

Subject	Appointment of Monitoring Officer	Status	For Publication
Report to	Authority	Date	19 th March 2019
Report of	Clerk		
Equality Impact Assessment	Not Required	Attached	No
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1. Purpose of the Report

- 1.1 To seek approval from the Authority to appoint Garry Kirk as Monitoring Officer to the Authority following the retirement of the current Monitoring Officer, Andrew Frosdick, at the end of May 2020.

2 Recommendation(s)

2.1 Members are recommended to:

- a. **Approve the appointment of Garry Kirk (Service Director, Legal, Barnsley MBC) as the Authority's Monitoring Officer with effect from 1st June 2020.**

3. Link to Corporate Objectives

3.1 Effective and Transparent Governance

The Monitoring Officer has an important role to promote and enhance good corporate governance in terms of the quality of decision making as well as ensuring legality, probity and propriety.

4. Implications for the Corporate Risk Register

- 4.1 None.

5. Background and Options

- 5.1 The Authority has a statutory duty to appoint a Monitoring Officer under s5 of the Local Government and Housing Act 1989.

- 5.2 The functions of the Monitoring Officer are:

- To maintain the Constitution.
- Ensure lawfulness and fairness of decision making.

- Provide advice on the scope of the powers of the Authority, its Committees and officers to take decisions and in matters involving maladministration and probity.

5.3 Andrew Frosdick, Executive Director (Core Services) Barnsley MBC, the Authority's Monitoring Officer is retiring at the end of May 2020. The Council has appointed Garry Kirk, Service Director, Legal as Monitoring Officer.

The Authority is therefore recommended to formally appoint Garry Kirk as Monitoring Officer to the Authority.

6. **Implications**

6.1 The proposals outlined in this report have the following implications

Financial	None
Human Resources	None
ICT	None
Legal	It is a statutory requirement to appoint a Monitoring Officer
Procurement	None

Sarah Norman

Clerk

Background Papers	
Document	Place of Inspection
S5 of the Local Government and Housing Act 1989	http://www.legislation.gov.uk/ukpga/1989/42/contents