policies of the Council	Data Protection Act 1998 and regulations and orders made thereunder	Executive
7. On or after 1 October 2002 to waive any charges for home care or other non-residential social services payable in whole or in part by (i) any charge payer whose overall income does not exceed the appropriate basic level plus 25% (ii) any charge payer in receipt of more than 10 hours weekly home care following an assessment of income and disability costs.	Section 17 Health and Social Services and Social Security Adjudications Act 1983	Executive

Powers and Duties	Statutory Reference	Type of Function
8. To act as the authorised officer for the purposes of the Learning Disability Partnership established under section 31 Health Act 1999	Section 31 Health Act 1999. Section 2 Local Government Act 2000	Executive
9. To waive any charges payable in whole or in part from 1 April 2003 by any charge payer in receipt of home care and day care following an assessment of their income, capital and disability related expenditure	Section 17 Health and Social Services and Social Security Adjudications Act 1983	Executive
Adult Education		
10. To take all necessary steps to discharge the Council's responsibilities to secure the provision of full and part time education, social, recreational and or physical training facilities for over 19 year olds In exercising these powers s/he is required to observe all policy decisions taken by the Council and its relevant bodies	Section 15B, 508 Education Act 1996	Executive
11. To prepare in consultation with the Strategic Director of Children, Young People and Families Services an annual Area Community Education Development Plan for the approval of the Area Committee and to provide six monthly performance reports.	Section 15A, 15B, 508 Education Act 1996, Section 2 Local Government Act 2000	Executive

Appendix B

The Strategic Director of Customers, Workforce and Governance or his/her nominee be authorised to exercise the following powers and duties

Libraries and Heritage		
12. After consultation with the Strategic Director of Resources, continuously to review the fixed fee, the per minute on-line charge and the printing charge in respect of commercial searches via the on-line information services operated through the County Council's libraries	Public Libraries and Museums Act 1964; section 150 Local Government and Housing Act 1989; The Library Charges (England and Wales) Regulations 1991	Executive
13. After consultation with the Strategic Director of Resources, to agree any change in the charging structure for the sound recordings service operated through the County Council's libraries.	Public Libraries and Museums Act 1964; section 150 Local Government and Housing Act 1989; The Library Charges (England and Wales) Regulations 1991	Executive
14. After consultation with the Strategic Director of Resources, continuously to review and to vary, where appropriate, the level of fines for the late return of books, fees for requests for books and charges for photocopies in order to achieve income targets established for the County Council libraries.	Public Libraries and Museums Act 1964; section 150 Local Government and Housing Act 1989; The Library Charges (England and Wales) Regulations 1991	Executive
15. After consultation with the Strategic Director of Resources, to determine the scale of charges for the fax service available to the public at the Rugby and Warwick libraries in order to maintain it on a self-financing basis.	Public Libraries and Museums Act 1964; section 150 Local Government and Housing Act 1989; The Library Charges (England and Wales) Regulations 1991	Executive
17. To make representations on behalf of library services relating to the formulation of local planning policies, including if necessary attendance at inquiries and other proceedings.	Section 2 Local Government Act 2000	Executive

Appendix C

The Strategic Director of Environment and Economy or his/her nominee be authorised to exercise the following powers and duties in so far as

16. To impose a reasonable charge for correspondence and searches made in response to genealogical enquiries at the Warwickshire County Record Office.	Public Libraries and Museums Act 1964; section 150 Local Government and Housing Act 1989; The Library Charges (England and Wales) Regulations 1991	Executive
17. To make representations on behalf of the heritage and museum services relating to the formulation of local planning policies, including if necessary attendance at inquiries and other proceedings.	Section 2 Local Government Act 2000	Executive