

Report to: Transport Committee

Date: 11 January 2019

Subject: **Governance arrangements**

Director: Angela Taylor, Director of Resources

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| Is this a key decision? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| Is the decision eligible for call-in by Scrutiny? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| Does the report contain confidential or exempt information or appendices? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| If relevant, state paragraph number of Schedule 12A, Local Government Act 1972, Part 1: | |

1. Purpose of this report

To consider the delegation of routine operational issues relating to land, to the Managing Director.

2. Information

Background

- 2.1 An internal governance review led by the Head of Legal and Governance Services has reviewed the Combined Authority's officer decision-making structures and processes, to ensure these are effective and fit for purpose. The aim is to improve the efficiency and effectiveness of officer decision-making, with decisions taken at the most appropriate level, and clear and transparent processes and accountability.
- 2.2 The review considered delegations in relation to transport functions, with a focus on routine operational functions relating to land which might appropriately be determined by officers. The Transport Committee is authorised to carry out functions relating land under Section 10(1) of the

Transport Act 1968, and the Transport Committee currently delegates the following functions (which fall within Section 10(1)), to the Managing Director:

- the granting or renewal of commercial leases in specified circumstances, and
- the renewal of leases of parcels of land required for the siting of bus shelters.

2.3 It is now proposed that additional delegations be given to the Managing Director, as set out in the attached **Appendix 1** to this report. In practice, this means that these routine operational issues would be determined by officers, rather than considered by the Transport Committee. The Managing Director would ensure that any sensitive or contentious issues continue to be referred to the Transport Committee for determination. For completeness, the existing delegations to dispose of and renew leases, are included on Appendix 1.

2.4 The additional delegations now proposed are highlighted on Appendix 1, and relate to:

- a. varying and terminating leases,
- b. granting, renewing, varying and terminating licences,
- c. consenting to lift restrictions on land owned by third parties (arising where the Combined Authority has rights over land belonging to a third party, further to a proposed mass rapid transit scheme), and
- d. land transactions with a value below £25k.

2.5 It is anticipated that the Managing Director will in practice sub-delegate some of these functions to other officers such as the Director of Transport Services, under the Managing Director's sub-delegation scheme.

3. Financial Implications

3.1 None arising from this report.

4. Legal Implications

4.1 S101(2) Local Government Act 1972 provides that a committee may delegate functions to an officer.

5. Staffing Implications

5.1 There are no staffing implications directly arising from this report.

6. External Consultees

6.1 No external consultations have been undertaken.

7. Recommendations

- 7.1 That the Transport Committee delegates authority to the Managing Director as set out in Appendix 1 to this report (incorporating those delegations previously made by the Transport Committee).

8. Background Documents

None.

9. Appendices

- Appendix 1 – Proposed delegations to the Managing Director