

Report of:	Leader of the Council
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Portfolio Leader:	Leader of the Council
Key Decision:	No
Report Track:	Council: 29/05/19

**ANNUAL COUNCIL
29 MAY 2019
APPOINTMENT OF INTERIM MONITORING OFFICER**

1 Purpose of Report

- 1.1 To appoint a Monitoring Officer in accordance with section 5 of the Local Government and Housing Act 1989.

2 Recommendations

- 2.1 That Ian Curran, Interim Head of Law and Administration, be appointed as the Monitoring Officer for Cannock Chase District Council.

3 Key Issues and Reasons for Recommendations

- 3.1 Section 5 of the Local Government and Housing Act 1989, requires the Council to designate one of its Officers to be known as the Monitoring Officer.
- 3.2 A new Monitoring Officer is required to be appointed due to the imminent retirement of the current office-holder.

4 Relationship to Corporate Priorities

- 4.1 The appointment of a Monitoring Officer is a statutory requirement.

5 Report Detail

- 5.1 Section 5 of the Local Government and Housing Act 1989 requires the Council to designate one of its officers to be known as the Monitoring Officer.
- 5.2 The position has been held since by Stafford Borough Council's Head of Law and Administration since 2010 under Shared Services arrangements. The

current post-holder is due to retire at the end of May 2019, and therefore an alternative officer needs to be appointed.

- 5.3 It is the duty of the Monitoring Officer to report any instances where it appears to them that a contravention of any enactment or rule of law, or maladministration has arisen, or will arise, due to any proposals, decisions or omissions by the Authority (or those persons or committees acting under its control).
- 5.4 It is the duty of the Council to provide the Monitoring Officer with such staff, accommodation and other resources as are, in the officer's opinion, sufficient to allow the duties under paragraph 5.3 to be performed.

6 Implications

6.1 Financial

None.

6.2 Legal

As set out in the report.

6.3 Human Resources

None.

6.4 Section 17 (Crime Prevention)

None.

6.5 Human Rights Act

None.

6.6 Data Protection

None.

6.7 Risk Management

The Monitoring Officer's role is crucial to ensuring legal risk is managed appropriately throughout the Council.

6.8 Equality & Diversity

None.

7 Appendices to the Report

None.