


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.

Decision Maker:	Janet Waggott, Chief Executive
Lead Officer:	Alison Hartley, Solicitor to the Council
Title of Decision:	Appointment of Councillor D Mackay to Stutton with Hazlewood Parish Council
Ward(s) Affected:	Tadcaster
Type of Decision:	<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
Details of decision:	<p>RESOLVED:</p> <p>To appoint Councillor Donald Mackay as a Parish Councillor for the parish of Stutton with Hazlewood 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.</p>
Reason for decision:	The Council has been advised that Stutton with Hazlewood Parish Council only elected 3 Parish Councillors out of a possible 5 in the 5.5.2022 Parish elections and 1 Councillor is unable to attend the Annual Meeting of the Council which must be held within 14 days of the start of the term, 9 May 2022.

	<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 and co-opt to the 2 vacant seats.</p> <p>As Ward Member for Tadcaster, Councillor Mackay has agreed to be appointed to the Parish Council.</p>
Alternative options considered and rejected:	To not appoint a Councillor – this option was rejected as the Parish Council cannot function and hold the Annual Meeting within deadline without the minimum number of councillors.
Member Interests: <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
Legal, Financial or other implications:	<p>The Local Government Act states that in a year which is a year of ordinary elections of parish councillors, the annual meeting of a parish council shall be held on, or within fourteen days after, the day on which the councillors elected at that election take office.</p> <p>Stutton with Hazlewood Parish Council need a minimum of 3 councillors in attendance to hold this meeting.</p>
Background papers:	None.
Contact details for further information:	Alison Hartley, Solicitor to the Council ahartley@selby.gov.uk
Signed:	 Janet Waggott Chief Executive jwaggott@Selby.gov.uk
Date of Decision:	11.05.2022