

**Open Report on behalf of Richard Wills, Director responsible for Democratic Services**

Report to:	<b>County Council</b>
Date:	<b>16 May 2014</b>
Subject:	<b>Chief Officer Structure – Delegated Powers</b>

**Summary:**

This report gives a brief background to the recent restructuring of the Corporate Management Board. Article 9 of the Constitution of the Council specifies which posts are to be designated as Chief Officers and which posts are designated to fulfil the requirement for certain statutory posts. The Council also allocates to each director specific delegated powers to act on behalf of the Council. The Council is invited to confirm amendments to Article 9 to reflect the recent restructuring and approve the allocation of delegated powers for the Chief Officers in their new configuration.

**Recommendation(s):**

1. The Council approves the designation of the posts set out in Table 1 of this Report as Chief Officers for the purposes of Article 9 of the Constitution;
- 2 The Council notes the posts designated as statutory posts as set out in Table 1 of this Report;
- 3 The Council approves the amendment of Article 9 of the Constitution to reflect paragraphs 1 and 2 above
- 4 The Council approves the insertion of pages 1 to 29 inclusive of Appendix B into the Constitution to replace the sections relating to the delegated powers of Chief Officers in Part 3 of the Council's Constitution; .
- 5 The Council approves the insertion of the Management Structure at page 30 of Appendix B into the Constitution to replace Part 7 of the Constitution
6. The Council notes the Commissioning Strategies that have been allocated to Chief Officers as listed in Appendix A.

## 1. Background

Over the last few months there have been a number of announcements regarding further spending reductions across the public sector, and in particular in local government. In Lincolnshire, by the end of the decade, the council budget is likely to be at least 40% less than it was in 2010. The Council is faced with a choice. It could just manage this decline as effectively as possible, continuing as it is but at a reduced level. The alternative is to accept that the new context for local government is considerably less money and then identify new ambitions.

Historically councils have defined themselves by what services they deliver, many of which have been identified in legislation, or have built up over decades of expectation. In future it is likely that the council will identify the outcomes that it wishes to see happen and then work out how to achieve those ends. Working with other partners will become the norm – the NHS will feature highly. The Council will not always provide services directly – contractors like Serco will work with it. Using its resources and democratic mandate, it will influence others to achieve outcomes it shares with others – especially in shaping the economy.

In order to focus the Council's Paid Service outcomes, the Chief Executive has been working on a programme entitled Commissioning for Lincolnshire. This has been discussed with the Executive informally. The programme has organised the Council's extant service policies and objectives into 17 commissioning strategies. It is anticipated that these will have some longevity, though it would be for the Council and Executive to amend the content of them in future.

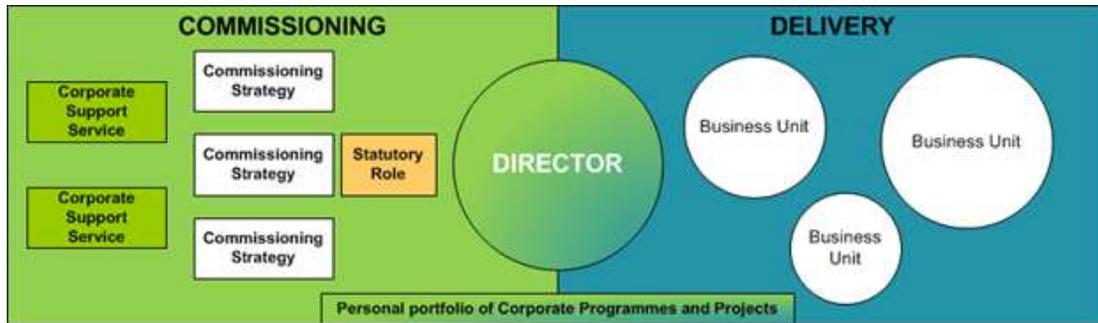
The commissioning focus and a much reduced budget require a very different organisation. The Chief Executive has concluded that the Paid Service needs to be reorganised in order to respond quickly and effectively to the direction that the Council decides to go. It will be necessary to marshal the different skills of our managers and staff and place them where they will be most effective. The Chief Executive has started by restructuring the Corporate Management Board. Before Christmas, he announced that he would need one fewer Executive Director and subsequently David O'Connor, the Executive Director for Performance & Governance, was made redundant and his post was deleted. The Council appointed Richard Wills as the Monitoring Officer at its meeting on 21 February 2014

Each Director will, in future:

- Hold a statutory role in accordance with previous decisions of the Council;
- Be accountable for several commissioning strategies;
- Lead business units that are charged with delivering specified services; and
- Lead a personal portfolio of corporate projects.

Most Directors will also be accountable for functions that might be described as "corporate services".

Typically those functions could be described in the following diagram.



The Chief Executive and Corporate Management Board will be supported by the Information and Commissioning Support Manager. Judith Hetherington Smith has been appointed into this role for a fixed term period of 3 years.

Article 9 of the Council's Constitution identifies which posts within the Council's structure will be Chief Officers for the purposes of the Constitution. The same Article identifies which posts will fulfil the functions of a number of statutory posts.

With the changes to the chief officer structure this Article needs to be amended to show the new designations of Chief Officer posts and to reflect previous decisions of the Council as to the allocation of statutory roles between them.

It is proposed therefore that the Chief Officer posts for the purpose of Article 9 of the Constitution and the nomination of Chief Officers to statutory roles be as set out in Table 1 below:

Table 1

Chief Officer Post	Statutory Function	Post holder
Chief Executive	Head of the Paid Service	Tony McArdle
Executive Director of Children's Services	Director of Children's Services	Debbie Barnes
Executive Director of Finance and Public Protection	Chief Finance Officer (S151 Officer)	Pete Moore
Executive Director of Community Wellbeing and Public Health	Director of Public Health	Tony Hill
Executive Director for Environment & Economy	Monitoring Officer	Richard Wills
Director of Adult Care	Director of Adult Social Service	Glen Garrod

Part 3 of the Constitution contains the Council's Scheme of Authorisation including powers delegated to Chief Officers. Appendix B contains a revised scheme for delegation of powers to Chief Officers to reflect the changes to Corporate Management Board

## 2. Conclusion

This Report seeks approval from the Council to consequential amendments to the Constitution to reflect a restructuring to Corporate Management Board.

### 3. Legal Comments:

The Report seeks approval for a number of changes to the Constitution to reflect a restructuring of the Corporate Management Board.

The approval of changes to the Council's constitution is within the remit of the full Council.

### 4. Resource Comments:

There are no material additional financial implications arising from the acceptance of the recommendations in this report.

## 5. Consultation

### a) Has Local Member Been Consulted?

n/a

### b) Has Executive Councillor Been Consulted?

n/a

### c) Scrutiny Comments

n/a

### d) Policy Proofing Actions Required

n/a

## 6. Appendices

These are listed below and attached at the back of the report	
Appendix A	Commissioning Strategies
Appendix B	Lincolnshire County Council Constitution: Part 3 (proposed amendments to Chief Officers' Delegated Powers) and Part 7 Chief Officer Management Structure.

## **7. Background Papers**

No background papers within Section 100D of the Local Government Act 1972 were used in the preparation of this report.

This report was written by Richard Wills, who can be contacted on 01522 553001 or [richard.wills@lincolnshire.gov.uk](mailto:richard.wills@lincolnshire.gov.uk).