

## Officer Decision Record



This form records an officer decision and is published in accordance with the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 and the Openness of Local Government Bodies Regulations 2014.

<b>Decision Maker:</b>	Janet Waggott, Chief Executive
<b>Lead Officer:</b>	Alison Hartley, Solicitor to the Council / Palbinder Mann, Democratic Services Officer
<b>Title of Decision:</b>	Appointment of Councillor J McCartney to Cridling Stubbs Parish Council
<b>Ward(s) Affected:</b>	Whitley
<b>Type of Decision:</b>	<input type="checkbox"/> Key decision <input type="checkbox"/> Non-key decision discharging (or connected to the discharge of) an Executive function <input checked="" type="checkbox"/> Specific delegation from Council or Committee <input type="checkbox"/> Grant of permission / licence <input type="checkbox"/> Affecting the rights of an individual <input type="checkbox"/> Awarding a contract or incurring expenditure which materially affects the financial position of the Council <input type="checkbox"/> Decision under urgency
<b>Details of decision:</b>	<p><b>RESOLVED:</b></p> <p><b>To appoint Councillor John McCartney as a Parish Councillor for the parish of Cridling Stubbs in accordance with Section 91 of the Local Government Act 1972, until such time as sufficient Councillors are elected/co-opted to restore the quorum.</b></p>
<b>Reason for decision:</b>	The Council has been advised that Cridling Stubbs Parish Council currently only have 3 out of 5 sitting Parish Councillors (2 vacancies). One Parish Councillor wishes to resign and has not attended meetings when requested, which has resulted in the

	<p>Parish Council not being quorate, meaning they are unable to take any decisions such as setting the precept.</p> <p>A Parish Council cannot function without a minimum of 3 Councillors. Section 91 of the Local Government Act 1972 provides for the District Council to appoint District Councillors to restore the quorum and enable the Parish Council to meet.</p> <p>As Ward Member for Whitely, Councillor McCartney has agreed to be appointed to the Parish Council.</p> <p>The precept deadline is 22 January 2021; as such the District Council must immediately use urgency powers to appoint Councillor McCartney to Cridling Stubbs Parish Council.</p>
<b>Alternative options considered and rejected:</b>	<p>To not appoint a Councillor – this option was rejected as the Parish Council cannot function without the minimum number of Councillors.</p> <p>To await the next meeting of Council – this option was rejected as the Parish Council needs to meet urgently to set its precept for submission to the District Council as part of the 2021-22 Financial Budget setting process. It is also in the interests of the residents of Cridling Stubbs that their Parish Council can continue to function normally.</p>
<b>Member Interests:</b> <i>(Name of any Member who has declared a conflict of interest in relation to the decision and details of any dispensation granted by the Head of Paid Service if appropriate)</i>	None.
<b>Legal, Financial or other implications:</b>	The deadline for Parish Councils to set the precept is 22 January 2021, in order to inform the District Council's setting of the financial budget for 2021-22.
<b>Background papers:</b>	None.
<b>Contact details for further information:</b>	Palbinder Mann, Democratic Services Manager <a href="mailto:pmann@selby.gov.uk">pmann@selby.gov.uk</a>

<b>Signed:</b>	<b><i>Signature Redacted</i></b>  Janet Waggott <b>Chief Executive</b> <a href="mailto:jwaggott@Selby.gov.uk">jwaggott@Selby.gov.uk</a>
<b>Date of Decision:</b>	12 January 2021