

Appendix A

That Employment Committee approves the creation of Head of Law and Governance (with the statutory Monitoring Officer responsibilities) post from 2nd August 2021 and that this is a shared post appointed to by SDC in accordance with a Section 113 Agreement. This is a new shared post of Head of Law and Governance that will become the Council's Monitoring Officer. Advice has been taken from the Council's legal advisors below as to the lawfulness of such arrangements and Members are asked to review this advice to ensure they satisfied with the recommendation.

Under section 113 of the Local Government Act 1972, Stratford would put the Head of Law and Governance (with the statutory Monitoring Officer responsibilities) services at the disposal of Warwick, section 113(3) provides that such an officer shall be "treated" as a Warwick officer.

Section 113 also has the advantages of being a familiar route which properly documents the relationship and its terms. The Council is satisfied on the basis of reasonable evidence that Phil Grafton is a suitable person to perform the role, is legally qualified and in good standing with his professional body as well as having a significant amount of relevant experience in the same role at SDC.

The designation will be ratified at full Council in July. The Monitoring Officer Handbook recommends the following resolution:

Council resolves that Phil Grafton be designated as the authority's monitoring officer under section 5 of the Local Government and Housing Act 1989.