



Decision Sheet

Essex Police, Fire and Crime Commissioner Fire and Rescue Authority Decision Report

Please ensure all sections below are completed

Report reference number: 046-18
Government security classification Not protectively marked
Title of report: Interim PFCC FRA Monitoring Officer
Area of County/Stakeholders affected: Essex
Report by : Susannah Hancock Date of report: 28.3.18 Enquiries to: Susannah.hancock@essex.pnn.police.uk

1. Purpose of report

To propose arrangements for an interim monitoring officer for the PFCC FRA.

2. Recommendations

To propose that Roy Carter, ECFRS Solicitor, act as interim monitoring officer for the PFCC FRA from the 1st April 2018 until such a time as a new OPFCC Chief Executive and Monitoring Officer is recruited and appointed by the PFCC.

3. Benefits and Costs of Proposal

The role of the monitoring officer is set out in section 5 of the Local Government and Housing Act 1989. The monitoring officer has 3 main responsibilities as set out in the Act:

- To report on matters they believe are, or may be, illegal or amount of maladministration.
 - To be responsible for the conduct of the Commissioner, deputy commissioner and the Office of the PFCC
 - To be responsible for the operation, review and updating of the constitution.
4. **Background and proposal**
The current OPFCC Chief Executive and Monitoring Officer is about to leave to take up a new role. While the PFCC FRA recruits to a new Chief Executive and Monitoring Officer, he will need to appoint an interim monitoring officer. This report proposes that Roy Carter, ECFRS solicitor, acts as interim monitoring officer for the PFCC FRA from 1st April until a new OPFCC Chief Executive and monitoring officer is appointed.
 5. **Strategic Priorities**
The role of the monitoring officer supports lawful decision making and good governance across the service, enabling the effective delivery of the IRMP and strategic priorities.
 6. **Operational Implications**
The role of the monitoring officer supports lawful decision making across ECFRS.
 7. **Financial Implications**
There are no financial implications for the interim appointment as the ECFRS solicitor is already in post.
 8. **Legal Implications**
The PFCC FRA must appoint a monitoring officer in order to meet the requirements of section 5 of the Local Government and Housing Act 1989.
 9. **Staffing and other resource implications**
There are no additional resource implications.
 10. **Equality and Diversity implications**
There are no specific equality and diversity implications for the interim appointment.
 11. **Risks**
There are significant legal and constitutional risks if an interim monitoring officer is *not* appointed.
 12. **Governance Boards**
The PFCC FRA has discussed the proposal with the Chief Fire Officer and with OPFCC SMT.
 13. **Background papers**
None

Decision Process

Step 1A - Chief Fire Officer Comments

(The Chief Fire Officer is asked in their capacity as the Head of Paid Service to comment on the proposal.)

I support the recommendation set out in this decision sheet.

Adrian Foley Chief Fire Officer 29/3/18.

Step 1B - Consultation with representative bodies

(The Chief Fire Officer is to set out the consultation that has been undertaken with the representative bodies)

No consultation required with Representative Bodies

Step 2 - Statutory Officer Review

The report will be reviewed by the Essex Police Fire and Crime Commissioner Fire and Rescue Authority's ("the Commissioner") Monitoring Officer and Chief Financial Officer prior to review and sign off by the Commissioner or their Deputy.

Monitoring Officer

Sign: *S. Hancock*

Print: S. Hancock

Chief Financial Officer

Sign: *G. McQuinn*

Print: G. McQuinn

Step 3 - Publication

Is the report for publication? YES NO

If 'NO', please give reasons for non-publication (state 'none' if applicable)

If the report is not for publication, the Monitoring Officer will decide if and how the public can be informed of the decision.

Step 4 - Redaction

If the report is for publication, is redaction required:

1. Of Decision Sheet

YES/NO **YES**

2. Of Appendix

YES/NO **N/A**

If 'YES', please provide details of required redaction:

.....
.....
.....
.....

Date redaction carried out:

If redaction is required, the Chief Financial Officer or the Monitoring Officer are to sign off that redaction has been completed.

Sign:

Print:

Date signed:

Step 5 - Decision by the Police, Fire and Crime Commissioner or Deputy Police, Fire and Crime Commissioner

I agree the recommendations to this report:

Sign: 

Print: **R. C. HIRST**

Date signed: **4/4/18**

I do not agree the recommendations to this report because:

.....
.....
.....
.....

Sign:

Print:

Date signed: