

Chief Executive/Head of Paid Service	
Delegation	Commentary
Category A – Executive Executive decisions which may be made by an approved decision maker, in connection with a function which is the responsibility of the executive or which have been designated by the Council as an executive function.	
Assuming Responsibility for the Management of Budgets In consultation with the Section 151 Officer, where, in their opinion, the management of a budget delegated to a Director is likely to create a significant adverse impact on the Council's overall financial management situation, to determine whether the management of that budget will be assumed by the Executive Director – Resources acting in conjunction with the Head of the Paid Service, or directly by the Head of the Paid Service themselves (or such other officers as they may determine). Section 28 of the Local Government Act 2003	
Birmingham International Airport Shares The Chief Executive and the Chief Finance Officer of the Council be authorised severally, in consultation with the Leader and Deputy Leader of the Council, to take such action as may be required for the purpose of implementing any decision of the Cabinet in relation to the sale or purchase of shares in Birmingham International Airport Holdings Limited or Birmingham International Airport Limited. Section 12 of the Local Government Act 2003 grants a local authority the power to invest: (a) for any purpose relevant to its functions under any enactment, or (b) for the purposes of the prudent management of its financial affairs.	A number of decisions within this delegation may be exempt from publication: Exemptions 3 and 5
Birmingham International Airport Districts Side Agreement The Chief Executive, or in his/her absence, the appointed Deputy Chief Executive, in consultation with the Chair or Vice Chair of the Joint Committee, be authorised to discharge all functions in relation to Birmingham Airport Holdings Limited, as provided for at Clause 5.4 of the Birmingham Airport Districts Side Agreement, and to sign and attest the fixing of the Common Seal of the Council to any documents in connection therewith, in consultation with the Council's Director - Monitoring Officer and the Chief Finance Officer of the Council where appropriate and reasonably practicable.	A number of decisions within this delegation may be exempt from publication: Exemptions 3 and 5

Chief Executive (cont)

Civil Contingencies and Civil Emergencies

To exercise the Council's functions under and to authorise Officers to enforce those provisions of the Civil Contingencies Act 2004 and to respond in the event of civil emergencies and to commit budgets as necessary.

Civil Contingencies Act 2004

Closure Powers -

To act and/or authorise any Director(s) or any other designated officer to act on his/her behalf under the Council's functions in Part 4, Chapter 3 of the Anti-Social Behaviour, Crime and Policing Act 2014 in relation to consultation, the issuing, cancellation, or variation of a closure notice covering a period of up to 24 hours.

To act and/or authorise any Director(s) or any other designated officer to act on his/her behalf under the Council's functions in Part 4, Chapter 3 of the Anti-Social Behaviour, Crime and Policing Act 2014 in relation to consultation, the issuing, cancellation or variation of a closure notice covering a period of up to 48 hours.

Anti-Social Behaviour, Crime and Policing Act 2014

Political Restriction of Officer Posts

In consultation with the Monitoring Officer, to grant exemptions to the political restriction of officer posts under Section 3A of the Local Government and Housing Act 1989, as amended by Localism Act 2011.

To give directions, on the application of any person or otherwise, to include a post in the list of politically restricted posts.

Sandwell Children's Trust

Dispute Resolution

In consultation with the Leader of the Council, to undertake any measures, conducive and incidental, in order to resolve any disputes relating to Sandwell Children's Trust during the Final Resolution Period and to undertake any such responsibilities as set out in the contract.

Schedule 12: Dispute Resolution, **title of document**

Minor Variations of Contract

To approve minor variations to the Service Delivery Contract and any financial approvals required below £XX

Schedule 7: Change Control Procedure, **title of document**

A number of decisions within this delegation may be exempt from publication:

Chief Executive (cont)	
Delegation	Commentary
Category B – Non- Executive Non-executive decisions made by an approved decision maker, in connection with a function which is not the responsibility of the executive or which have not been designated executive functions by the Council.	
Representation of the People Act 1983 – Proper Officer To act as the Proper Officer for the purposes of Section 8(2) of the Representation of the People Act 1983 (officer of the Council to be the Registration Officer).	

Delegation	Commentary
Category C – Ancillary to an Executive Decision Administrative decisions which are ancillary to or remotely connected to a function which is the responsibility of the executive.	
Birmingham International Airport The Chief Executive, the Chief Finance Officer of the Council and Director – Monitoring Officer be authorised severally to sign, witness the seal or execute on behalf of the Council any document including any legal agreement, written resolution, notice, form or proxy, consent to short notice or other document or to attend any meeting of shareholders as representatives of the Council as may be required for the purpose of any decision in relation to the sale or purchase of shares in Birmingham International Airport Holdings Limited or Birmingham International Airport Limited.	
Signing of Documents / Common Seal To sign on behalf of the Council, and to attest the fixing of the Common Seal of the Council to documents (in consultation with the Director - Monitoring Officer where appropriate).	

Chief Executive (cont)	
Delegation	Commentary
Category D – Ancillary to a Non- Executive Decision Administrative decisions which are ancillary to or remotely connected to a function which is not the responsibility of the executive.	
Longlisting and Shortlisting of Candidates for Chief Officer Posts In consultation with the appointed Deputy Chief Executive (except where a conflict of interests may apply), to long list and shortlist candidates for Chief Officer posts. Section 270(3) of the Local Government Act 1972	Individual Rights: All decisions within this delegation are to be published unless exempt Exemptions 1 & 2 may apply

Authority to Act	Commentary
Category E Decisions where an approved person has been given authority to take actions which are a general duty to be observed in carrying out a Council function; or which is a procedural requirement; or which is a decision of the Council for which there is no directly associated statutory requirement.	
None	