



Chief Officer: Hayley Barsby CEO	Date of Decision: 3 July 2020
Title/Reference: Mansfield Crematorium – Statement of Accounts and Chairman Appointment Ref: 20/01/CEO-EMG	
Consultee Member (if applicable): Executive Mayor A Abrahams – 09 June 2020 Councillor A Burgin – 09 June 2020 Councillor S Richardson – 09 June 2020 All Members emailed with detailed and then email followed up. No response received.	
Record of Decision: In respect of the appointment of Chairman and Vice Chairman: (i) That Councillor Andy Burgin of Mansfield District Council be appointed as the Chairman of the Committee for the year 2020/21. (ii) That Councillor Tom Hollis of Ashfield District Council be appointed as the Vice Chairman of the Committee for the year 2020/21. In respect of the Statement of Accounts: (iii) The statement of accounts as presented in Appendix A for the financial year 2019/2020 is approved. (iv) The 2019/2020 budgeted surplus distribution as detailed in Appendix A, page 8, 3.6, is approved. (v) The £627,000 capital budget for replacement abatement equipment and associated works, as detailed in 3.8, to be carried forward into 2020/2021 is approved (vi) The revenue expenditure £11,003 for webcasting equipment as detailed in 3.7, previously approved to be financed from general reserves, is for noting only. (vii) The detailed revenue and capital information provided in Appendix C, is for noting only. (viii) The financial information provided in Appendix D and usage information provided in Appendix E, is for noting only.	
Reasons for Decision: Appointment of Chairman and Vice Chairman for 2020/21 In accordance with the Constitution of the Joint Crematorium Committee the offices of Chair and Vice-Chair shall, in successive years, rotate between the three constituent authorities. The Chair for 2020/21 will be a Member from Mansfield District Council. The Vice Chairman for 2020/21 will be a Member from Ashfield District Council. Mansfield District Council has nominated Councillor Andy Burgin as Chairman. Ashfield District Council has nominated Councillor Tom Hollis as Vice Chairman.	

Annual Statement of Accounts 2019/20

The annual statement of accounts for the Joint Crematorium Committee is a statutory document which must be produced and approved by the Committee. The report attached to this urgency decision together with its appendices (referenced below) presents the annual report and statement of accounts for 2019/2020 showing the Committee's financial position as at 31 March 2020 and the revenue and capital activity during the financial year.

The Recommendations in the report are: -

- (i) The statement of accounts as presented in Appendix A for the financial year 2019/2020 is approved.
- (ii) The 2019/2020 budgeted surplus distribution as detailed in Appendix A, page 8, 3.6, is approved.
- (iii) The remaining carried forward revenue budget of £16,997 for upgraded CCTV equipment, as detailed in 3.7, currently held in general reserves, to be carried forward into 2020/2021 is approved.
- (iv) The £750,000 capital budget for replacement abatement equipment and associated works, as detailed in 3.8, to be carried forward into 2020/2021 is approved
- (v) The revenue expenditure £11,003 for webcasting equipment as detailed in 3.7, previously approved to be financed from general reserves, is for noting only.
- (vi) The detailed revenue and capital information provided in Appendix C, is for noting only.
- (vii) The financial information provided in Appendix D and usage information provided in Appendix E, is for noting only.

In consultation regarding this report Ashfield District Council Members requested further detail regarding recommendations (iii) and (iv) in order to be suitably informed to consider approval. Mansfield District Council Officers agreed in response to provide further information in due course, but requested that in order to finalise the contract and commence abatement works without delay, the amount for the works which have been identified to date (£627,000), be approved. Officers advised that it is likely further works will be identified once the abatement work has commenced, and if so Committee will be asked to approve the additional spend.

Legal Powers / Authority:

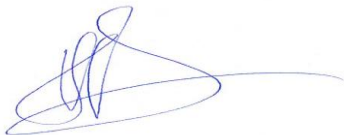
Paragraph 3.01.3 of the Council's Constitution (last approved January 2018) provides that Chief Officers may take emergency decisions if they are of the opinion that circumstances exist which make it necessary for action to be taken by the Council prior to the time when such action could be approved through normal Council Procedures.

Given the current emergency in respect of the Covid-19 pandemic and the decision taken to suspend committee meetings while social distancing measures continue, the emergency decision provision under Paragraph 3.01.3 of the Council's Constitution is deemed to apply.

Ashfield District Council, Mansfield District Council, and Newark & Sherwood District Council have constituted the Joint Crematorium Committee to exercise their respective powers for the provision, running, maintenance and management of Mansfield Crematorium. The Council's Constitution stipulates at 3.08.2.2(c) "Even if executive functions have been delegated, this does not prevent the discharge of those delegated functions by the person or body who originally delegated those

functions.”

Given the urgency of this matter and in consultation with the Executive Mayor and the other two Joint Committee Members, it is proposed that the Chief Executive in exercise of her emergency powers will take this decision. It is acknowledged that the three Authorities will need to make a unanimous decision in order for it to be implemented.

Implications: You should also consult any other relevant officers if you think the decision will have an impact on their areas of responsibility.	Relevant Legislation: The following legislation provides for a local authority to make arrangements for the discharge of their functions – The Local Government Act 1972 Section 101(5) and The Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2012 Regulation 3 and 11
	Finance: All financial implications are included within the reports.
	HR: N/A
	Climate Change: N/A
	Data Protection: N/A
	Human Rights: N/A
	Equality and Diversity: N/A
In consultation with: (Where applicable)	Head of Paid Service: N/A – Decision Taker
	Monitoring Officer: 09 June 2020 - Agreed
	Section 151 Officer: 09 June 2020 - Agreed
Signature of Decision Taker: (Please do not 'pp')	

Please send all decision for publication to: Democratic Services, at democraticservices@mansfield.gov.uk.

All decisions with exempt information should be sent to Mark Pemberton, Democratic Services Manager at mpemberton@mansfield.gov.uk.