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**CABINET'S DELEGATED POWERS - ADDITIONAL CAPITAL EXPENDITURE**

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**Responsible Cabinet Member(s) – Councillor Don Bristow,  
Resources Management Portfolio**

**Responsible Director(s) – Paul Wildsmith, Director of Corporate Service**

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**Purpose of Report**

1. To increase Cabinet's delegation to approve additional capital expenditure from £250,000 to £500,000 for the financial year 2004-2005.

**Background**

2. Under the Council's Constitution, Part 3 Responsibility for Functions, the Cabinet can approve capital schemes up to a cumulative maximum of £250,000 without reference to Council each financial year. To date during 2004/05 Cabinet has approved £240,914 of additional capital expenditure which will be funded from the Council's own resources without reference to Council for a number of schemes as outlined in **Appendix 1**.
3. In order that urgent capital schemes can progress swiftly it is requested that Council increase the maximum limit that Cabinet can approve without reference to Council during 2004-2005 by £250,000 to £500,000. If this approval is not given then new schemes cannot be released in the current financial year without Council approval.

**Outcome of Consultation**

4. There has been no consultation on this report.

**Legal Implications**

5. This report has been considered by the Borough Solicitor for legal implications in accordance with the Council's approved procedures. There are no issues which the Borough Solicitor considers need to be brought to the specific attention of Members, other than those highlighted in the report.

**Section 17 of the Crime and Disorder Act 1998**

6. The contents of this report have been considered in the context of the requirements placed on the Council by Section 17 of the Crime and Disorder Act 1998, namely, the duty on the Council to exercise its functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area. It is not considered that the contents of this report have any such effect.

## **Council Policy Framework**

7. The issues contained within this report are required to be considered by Council.

## **Conclusion**

8. It is requested that Council increase the maximum limit of additional capital expenditure that Cabinet approve without reference to Council to £500,000 for the financial year 2004-05.

## **Recommendation**

9. Council are requested to :-

- (a) To increase the maximum limit of additional capital expenditure that can be approved by Cabinet without reference to Council from £250,000 to £500,000 for the financial year 2004/05

## **Reasons**

10. The recommendations are supported by the following reason:-

- (a) In order that urgent capital schemes can progress swiftly.

**Paul Wildsmith**  
**Director of Corporate Services**

## **Background Papers**

Council's Constitution  
Cabinet Minutes 2004-05

Elaine Hufford : Extension 2447

## APPENDIX 1

### Additional Capital Expenditure Approved by Cabinet During 2004-05

<u>Scheme</u>	<u>Date of Approval</u>	<u>Min. Reference</u>	<u>Amount £</u>
Demolition of Hundens Sports Pavilion	13th July 2004	C45/July/04	20,000
CCTV	21st Sept 2004	C94/Sep/04	25,000
Security of land illegally occupied	21st Sept 2004	C98/Sep/04	33,914
Land sale costs	16th Nov 2004	C??/Nov/o4	62,000
Urgent works to Polam Bridge Under Officers Delegation. To be endorsed by Cabinet on next Capital Monitoring report			20,000
Urgent Safety Work to Darlington Railway Museum	19th Oct 2004	C121/Oct/04	80,000
Total Approved to date during 2004-05			240,914