

Constitution and Associated Documents – Proposed Changes

Section and Reference	Existing Text	Proposed amendment including revised text if appropriate
Officer Delegation Scheme LG 23	<p>LG 23 - To exercise discretion, in consultation with the Director of Resources, to settle court and tribunal proceedings or any other potential proceedings.</p>	<p>LG 23 - To exercise discretion, in consultation with the Director of Resources (and subject to the approvals set out below, as appropriate), to settle court and tribunal proceedings or any other potential proceedings.</p> <p>In relation to any employment contract settlement involving a Special Severance Payment the following applies: -</p> <ul style="list-style-type: none"> • Payments of £20,000 and above, but below £100,000, require consultation with the Director of Resources and the approval of the Chief Executive and the Elected Mayor before exercising discretion and making any such payment. • Payments below £20,000 require consultation with the Director of Resources before exercising discretion and making any such payment.
	<p>Reason for proposed change: The proposed change reflects the Statutory guidance on the making and disclosure of Special Severance Payments by local authorities in England published by the Department for Levelling Up, Housing and Communities in May 2022. The proposed change reflects the process which</p>	

	the government expects to be followed before a Special Severance Payment is approved.
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Implications of proposed change:

- **Finance and other resource implications:**

- **Legal implications:**

Under section 3 of the Local Government Act 1999 the Authority must make arrangements to secure continuous improvement in the way in which its functions are exercised, having regard to a combination of economy, efficiency and effectiveness. In fulfilling those duties, the Authority **must** under section 3(4) of the 1999 Act have regard to “any guidance issued by the Secretary of State. The Guidance published in May 2022 is such Guidance and therefore must be considered by the Authority in relation to the process of approval before the making of Special Severance Payments.

- **Consultation/Engagement undertaken (internal and external):**

- **Human Rights implications:**

- **Equalities and Diversity implications:**

There are no equality and diversity implications’

- **Risk Management implications:**

- **Crime and Disorder implications:**

	<ul style="list-style-type: none">• Environment and Sustainability implications:
	Proposed by: Stephen Ballantyne Service Area: Legal Services Contact Tel. No:
	Head of Service sign-off: (please insert a cross in the box) <input type="checkbox"/>