

PIDDINGTON & WHEELER END PARISH COUNCIL - FINANCIAL REGULATIONS – JULY 2010

1. General

- 1.1 These financial regulations shall govern the conduct of the financial transactions of the council and may only be amended or varied by resolution of the council.
- 1.2 The responsible financial officer (RFO) shall be responsible for the proper administration of the council's financial affairs.
- 1.3 The RFO shall be responsible for the production of financial management information.

2. Annual Estimates

- 2.1 Detailed estimates of income and expenditure on revenue services, and receipts and payments on capital account, shall be prepared each year by the RFO.
- 2.2 The Parish Council shall review the estimates not later than the end of January in each year and shall recommend the precept to be levied for the ensuing financial year. The RFO shall supply each member with a copy of the approved estimates.
- 2.3 The annual capital and revenue budgets shall form the basis of financial control for the ensuing year.

3. Budgetary Control

- 3.1 Expenditure on the revenue account may be incurred up to the amounts included in the budget.
- 3.2 No expenditure may be incurred which cannot be met from the amount provided in the revenue budget.
- 3.3 The RFO shall periodically provide the Council with a statement of income and expenditure to date.
- 3.4 The clerk may incur expenditure on behalf of the council which is necessary to carry out any repair replacement or other work which is of such extreme urgency that it must be done at once, whether or not there is any budgetary provision for the expenditure, subject to a limit of £500. The clerk shall report the action to the Council as soon as practicable thereafter.
- 3.5 No expenditure shall be incurred in relation to any capital project and no contract entered into or tender accepted involving expenditure on capital account unless the Council is satisfied that it is contained in the rolling capital programme and that the necessary capital funds are available, or the requisite borrowing approval can be obtained.
- 3.6 All capital works shall be administered in accordance with the council's standing orders and financial regulations relating to contracts.

4. Accounting and Audit

- 4.1 All accounting procedures and financial records of the council shall be determined by the RFO as required by the Accounts and Audit Regulations 2003.
- 4.2 The RFO shall be responsible for completing the annual accounts of the council as soon as practicable after the end of the financial year and shall submit them to and report thereon to the Council.
- 4.3 The RFO shall be responsible for maintaining an adequate and effective system of internal audit of the council's accounting, financial and other operations in accordance with regulation 5 of the Accounts and Audit Regulations 2003.

5. Banking Arrangements and Cheques

- 5.1 The council's banking arrangements shall be made by the RFO and approved by the Council.
- 5.2 A schedule of the payment of money shall be prepared by the RFO and together with the relevant invoices etc presented to the Council. If the schedule is in order it shall be authorized.
- 5.3 Cheques in accordance with the schedule referred to in the previous paragraph shall be signed by any two Councillors as cheque signatories.

6. Payment of Accounts

- 6.1 Apart from petty cash payments all payments shall be effected by cheque or other order drawn on the council's bankers.
- 6.2 All invoices for payment shall be examined, verified and certified by the RFO. Before certifying an invoice the officer shall satisfy himself that the work, goods or services to which the invoice relates have been received, carried out, examined and approved.
- 6.3 Duly certified invoices shall be examined in relation to arithmetical accuracy.
- 6.4 The RFO shall take all possible steps to settle all invoices submitted, and which are in order, within 30 days of their receipt.

7. Loans and Investments

- 7.1 All loans and investments shall be negotiated by the RFO in the name of the council, and shall be for a set period of time in accordance with council policy. Changes to loans and investments should be reported to the Council at the earliest opportunity.
- 7.2 All investments of money under the control of the council shall be in the name of the council.
- 7.3 All borrowings shall be effected in the name of the council.

7.4 All investment certificates and other documents relating thereto shall be retained in the custody of the RFO.

8. **Income**

8.1 The collection of all sums due to the council shall be the responsibility of the RFO.

8.2 Particulars of all charges to be made for work done, services rendered or goods supplied shall be notified to the RFO and the RFO shall be ultimately responsible for the collection of all accounts due to the council.

8.3 The council will review all fees and charges annually, following a report of the clerk.

8.4 All sums received on behalf of the council shall either be paid to the RFO for banking.

8.5 A reference to the related debt, or otherwise, indicating the origin of each cheque, shall be entered on the paying-in slip.

