

Report

Report to:	Executive Committee
Date of Meeting:	2 November 2022
Report by:	Executive Director (Finance and Corporate Resources)

Subject:	Scheme of Delegation
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1. Purpose of Report

1.1. The purpose of the report is to:-

- ◆ seek approval for two additions to the Scheme of Delegation

2. Recommendation(s)

2.1. The Committee is asked to approve the following recommendation(s):-

- (1) that the proposed amendments to the Scheme of Delegation as detailed in Appendix 1 be approved.

3. Short Term Lets

3.1. On 1 March 2022, the Civic Government (Scotland) Act 1982 (Licensing of Short Term Lets) Order 2022 ('the 2022 Order') was enacted to introduce new powers for local authorities to regulate short term lets through the introduction of a licensing scheme under the Act. A report elsewhere in this agenda deals with the establishment of the South Lanarkshire Council Scheme.

3.2. Following the change to legislation and approval of the Licensing of Short Term Lets Scheme, an addition is required to the Executive Director (Finance and Corporate Resources) delegated powers within Section 4 paragraph D of the Scheme of Delegation to approve applications for registration where no objections have been received, as detailed at Appendix 1.

4. Prevent Duties and Prevent Multi Agency Panel

4.1 In terms of Section 36 of the Counter Terrorism and Security Act 2015 local authorities in Scotland have a duty to establish a Prevent Multi-Agency Panel ("PMAP") in order to provide support at an early stage to people who are identified as being vulnerable to being drawn into terrorism. The specific functions are set out in the legislation and are to ensure a multi-agency approach to (a) identify individuals at risk, (b) assess the nature and extent of that risk and (c) develop the most appropriate support plan for the individuals concerned.

4.2 As part of the PMAP Annual Assurance Statement return for 2022, it was reported that an amendment to the Scheme of Delegation would be recommended in order to place the statutory duty within the authority delegated to the Executive Director (Housing and Technical Resources).

4.3 The addition to the Executive Director (Housing and Technical Resources) delegated powers within Section 4 Paragraph E of the Scheme of Delegation as detailed at Appendix 1 is recommended for approval.

5. Employee Implications

5.1. There are no employee implications in terms of the content of this report.

6. Financial Implications

6.1. There are no financial implications in terms of the content of this report.

7. Climate Change, Sustainability and Environmental Implications

7.1. There are no climate change, sustainability or environmental implications in terms of the content of this report.

8. Other Implications

8.1. There are no other implications in terms of the content of this report.

9. Equality Impact Assessment and Consultation Arrangements

9.1. This report does not introduce a new policy, function or strategy, or recommend a change to an existing policy, function or strategy and, therefore, no impact assessment is required.

Paul Manning

Executive Director (Finance and Corporate Resources)

12 October 2022

Link(s) to Council Values/Priorities/Outcomes

- ◆ Achieve results through leadership, good governance and organisational effectiveness
- ◆ Accountable, effective, efficient and transparent

Previous References

- ◆ None

List of Background Papers

- ◆ None

Contact for Further Information

If you would like to inspect the background papers or want further information, please contact:-

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Scheme of Delegation Proposed Changes

Proposed Changes

Finance and Corporate Resources

In **Section 4** Scheme of Delegation to Officers – Specific Provisions at **D** Executive Director (Finance and Corporate Resources) in paragraph 18 add a new function to the table as follows:-

Function

Applications for Short Term Let licences

Power

Grant where no relevant objection received

Restriction

Subject to the Safety Net Procedure

Housing and Technical Resources

In **Section 4** Scheme of Delegation to Officers – Specific Provisions at **E** Executive Director (Housing and Technical Resources) after paragraph 21 add a new paragraph 21A as follows:-

To fulfil and discharge the Council's statutory duties, functions and policies in relation to the Counter Terrorism and Security Act 2015.