

# Tendring

## District Council



### Record of Officer's Decision

#### The Openness of Local Government Bodies Regulations 2014 and the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

<b>Date of Decision:</b>	6 <sup>th</sup> November 2015
<b>Decision Maker (Officer):</b>	Tim Clarke, Strategic Housing and Needs Manager
<b>Authority for Delegated Decision (Cabinet/Committee Decision or Scheme of Delegation – provide reference):</b>	<p>Part 3, Schedule 3 – Responsibility for Executive Functions delegated to Officers paragraph 4.3 (1) – the Corporate Director has delegated authority to discharge executive functions within their respective service areas (Part 3.38). All delegations are subject to consultation where considered appropriate in the circumstances (paragraph 4.3 (4(ii) – Part 3.39).</p> <p>The Corporate Director (Life Opportunities) has delegated operational matters relating to Gypsy and Traveller Liaison to the Strategic Housing and Needs Manager</p>
<b>Identify which Portfolio Holder(s)/Committee Chairman consulted?</b>	Councillor Paul Honeywood, Portfolio Holder for Housing
<b>Ward Member(s) consulted?</b>	N/A
<b>Is it a Key Decision?</b>	No
<b>Is it subject to call-in?</b>	No
<b>Decision Made:</b>	<p>To enter into a 3.5 year Essex Countywide Traveller Committee Agreement, commencing from 1<sup>st</sup> November 2015.</p> <p>The agreement, including 8 other local authorities, Essex County Council and Essex Police sets out joint arrangements to provide an operational unit to discharge their functions in respect of Traveller issues.</p> <p>The agreement is a continuation and minor update of the original agreement that expired on 31<sup>st</sup> October 2015. Tendring District Council's annual financial contribution to</p>

	the operational unit is £6,462.90 for the duration of the agreement.
Reason for Decision (if a report was produced to support the Decision, refer to it):	<p>The operational unit, known as Essex Countywide Traveller Unit (ECTU), has delivered a successful service in the District since it was set up in 2012. The annual subscription is seen as an insurance policy as it covers ECTU dealing with all unauthorised encampments on public land in the district.</p> <p>Given the level of service received so far, and the level of support for ECTU across the county, it is logical to continue the arrangement. The number of encampments experienced in the district this year has been higher than in recent years and the subscription cost is viewed by officers as offering value for money.</p>
Highlight any associated risks/finance/legal/equality considerations:	There are no notable risks. Membership of ECTU actually reduces the risk of becoming overwhelmed by a large encampment or number of encampments and potentially higher associated costs than the financial contribution.
Details of any Alternative Options Considered and rejected (together with reasons):	The alternative is not to be a member. As mentioned above, a large encampment or a large number of encampments could cost more to deal with than the annual financial contribution to ECTU, taking into account officer time and court / bailiff fees.
<p>Details of any declarations of interest (by Portfolio Holder/Committee Chairman who was consulted by the officer, which related to the decision)</p> <p>If relevant, a note of the dispensation granted by the Monitoring Officer:</p>	None
Reason Decision, or supporting Report, is not published:	The report supporting the Decision contains confidential information
<p>Tick one or more of the specific exemptions,</p> <p><b>and</b></p> <p>Give more information in the final box with regards to why the exemption applies and</p>	The Report supporting the Decision falls within an exemption pursuant to Schedule 12A of the Local Government Act 1972 Information:
	• Relates to an individual
	• Likely to reveal the identity of an individual
	• Relating to financial or business affairs of a person or organisation
	• Relates to a claim for legal professional privilege in legal proceedings

<i>outweighs the public interest test (which is in favour of disclosure).</i>	<ul style="list-style-type: none"> <li>Reveals that the Council proposes to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or to make an order or direction under any enactment</li> </ul>
	<ul style="list-style-type: none"> <li>Relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime</li> </ul>
	<p><u>And</u> is exempt if and so long, as in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information</p> <p>Reasons:</p>

**Officers**

Signed:  Title: Strategic Housing and Needs Manager

Signed: \_\_\_\_\_ Title: \_\_\_\_\_

**In consultation with:**

Signed:  **Portfolio Holder for Housing**

Signed: \_\_\_\_\_ **Section 151 Officer (if required)**

Signed: \_\_\_\_\_ **Monitoring Officer (if required)**

**Dated:** \_\_\_\_\_