

Officer Decision Record



Decision Maker:	Janet Waggott, Chief Executive
Lead Officer:	Palbinder Mann, Democratic Services Manager
Title of Decision:	Waiver of Section 85 (1) Local Government Act 1972 (Six Month Councillor Attendance Rule)
Ward(s) Affected:	Escrick
Type of Decision:	<input type="checkbox"/> Key Decision <input type="checkbox"/> None 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
Details of decision:	To extend Councillor Casling's period of office beyond the six Month period of non-attendance provided for within section 85(1) of the Local Government Act 1972 on medical grounds.
Reason for decision:	<p>Section 85(1) of the Local Government Act 1972 states that:</p> <p><i>"if a member of a Local Authority fails, throughout a period of six consecutive months from the date of their last attendance, to attend any meeting of the Authority they will, unless their failure was due to some good reason approved by the Authority before the expiry of that period, cease to be a member of the Authority"</i></p> <p>Councillor Casling has not been able to attend any Council or Committee meetings since the Planning Committee meeting on 9 May 2018 due to medical reasons. The six month period referred to above will expire on 9 November 2018 and if Councillor Casling has not attended a Council or Committee meeting before then, she would be disqualified from the office of Councillor after this date.</p>

	Consultation on this decision has been held with the Leader of the Council and the Leader of the Labour Group.
Alternative options considered and rejected:	Not granting an extension could result in a vacancy being created and a by-election having to be held.
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:	None.
Background papers:	None.
Contact details for further information:	Palbinder Mann, Democratic Services Manager pmann@selby.gov.uk
Signed:	<i>(Signature redacted)</i>
Date of Decision:	15 October 2018