

Mayoral Combined Authority Board

16 January 2023

Appointment of Director General – South Yorkshire Passenger Transport Executive

Is the paper exempt from the press and public?	No
<i>Reason why exempt:</i>	Not applicable
Purpose of this report:	Governance
Is this a Key Decision?	No
Has it been included on the Forward Plan?	Not a Key Decision

Director Approving Submission of the Report:
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Executive Summary

The South Yorkshire Passenger Transport Executive (SYPTe) is legally required to have a Director General. The previous post holder left the role on 31st December 2022. Notwithstanding that the SYPTe will be legally dissolved on 31st March 2023, however the MCA is still required to appoint a Director General to ensure legal compliance and the good governance of the SYPTe until this date.

What does this mean for businesses, people and places in South Yorkshire?

The appointment will ensure the legality of decision making and good governance until SYPTe is legally dissolved.

Recommendations

That the MCA Board approve the appointment of the Executive Director Infrastructure & Place, John Dowie as Director General of SYPTe until its formal dissolution.

1. Background

- 1.1 The previous Director General of the PTE left the role on 31st December 2022. The transport functions of the MCA and the PTE have been integrated under the management of the Executive Director Infrastructure & Place since March 2022, with the present Director General reporting into that post holder.
- 1.2 Formal dissolution of SYPTTE is expected at the end of the financial year 2022/23. This requires a Statutory Instrument (SI) to be passed by Parliament, the SI was laid on 8th November 2022.
- 1.3 It is proposed to appoint the Executive Director Infrastructure & Place as Director General for the period up to the legal dissolution of SYPTTE. This proposal best aligns strategic and operational transport decision making/governance pending full legal integration and reflects the position that would pertain on SYPTTE's dissolution.

2. Key Issues

- 2.1 None.

3. Options Considered and Recommended Proposal

3.1 Option 1

Not appoint to the position. This would not comply with the legal requirement to appoint a Director General and would create governance issues through to formal dissolution.

3.2 Option 1 Risks and Mitigations

Risks include unlawful decision making.

3.3 Option 2

Appoint to the role of Director General.

3.4 Option 2 Risks and Mitigations

This option ensures legal compliance.

3.5 Recommended Option

Option 2

4. Consultation on Proposal

- 4.1 Not applicable

5. Timetable and Accountability for Implementing this Decision

- 5.1 The decision would be effective immediately.

6. Financial and Procurement Implications and Advice

- 6.1 There are no financial implications arising from this decision.

7. Legal Implications and Advice

7.1 Under the Constitution the appointment of a Director General is a function reserved for the MCA Board. The South Yorkshire Passenger Transport Area (Establishment of Executive) Order 1973 requires the MCA to appoint a Director General as soon as reasonably practicable.

8. Human Resources Implications and Advice

8.1 None.

9. Equality and Diversity Implications and Advice

9.1 None.

10. Climate Change Implications and Advice

10.1 None.

11. Information and Communication Technology Implications and Advice

11.1 None.

12. Communications and Marketing Implications and Advice

12.1 The changes will be communicated internally.