

Report to Cabinet

22 June 2022

Subject:	Birmingham Commonwealth Games Act 2020
Cabinet Member:	Councillor Danny Millard Cabinet Member for Communities
Director:	Director Borough Economy Alice Davey
Key Decision:	Yes
Contact Officer:	Service Manager Regulatory Services and Community Safety – Nicola Plant Nicola_plant@sandwell.gov.uk

1 Recommendations

- 1.1 The Director of Borough Economy be authorised to exercise the statutory provisions of the Birmingham Commonwealth Games Act 2020.
- 1.2 That the Director of Law and Governance be authorised to revise the Scheme of Delegation to Officers (executive side) in the Council's Constitution with the inclusion of the following within the Director of Borough Economy: -

The Birmingham Commonwealth Games Act 2020

To act and authorise others to act on his/her behalf under the Council's functions under the provisions of the Commonwealth Games Act 2020.


2 Reasons for Recommendations

- 2.1 The Birmingham Games Act 2020 is new legislation and authorisation will be needed to carry out responsibilities as a host authority during the Commonwealth Games period.



2.2 The local authority can authorise officers to act in order that the Council can be compliant with any provisions of the Act.

3 How does this deliver objectives of the Corporate Plan?

	<p>People live well and age well</p> <p>The Commonwealth Games will promote sport and showcase the new Smethwick Aquatics Centre, which will provide a long lasting and inclusive legacy to encourage healthy activity in a world class facility.</p>
	<p>Strong resilient communities</p> <p>We will deliver the operational requirements to ensure the smooth running of the Commonwealth Games and ensure a legacy for Sandwell.</p>
	<p>A strong and inclusive economy</p> <p>Hosting a venue for the Birmingham 2022 Commonwealth Games is a once in a lifetime opportunity for the borough of Sandwell. The Games Act enforcement measures will help to protect the commercial rights of sponsors, whose financial contributions help to offset the public costs of the Games. The measures also help to ensure spectators can move easily and safely in and around Games locations.</p>

4 Context and Key Issues

4.1 The Birmingham Commonwealth Games Act provides temporary measures to make provisions for the delivery of the Commonwealth Games and ensure no unauthorised association with the Games. This also means that only those individuals, businesses or organisations that have been authorised by the Organising Committee can associate themselves and their brand with the Games.

4.2 The enforcement powers will restrict the resale of the games tickets and prevent unauthorised advertising and trading in the Games location and vicinity.



4.3 The Games Act builds on powers already available under the Consumer Rights Act 2015 such as powers to seize goods. The Consumer Rights Act powers are currently enforced by Sandwell Trading Standards Officers.

4.4 In order to exercise enforcement, the local authority may appoint an officer to discharge its enforcement functions under the Legislation. The powers of enforcement are set out in the Birmingham Commonwealth Games Act 2020: -
<https://www.legislation.gov.uk/ukpga/2020/10/contents/enacted>

5 Alternative Options

5.1 None. The Council is required to appoint in accordance with the legislation.

6 Implications

Resources:	There are no resource implications arising directly from this report.
Legal and Governance:	The report seeks authority to grant delegated authority to exercise the provisions of the Birmingham Commonwealth Games Act 2020.
Risk:	There are no significant risks directly arising from this report.
Equality:	There are no equality implications arising directly from this report.
Health and Wellbeing:	There are no implications arising directly from this report.
Social Value	There are no social value implications arising directly from this report.

7. Appendices

7.1 None

8. Background Papers

8.1 <https://www.legislation.gov.uk/ukpga/2020/10/contents/enacted>



