

KENT COUNTY COUNCIL – RECORD OF DECISION

DECISION TAKEN BY

Cabinet Member for Adult Social Care and Public Health

DECISION NO.

14/00161

If decision is likely to disclose exempt information please specify the relevant paragraph(s) of Part 1 of Schedule 12A of the Local Government Act 1972

Subject: : KDAAT – Realignment to Public Health Directorate

Decision:

As Cabinet Member for Adult Social Care and Health, I agree:

- a) To authorise the signing or sealing as necessary any unsigned documentation required for the efficient, effective and lawful delivery of contracts already in place and relating to services already being delivered, as set out in the report, and retrospectively endorse those projects and contracts urgently to reduce any legal or constitutional risk to the Council.
- b) That the Corporate Director for Social Care, Health & Wellbeing, or other delegated officer, undertake the necessary actions to implement this decision.

Any Interest Declared when the Decision was Taken

None

Reason(s) for decision, including alternatives considered and any additional information

As part of the work to implement the transfer of KDAAT services to the Public Health Directorate, officers have assessed the documentation in place relating to current service delivery. Some of the documentation is currently unsigned and without authorisation from the Cabinet Member it would remain so, thereby leaving the Council at risk from not having complied with its decision-making processes. Several variations to the East and West Kent contracts and the Young Persons Early Intervention and Specialist Treatment Service contract itself, although already being delivered, need to be signed, for completeness and in order to have the strongest protection from any, unlikely, legal challenge.

Background Documents:

None

Cabinet Committee recommendations and other consultation:

The 15th January 2015 Adult Social Care and Public Health Cabinet Committee will receive a report on the decision.

Local and statutory procedures for urgency have been undertaken and a briefing held with opposition group leaders.

It was considered that the decision could not be deferred in order to undertake the normal procedures owing to the extended risk that the Council would be exposed during the delay.

Any alternatives considered:

None - Legal Services have confirmed that the decision is required and that this should be taken as soon as possible to reduce risk to the Council.

Any interest declared when the decision was taken and any dispensation granted by the Proper Officer:

None



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signed

18 DECEMBER 2014

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date