

NOTICE OF MEETING

DISCIPLINARY, GRIEVANCE AND DISMISSAL PANEL

Thursday, 25th January, 2024, 6.30 pm - George Meehan House, 294 High Road, Wood Green, N22 8JZ

Councillors: Peray Ahmet (Chair), Dawn Barnes, Dana Carlin, Cressida Johnson and Reg Rice (Vice-Chair)

Quorum: 3

1. FILMING AT MEETINGS

Please note that this meeting may be filmed or recorded by the Council for live or subsequent broadcast via the Council's internet site or by anyone attending the meeting using any communication method. Although we ask members of the public recording, filming or reporting on the meeting not to include the public seating areas, members of the public attending the meeting should be aware that we cannot guarantee that they will not be filmed or recorded by others attending the meeting. Members of the public participating in the meeting (e.g. making deputations, asking questions, making oral protests) should be aware that they are likely to be filmed, recorded or reported on.

By entering the meeting room and using the public seating area, you are consenting to being filmed and to the possible use of those images and sound recordings.

The chair of the meeting has the discretion to terminate or suspend filming or recording, if in his or her opinion continuation of the filming, recording or reporting would disrupt or prejudice the proceedings, infringe the rights of any individual or may lead to the breach of a legal obligation by the Council.

2. APOLOGIES FOR ABSENCE

3. URGENT BUSINESS

The Chair will consider the admission of any late items of Urgent Business. (Late items of Urgent Business will be considered under the agenda item where they appear. New items of Urgent Business will be dealt with under Item 6 below. New items of exempt business will be dealt with at Item 9 Below).

4. DECLARATIONS OF INTEREST

A Member with a disclosable pecuniary interest or a prejudicial interest in a matter who attends a meeting of the authority at which the matter is considered:

(i) must disclose the interest at the start of the meeting or when the interest becomes apparent, and

(ii) may not participate in any discussion or vote on the matter and must withdraw from the meeting room.

A Member who discloses at a meeting a disclosable pecuniary interest which is not registered in the Register of Members' Interests or the subject of a pending notification must notify the Monitoring Officer of the interest within 28 days of the disclosure.

Disclosable pecuniary interests, personal interests and prejudicial interests are defined at Paragraphs 5-7 and Appendix A of the Members' Code of Conduct.

5. ASSISTANT DIRECTOR - PROPOSED REDUNDANCY (PAGES 1 - 4)

6. NEW ITEMS OF URGENT BUSINESS

As per item 3.

7. EXCLUSION OF THE PRESS AND PUBLIC

To resolve to exclude the press and public as items 8 to 9 contain information classified as exempt information under paragraphs 1 and 4 of Part 1 of Schedule 12A of the Local Government Act 1972: namely that it contains information relating to any individual and also information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.

8. EXEMPT - ASSISTANT DIRECTOR - PROPOSED REDUNDANCY (PAGES 5 - 8)

9. NEW ITEMS OF EXEMPT URGENT BUSINESS

As per item 3.

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Fiona Alderman

Head of Legal & Governance (Monitoring Officer)

George Meehan House, 294 High Road, Wood Green, N22 8JZ

Wednesday, 17 January 2024

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Report for: **Disciplinary, Grievance and Dismissal Panel**

Title of Report **Assistant Director - Proposed Redundancy**

Report authorised by **Andy Donald, Chief Executive**

Lead Officer: **Dan Paul, Chief People Officer**

Ward(s) affected: **All**

Report for Key/ Non Key Decision: **Non Key**

1. Describe the issue under consideration

- 1.1 The financial situation of the Council means that costs need to be reduced. There is an opportunity to accept a voluntary redundancy at Assistant Director level at this point which will reduce the number of AD posts by one on an ongoing basis and will facilitate a restructure to provide a streamlined and lower cost management structure.
- 1.2 The Panel is required to approve the severance costs in line with the Council's Constitution.
- 1.3 Approving this redundancy will mean that in the short term, the Director will need to put in place interim arrangements to manage the service until a restructure is brought forward. This is considered reasonable and proportionate in the circumstances, considering the benefits of the proposal and in reducing the future requirement for compulsory redundancy.
- 1.4 Further detail on the case is in Exempt Appendix 1.

2. Cabinet Member Introduction

Not applicable.

3. Recommendations

Approve the redundancy package in accordance with the Council's Pay Policy Statement.

4. Reason for decision

- 4.1 In order to reduce senior management costs and enable a restructure of senior management.

5. Alternative options considered

- 5.1 It would be possible not to accept this voluntary redundancy. This would lead to senior management costs needing to be reduced via more compulsory redundancies than would otherwise be necessary. The Committee has no discretion not to pay any of the payments as they are all required by contract or statute.

6. Contribution to strategic outcomes

- 6.1 This redundancy reduces senior management costs on an ongoing basis which will assist in the financial management of the Council.

7. Statutory Officers' comments

7.1 Finance

The redundancy costs will be met from the Corporate budget.

7.2 Procurement

Not applicable

7.3 Legal

- 7.3.1 The report proposes the voluntary redundancy of an Assistant Director level position as part of a planned restructuring exercise and falls within the Director's delegated powers. Part 3 Section E of the Constitution, delegates power to Directors to be exercised with in agreement to the Assistant Director of HR to affect establishment changes including the creation and deletion of any posts in their service area, provided that such changes are contained within existing budgets and in accordance with agreed procedures and legislative requirements.

- 7.3.2 A voluntary redundancy is a form of dismissal in law and must be effected in accordance with the Council's Organisational Change Policy.

- 7.3.3 An employee approved for voluntary redundancy is entitled to receive compensation for the loss of employment in addition to a statutory redundancy payment. The enhanced redundancy payment under the Council's policy is underpinned by The Local Government (Early Termination of Employment) (Discretionary Compensation) (England and Wales) Regulations 2006.

- 7.3.4 The Localism Act 2011 requires the Council to publish an annual Pay Policy Statement which outlines the Council's approach to the pay of its workforce and

in particular the pay of its senior staff. The Council's Pay Policy states that Severance payments of £100,000 or more must be considered and approved by the appropriate Member Committee. Under Part 3 Section B paragraph 11 e) of the Constitution this Panel is assigned responsibility to discharge that statutory function.

8 Equality

A full EqIA was not required due to the small impact upon the profile of the workforce.

9 Use of Appendices

1. Exempt Appendix

10 Local Government (Access to Information) Act 1985

None

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By virtue of paragraph(s) 1, 4 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is exempt

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