

## HAMPSHIRE COUNTY COUNCIL

### Executive Decision Record

<b>Decision Maker:</b>	Executive Member for Policy and Resources
<b>Date of Decision:</b>	12 March 2015
<b>Decision Title:</b>	Illegal Money Lending - Legal Authorisations
<b>Decision Reference:</b>	6482
<b>Report From:</b>	Director of Culture, Communities and Business Services

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#### 1. The decision:

- 1.1. That Birmingham City Council and the Illegal Money Lending Team be authorised to investigate and institute proceedings against illegal moneylenders operating within Hampshire.
- 1.2. That a Protocol be entered into with Birmingham City Council in accordance with Section 9EA of the Local Government 2000 and the Local Authorities (Arrangement for the Discharge of Functions) (England) Regulations 2012 and other enabling powers delegating powers and duties concurrent with Hampshire County Council's powers and duties in respect of the enforcement of Part III of the Consumer Credit Act 1974; subject to the terms and conditions contained within the agreed Protocol.
- 1.3. That the Head of Trading Standards, or where no equivalent role exists the Monitoring Officer of the County Council, be authorised to determine the terms of any such Protocol; to enter into it on behalf of Hampshire County Council; to terminate it; and, subject to the agreement of the Executive Member for Policy and Resources, to extend it.
- 1.4. That the 'Protocol for Illegal Money Lending Section Investigations' set out in Appendix 1 is approved and authority is delegated to the Head of Trading Standards, or where no equivalent role exists the Monitoring Officer of the County Council, to approve minor alterations as required to ensure agreement.

#### 2. Other options considered and rejected:

Not to delegate the authority. The Illegal Money Lending Team would not be able to investigate relevant illegal activities within the administrative area of

Hampshire. Vulnerable residents within Hampshire would not benefit from the potential protection from loan sharks.

**3. Conflicts of interest:**

3.1. Conflicts of interest declared by the decision-maker: None.

3.2. Conflicts of interest declared by other Executive Members consulted: None.

**4. Dispensation granted by the Conduct Advisory Panel:** None.

**5. Reason(s) for the matter being dealt with if urgent:** Not applicable.

**6. Statement from the Decision Maker:**

<b>Approved by:</b>  ----- <b>Executive Member for Policy and Resources Councillor R Perry</b>	<b>Date:</b>  <b>12 March 2015</b>
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