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| Report on | Delegated Authority to Chief Executive on Matters - Period of Local Election 2023 |
| Date of Meeting | Thursday 20 th April 2023 |
| Reporting Officer | Joseph McGuckin, Head of Strategic Services & Engagement |
| Contact Officer | A McCreesh, Chief Executive |

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| Is this report restricted for confidential business? If 'Yes', confirm below the exempt information category relied upon | Yes | |
| | No | X |

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| 1.0 | Purpose of Report |
| 1.1 | To seek approval from Mid Ulster District Council for the Chief Executive to be delegated authority to make a series of decisions during the period of the 2023 local election. |
| 2.0 | Background |
| 2.1 | The final meeting of the current council term (2019-2023) will take place on Thursday 20 th April after which no meetings are scheduled to transact business until June 2023. The first meeting to consider decisions from council committees will not take place until Thursday 29 th June 2023. |
| 2.2. | Although the Council's first Annual Meeting will take place on Monday 5 th June 2023 to agree positions of responsibility and receive nominations for committee membership for the new council term, following the 18th May Local Election, it should be noted that this meeting is being scheduled for the purpose of undertaking the aforementioned business. |
| 3.0 | Main Report |
| 3.1 | To permit and facilitate the continued delivery of council business authority on a number of key decisions is being requested to be delegated to the Chief Executive for the period Friday 21 st April 2023 and Thursday 29 th June 2023. |
| 3.2 | Section 7 of the Local Government Act (Northern Ireland) 2014 provides that a council may arrange for the discharge of any of its functions by (a) a committee, sub-committee or an officer of the council, or (b) by any other |
| 3.3 | In light of Section 7 of the Act, delegated authority is being sought for the Chief Executive to make a series of decisions in the absence of committee and council meetings from Friday 21 st April to Wednesday 28 th June. Appendix A to the this report details those specific issues and areas which will require a decision throughout the period of Friday 21st April and Wednesday 28 th June been identified by Departments. Decisions identified. |
| 3.4 | Sec. 7 of the Act further confirms a number of functions which cannot be delegated and as such decisions on same can only be exercised by the Council. These functions extend to: |

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| | <ul style="list-style-type: none"> (i) Making a district rate under the Rates (Northern Ireland) Order 1977 (ii) Making a determination under section 13(1) of the Local Government Finance Act (Northern Ireland) 2011 (affordable borrowing limit) and monitoring and amount determined (iii) Borrowing money, and (iv) Acquiring and disposing of land <p>Delegated authority is not being sought for decisions relating to any of those issues aforementioned at (i) to (iv).</p> |
| 4.0 | Other Considerations |
| 4.1 | Financial, Human Resources & Risk Implications |
| | Financial: not applicable |
| | Human: not applicable |
| | Risk Management: not applicable |
| 4.2 | Screening & Impact Assessments |
| | Equality & Good Relations Implications: not applicable |
| | Rural Needs Implications: not applicable |
| 5.0 | Recommendation(s) |
| 5.1 | The Council gives consideration to delegating authority to the Chief Executive on the listed matters within Appendix A commencing from 21 st April. |
| 6.0 | Documents Attached & References |
| | Appendix A: Forward Planning on Decisions required during period 21 April - 27 June 2023 |