

CHESHIRE EAST COUNCIL

CABINET

Date of meeting:	4 November 2008
Report of:	Interim Monitoring Officer and Interim Chief Finance Officer
Title:	Section 24 Applications for Consent

1.0 Purpose of Report

- 1.1 To inform the Cabinet of any S24 Specific Consent applications dealt with under delegated powers since the last Cabinet meeting.

2.0 Decision Required

- 2.1 To note the report.

3.0 Financial Implications for Transition Costs

- 3.1 None for transitional costs in 2008-09.

4.0 Financial Implications 2009/10 and beyond

- 4.1 The financial implications for S24 decisions will form part of the overall financial position of the existing Cheshire East Authorities as at 31 March 2009. This financial position will be inherited from 1 April 2009.

5.0 Legal Implications

- 5.1 See 6.1 below.

6.0 Risk Assessment

- 6.1 There is a risk of certain transactions by existing authorities being void if the necessary consents are not obtained for these from the Shadow authorities; however, the general and specific consent procedure and guidance have been put in place to mitigate this risk and ensure that appropriate consents are sought and given where needed.

7.0 Background and Options

- 7.1 On 21 May 2008 Cabinet agreed a General Consent for existing East Cheshire authorities to enter into land transactions and contracts to values which were set out in the report. It also delegated power to the Interim Monitoring Officer and Interim Chief Finance Officer for Cheshire East to give Specific Consents in relation to applications to proceed with transactions in excess of these amounts, with a discretion reserved to those officers to refer the matters back to members where they see fit. It was specified that because both of the Interim officers are Macclesfield Borough Council employees, where the authority seeking Specific Consent was Macclesfield, the delegated officers would be the Monitoring Officer of

Cheshire County Council, and the Chief Financial Officer (S151 Officer) of Congleton Borough Council.

- 7.2 Section 24 Consents dealt with under delegated powers since the last Cabinet meeting are summarised in the attached table. No consents have been issued; a single consent has been refused, following officers' consultation with relevant portfolio holders.

8.0 Overview of Day One, Year One and Term One Issues

- 8.1 Not applicable.

9.0 Reasons for Recommendation

- 9.1 To inform Members of action upon S24 applications since the last Cabinet meeting.

For further information:

Portfolio Holder: Councillor Peter Mason

Officer: Julie Openshaw / Lisa Quinn

Tel No: 01625 504250 / 01625 504801

Email: j.openshaw@macclesfield.gov.uk / l.quinn@macclesfield.gov.uk

Background Documents:

Documents are available for inspection at:

Town Hall

Macclesfield

SK10 1DX

**S24 Consents refused under delegated powers
since the last Cabinet meeting 7 October 2008**

Date	Matter	Council seeking Consent	Portfolio Holder consulted	Officer executing delegated power
22.10.08	Refusal of consent for disposal of property known as Trinity Court, Macclesfield , which has an estimated current value of £850,000.	Cheshire County Council	Councillors Domleo, Mason and Keegan	Julie Openshaw/ Lisa Quinn