

## **Appendix 2**

### **Reserved Matters**

1. A Reserved Decision shall include any decision that due to a requirement of Law must be made by another body or Officer or their delegate
2. For the avoidance of doubt and without limitation to the generality of the provision such Reserved Decisions include decisions that as a requirement of Law must be made by the Council's:
  - a. Executive Director of Children and Young People as Director of Children's Services
  - b. Director of Public Health
  - c. Director of Adult Social Services
  - d. Chief Finance Officer (section 151 officer)
  - e. Monitoring Officer
3. A Reserved Decision shall include any decisions indicated in any Terms of Reference as to be made by another body or individual Officer.
4. A Reserved Decision shall include decisions related to functions which cannot be the subject of Section 75 arrangements \*:
  - a. Power to charge, assessment of financial resources and recovery of charges or under regulations under Section 2(3) of the Care Act, charging for preventing needs
  - b. The function of appointing an officer to be known as the director of adult social services
  - c. The function of maintaining an adoption service and providing for the requisite facilities for that purpose
  - d. The function of approving a person to act as an approved mental health professional for the purposes of the Mental Health Act and the power of the approved mental health professional to enter and inspect premises
  - e. Individual child care and placement decisions, including initial placements, variations to care packages; and review and termination of care packages
  - f. Status of children
  - g. Provision of support for Children and Families pursuant to the Children Act 1989
  - h. Secure accommodation for children
  - i. the sufficiency, qualifications and caseloads of the Council's social care workforce
  - j. preparation for Ofsted visits and consequential inspection and actions

\*(as set out in current legislative provisions)