

Report to:	Council	Date of Meeting:	20 April 2023
Subject:	Councillor David Irving - Local Government Act 1972 – Section 85 - Attendance at Meetings		
Report of:	Chief Legal and Democratic Officer	Wards Affected:	Harington
Portfolio:	Cabinet Member - Regulatory, Compliance and Corporate Services		
Is this a Key Decision:	No	Included in Forward Plan:	No
Exempt / Confidential Report:	No		

Summary:

This report requests authority to approve and authorise the absence of Councillor David Irving from attendance at Council and Committee Meetings pursuant to Section 85 of the Local Government Act 1972.

Recommendation:

That the current absence from all Council and Committee Meetings of Councillor David Irving due to ill health be authorised and approved for the period until 20 October 2023, pursuant to Section 85 of the Local Government Act 1972.

Reasons for the Recommendation(s):

To comply with the provisions of Section 85 of the Local Government Act 1972.

Alternative Options Considered and Rejected: (including any Risk Implications)

None

What will it cost and how will it be financed?

(A) **Revenue Costs** – Not applicable

(B) **Capital Costs** – Not applicable

Implications of the Proposals:

Resource Implications (Financial, IT, Staffing and Assets): Not applicable
Legal Implications: The effect of the legislation is contained within the contents of the report.
Equality Implications: There are no equality implications.

Impact on Children and Young People: No	
Climate Emergency Implications:	
The recommendations within this report will	
Have a positive impact	No
Have a neutral impact	Yes
Have a negative impact	No
The Author has undertaken the Climate Emergency training for report authors	Yes

Contribution to the Council's Core Purpose:

Protect the most vulnerable: Not applicable
Facilitate confident and resilient communities: Not applicable
Commission, broker and provide core services: Not applicable
Place – leadership and influencer: Not applicable
Drivers of change and reform: Not applicable
Facilitate sustainable economic prosperity: Not applicable
Greater income for social investment: Not applicable
Cleaner Greener: Not applicable

What consultations have taken place on the proposals and when?

(A) Internal Consultations

The Executive Director of Corporate Resources and Customer Services (FD.7197/23) and the Chief Legal and Democratic Officer (LD5397/23.) have been consulted and any comments have been incorporated into the report.

(B) External Consultations - None

Implementation Date for the Decision

Immediately following the Council meeting.

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Appendices:

There are no appendices to this report.

Background Papers:

There are no background papers available for inspection.

1. Introduction/Background

- 1.1 Section 85 of the Local Government Act 1972 provides that if an Elected Member fails to attend any Council or Committee Meeting for a period of six months, he or she ceases to be an Elected Member, unless the absence was approved by the Council before the expiry of the six-month period.
- 1.2 Unfortunately Councillor David Irving has not been able to attend any meetings due to ill health and he will need further time to recuperate. He last attended a Council Meeting on 14 December 2022.
- 1.3 Members are requested to approve the absence of Councillor David Irving from all Council or Committee Meetings for the period from the date of this meeting until 20 October 2023.