

LINDSEY SECTION DONATIONS TO BE MADE UNDER THE GENERAL POWER OF COMPETENCE

	2016/17	2017/18	2018/19	2019/20	2020/21	2021/22
St.Nicholas Hospice						
Suffolk Accident Rescue Service			50	50	50	
East Anglian Air Ambulance						
Suffolk Family Carers						
Marie Curie Nursing						
Age Concern Suffolk						
Macmillan Cancer Support						
Headway Suffolk	<u>NONE</u>	<u>50</u>	<u>50</u>	<u>50</u>	<u>50</u>	<u>UNLIMITED</u> *

Written Requests for Donations for 2021-22:

SARS
 Headway Suffolk
 Sudbury CAB

Council has adopted the General Power of Competence (effective 8 September 2021), which allows it to use the power to do anything that individuals generally may do as long as they do not break other laws in so doing.

As such it is a “power of first resort” and requires a Council when looking for the power to act, to first ascertain whether it could use the GPC.

Council is always advised to first ask whether an individual is normally allowed or permitted to act in the same way.

Requests for donations such as those previously considered under S137 of the 1972 Act (LGA), are eligible to be considered under the General Power of Competence.

Council is advised to ensure that all such donations are made in accordance with the Council's adopted Grant Awarding Policy 2021 which states that requests for grants to be made to and be used by an organisation or individual must be for the specific purpose of promoting the well-being of some or all of the members of the local community.

* Council has previously allocated a sum of £50 for donations to be incurred under s137 of the 1972 Act.

SECTION 137 EXPENDITURE: LIMIT FOR 2021-2022 IF PAYMENTS WERE TO BE MADE UNDER THIS POWER

The appropriate sum for the purpose of section 137(4)(a) of the Local Government Act 1972 (the 1972 Act) for parish and town councils in England for 2021-22 is

£8.41 which is the amount as a result from increasing the amount of £8.32 for 2020-2021 by the percentage increase in the retail index between September 2019 and September 2020 in accordance with Schedule 12B to the 1972 Act.

Total number of electors as at December 2021 = 159

Hence $159 \times £8.41 = £1337.19$ to spend on S137 Donations

The Local Government Act 1972

Section 137 (Summary) : The power to provide things not otherwise authorised for the benefit of some or all of its parishioners

Section 137: allows the parish council to incur expenditure which, in its opinion, is in the interests of, and will bring direct benefit to their area or any part of it, or to all or some of its inhabitants. The benefit must be commensurate with the expenditure.

It also permits contributions to any charitable body or work in the UK, any body providing any public service in the UK, otherwise than for gain, or any fund related to a public appeal made by the Lord Mayor of London or the Chairman of a district or county council, or committee of which these are members.

Note: A power is something that the parish council can choose to do but it is not compulsory.

Note: Expenditure is up to the total of money allowed per elector on the Register of Electors in any one financial year in accordance with Schedule 12B of the Act.

Note: Need resolution to authorize expenditure.

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