9. **Orders for Work, Goods and Services**

9.1 An official order or letter shall be issued for all work, goods and services unless a formal contract is to be prepared or an official order would be inappropriate eg petty cash purchases. Copies of orders issued shall be maintained.

10. **Contracts**

10.1 Procedures as to the contracts are laid down in the council's standing orders as follows:

- (a) Every contract made by the council comply with these standing orders, and no exception from any of the following provisions of these standing orders shall be made otherwise than by direction of the council or in an emergency by such a committee as aforesaid provided that these standing orders shall not apply to contracts which relate to items (i) to (v) below:
- i) **for the supply of gas, electricity, water, sewerage and telephone services**
 - ii) **for specialist services such as are provided by solicitors, accountants, surveyors and planning consultants**
 - iii) **for work to be executed or goods or materials to be supplied which consist of repairs to or parts for existing machinery or equipment or plant**
 - iv) **for work to be executed or goods or materials to be supplied which constitute an extension of an existing contract by the council**
 - v) **for goods or materials proposed to be purchased which are proprietary articles and/or which are sold only at a fixed price.**
- (b) Where it is intended to enter into a contract:
- exceeding £4,000 in value for the supply of goods or materials or for the execution of works or specialist services other than such goods, materials, works or specialist services as are excepted as set out in paragraph (a) the clerk shall invite tenders from at least three firms**
- (c) When applications are made to waive standing orders relating to contracts to enable a tender to be negotiated without competition the reason shall be embodied in a recommendation to the council.
- (d) Every exception made by a committee to which the power of making contracts has been delegated shall be reported to the council and the report shall specify the emergency by which the exception shall have been justified.
- (e) Such invitation to tender shall state the general nature of the intended contract and the clerk shall obtain the necessary technical assistance to prepare a specification in appropriate cases. The invitation shall in addition state that tenders must be addressed to the clerk and the last date by which such tenders should reach the clerk in the ordinary course of post. Each tendering firm shall be supplied with a specially marked envelope in which the tender is to be sealed and remain sealed until the prescribed date for opening tenders for that contract.
- (f) All sealed tenders shall be opened at the same time on the prescribed date by the clerk or the properly authorised deputy in the presence of at least

one member of the council.

(f) If less than three tenders are received for contracts valued above £4,000 or if all the tenders are identical the council may make such arrangements as it thinks fit for procuring the goods or materials or executing the works.

(h) The council shall not be obliged to accept the lowest or any tender.

11. Payments Under Contracts for Building or Other Construction Works

11.1 Payments on account of the contract sum shall be made within the time specified in the contract by the RFO upon authorised certificates of the architect or other consultants engaged to supervise the contract.

11.2 Where contracts provide for payment by instalments the RFO shall maintain a record of all such payments. In any case when it is estimated that the total cost of work carried out under a contract, excluding fluctuation clauses, will exceed the contract sum by 5% or more a report shall be submitted to the appropriate committee.

11.3 Any variation to a contract or addition to or omission from a contract must be approved by the clerk in writing, the appropriate committee being informed where the final cost is likely to exceed the financial provision.

12. Properties and Estates

12.1 The clerk shall make appropriate arrangements for the custody of all title deeds of properties owned by the council. The RFO shall ensure a record is maintained of all properties owned by the council, recording the location, extent, plan, reference, purchase details, nature of the interest, tenancies granted, rents payable and purpose for which held in accordance with regulation 4(3)(b) of the Accounts and Audit Regulations 1996.

12.2 No property shall be sold, leased or otherwise disposed of without the authority of the council, save where the estimated value of any one item does not exceed £500.

13. Insurance

13.1 The RFO shall effect all insurances and negotiate all claims on the council's Insurers.

13.2 The clerk shall give prompt notification to the Council and RFO of all new risks, properties or vehicles which require to be insured and of any alterations affecting existing insurances.

13.3 The RFO shall keep a record of all insurances effected by the council and the property and risks covered thereby and annually review it.

13.4 The RFO shall be notified of any loss liability or damage or of any event likely to lead to a claim.

14. Revision of Financial Regulations

14.1 It shall be the duty of the RFO to review the financial regulations of the council every 2 years and to make such recommendations to the council as are required.