



RHONDDA CYNON TAF COUNCIL

RECORD OF DECISIONS OF THE EXECUTIVE

DECISION MADE BY: Cabinet DATE DECISION MADE: 25 February, 2021

Cabinet Members Present:

Councillor A Morgan (Chair), Councillor M Webber (Vice-Chair),
Councillor R Bevan, Councillor A Crimmings, Councillor M Norris,
Councillor J Rosser, Councillor R Lewis, Councillor C Leyshon and
Councillor G Hopkins

Other Councillor(s) in Attendance:-

Councillor L Walker

Agenda Item : 5

SUBJECT: Regulation of Investigatory Powers Act 2000 (RIPA) - Use of RIPA in 2019-20 by Rhondda Cynon Taf County Borough Council and the Council's Corporate Enforcement Policy

1. DECISION MADE:

Agreed –

1. To note the contents of the report;
2. To acknowledge RIPA has been used in an appropriate manner that is consistent with the Council's RIPA policies during the period 1st April 2019 – 31st December 2020;
3. To approve the updated Corporate Policy and Procedures Document on the Acquisition of Communications Data under the Investigatory Powers Act 2016 (IPA) attached as Appendix B to the report; and
4. To approve a change of reporting period to a calendar year, to align with the changed IPCO returns period.

2. REASON FOR THE DECISION BEING MADE:

The need for the Cabinet to review:

- The Council's use of the Regulation of Investigatory Powers Act 2000 (as amended) (RIPA) for the period 1st April 2019 to 31st December 2020, including the Investigatory Powers Commissioner's Office (IPCO) audit response; and
- The new Corporate Policy and Procedures Document on the Acquisition of Communications Data under the Investigatory Powers Act 2016 (IPA).

3. LINKS TO CORPORATE PRIORITIES/FUTURE GENERATIONS - SUSTAINABLE DEVELOPMENT:

The report will ensure that effective governance arrangements with regards to RIPA remain in place by the Council.

4. CONSULTATION UNDERTAKEN PRIOR TO DECISION BEING MADE:

The report has been prepared in consultation with the Council's Trading Standards & Registrar Service Manager who is responsible for operational oversight of RIPA matters.

5. PREVIOUS CONSIDERATION BY A COMMITTEE OF THE COUNCIL:

None

6. PERSONAL INTERESTS DECLARED:

None

7. DISPENSATION TO SPEAK (AS GRANTED BY STANDARDS COMMITTEE):

N/A

8. (a) IS THE DECISION SUBJECT TO CALL-IN BY THE OVERVIEW AND SCRUTINY COMMITTEE:

Yes

Note: This decision will not come into force and may not be implemented until the expiry of 3 clear working days after its publication i.e. **3 March 2021** to enable it to be the subject to the Call-In Procedure in Rule 17.1 of the Overview and Scrutiny Procedure Rules.

8.(b) IF NO, REASONS WHY IN THE OPINION OF THE DECISION-MAKER THE DECISION IS EXEMPT OR NON APPLICABLE:

I. COUNCIL / SCRUTINY FUNCTION (CALL IN IS THEREFORE NON APPLICABLE):-
Reason: N/A

II. URGENT DECISION:-
Reason N/A

8.(c) IF DEEMED URGENT - SIGNATURE OF PRESIDING MEMBER OR DEPUTY PRESIDING MEMBER OR HEAD OF PAID SERVICE CONFIRMING AGREEMENT THAT THE PROPOSED DECISION IS REASONABLE IN ALL THE CIRCUMSTANCES FOR IT BEING TREATED AS A MATTER OF URGENCY, IN ACCORDANCE WITH THE OVERVIEW AND SCRUTINY PROCEDURE RULE 17.2:

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(PRESIDING MEMBER)

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(Dated)

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PUBLICATION

Publication on the Council's Website:- **Thursday, 25 February 2021**

APPROVED FOR PUBLICATION: ✓