

BABERGH DISTRICT COUNCIL

POWER TO ACT OUT OF COUNCIL MEETING – GENERAL POWER

ACTION FOR WHICH CHIEF EXECUTIVE HAS DELEGATED POWERS SUBJECT TO CONSULTATION WITH CHAIRMAN OF THE DISTRICT COUNCIL

SERIAL NO: BDC - 0021

SUBJECT MATTER:

Appointment of Councillors to Freston Parish Council under s.91 of the Local Government Act 1972.

MEETING TO WHICH MATTER RELATES:

Full Council

REASON FOR ACTION BEING TAKEN OUT OF MEETING:

Freston Parish Council is currently inquorate and is therefore unable to act. This decision is urgent as the Parish Council needs to be able to discharge its functions as soon as possible.

BACKGROUND:

Due to a number of factors, Freston Parish Council has not held a formal council meeting for a period of more than 6 months. This means that the current four councillors have vacated office through non-attendance at meetings, in accordance with s.85 of the Local Government Act 1972. The Parish Council now has no elected councillors and is inquorate.

Under Section 91 of the Local Government Act 1972 the District Council may by order appoint persons to fill all or any of the vacancies until other councillors are elected and take up office or until the appointees resign.

All four former Freston Parish Councillors have indicated that they would like to be appointed to the Council.

FINANCIAL IMPLICATIONS:

There are no financial implications to the District Council in respect of this decision.

ACTION AUTHORISED:

To appoint Henry Stogdon, Russell Ross-Smith, Vanessa Penna and Gemma Stronach to Freston Parish Council in accordance with Section 91 of the Local Government Act 1972 and make the necessary Order.

Report prepared by the Monitoring Officer, 16 June 2022.

DATE ACTION AUTHORISED:

I have been consulted on this matter details of which are given above and have no observations to make.



Signed:
Chair of Babergh District Council

Dated: 22 June 2022

I being the duly authorised officer authorise the taking of the action referred to above.



Signed:
Chief Executive

Dated: 22 June 2022

Details reported to Council for noting.

- (NOTE: (i) *This form to be completed and given to Committee Services for inclusion in the Register of Delegated Action and for reporting to the appropriate Committee. The signature of the Chief Executive should be obtained prior to the form being sent to Committee Services.*
- (ii) *If the Chairman is not available within a day to sign the form, please send it to Committee Services who will then arrange the necessary signature.)*