

Board



Date: 2 February 2022

Item: **Matters Arising, Actions List and Use of Delegated Authority**

This paper will be considered in public

1 Summary

- 1.1 This paper informs the Board of any use of Chair's Action or authority delegated by the Board, any Mayoral Directions to TfL and progress against actions agreed at previous meetings, since the last meeting of the Board on 8 December 2021.
- 1.2 There has been no use of Chair's Action, nor any Mayoral Direction to TfL, since the last meeting.
- 1.3 There have been three uses of Chair's Action by the Chair of the Finance Committee, two in relation to approving extensions of TfL's funding settlement with the Government and one to approve changes to the Santander Cycles – 2022 Scheme Tariff Change
- 1.4 There has been one use of a specific delegation from the Board by Anne McMeel, to appoint Lorraine Humphrey as the permanent Director of Risk and Assurance.
- 1.5 Appendix 1 sets out the progress against actions agreed at previous meetings.

2 Recommendation

- 2.1 **The Board is asked to note the paper.**

3 Use of Chair's Action

- 3.1 Under Standing Order 113, in situations of urgency, the Board delegates to each of the Chair and the Chairs of any Committee or Panel the exercise of any functions of TfL on its behalf. Any use of Chair's Action is reported to the next ordinary meeting. The Board on occasion will also make specific delegations to its Committees which, when exercised, are reported to the next ordinary meeting of the Board, as well as the next meeting of the relevant Committee.
- 3.2 There has been no use of Chair's Action since the last meeting.

4 Use of Delegated Authority

- 4.1 There have been three uses of authority relating to matters reserved to the Board.

Funding Arrangements

- 4.2 At the meeting of the Board on 8 December 2021, Members were updated on the progress of discussions with Government on the extension of the funding arrangements that were in place from 29 May to 11 December 2021. Members noted that they would be consulted ahead of the Chair of the Finance Committee exercising Chair's Action to approve any extension or changes to the funding arrangements.
- 4.3 On 11 December 2021, the Chair of the Finance Committee in consultation with available Members of the Board approved the extension by one week of the extraordinary funding package for the period 29 May to 11 December 2021.
- 4.4 On 17 December 2021, following further discussions with the Government, the Chair of the Finance Committee in consultation with available Members of the Board approved the extension of the funding package to cover the period 29 May 2021 to 4 February 2022.
- 4.5 The use of Chair's Actions to approve the funding arrangements have been published on tfl.gov.uk.
- 4.6 A further use of Chair's Action is anticipated ahead of the current funding package expiring on 4 February 2022.

Appointment of the Director of Risk and Assurance

- 4.7 The appointment of the Director of Risk and Assurance is a matter reserved to the Board. On 20 October 2021, the Board delegated authority to Anne McMeel, as Chair of the Audit and Assurance Committee, in consultation with the selected Interview Panel, to approve the future permanent appointment of the Director of Risk and Assurance (Minute 66/10/21).
- 4.8 Following an external recruitment campaign, interviews for a permanent appointment were held in December 2021. The Panel included the then Chair of the Audit and Assurance Committee, Anne McMeel and the Chair from 1 January 2021, Mark Phillips and was supported by the General Counsel and the statutory Chief Finance Officer.
- 4.9 On 20 December 2021, following the recommendation of the interview panel, Anne McMeel exercised the authority delegated by the Board to appoint Lorraine Humphrey to the role of Director of Risk and Assurance.

5 Actions List

- 5.1 Appendix 1 sets out the progress against actions agreed at previous meetings.

6 Mayoral Directions to TfL

- 6.1 The Greater London Authority (GLA) Act 1999 (as amended), permits the Mayor to issue to TfL general directions as to the manner in which TfL is to exercise its functions or specific directions as to the exercise of its functions (or not to exercise a power specified in the direction). Directions are also often made in relation to the implementation of matters in respect of which the Mayor delegates statutory powers to TfL.
- 6.2 The Mayor makes Mayoral Directions through Mayoral Decisions. Papers for Mayoral Directions set out the financial and other implications. If those implications change over time, that will be reported to the GLA.
- 6.3 All Mayoral Decisions are issued in writing, with the information that is not exempt from publication included on the GLA's Decisions Database on its website: <https://www.london.gov.uk/about-us/governance-and-spending/good-governance/decisions?order=DESC>.
- 6.4 Mayoral Directions fall into three broad categories: those addressing technical issues relating to statutory powers; those related to commercial development activities; and those related to projects and programmes. Mayoral Directions relating to TfL are reported to the Board's Committees for discussion as soon as possible after they are received by TfL or published. Regular reports will list the relevant Directions for as long as they are applicable.
- 6.5 Annually the Audit and Assurance Committee considers the list as part of its consideration of the annual audit plan to ensure that appropriate audit resource is applied to assurance on TfL's work in implementing Mayoral Directions. This will also be kept under review at each quarterly meeting of that Committee.
- 6.6 A summary of current Mayoral Directions to TfL is maintained on the "How we are governed" page on our website, with links to the relevant Mayoral Decisions: <https://tfl.gov.uk/corporate/about-tfl/how-we-work/how-we-are-governed>.
- 6.7 There has been no Direction issued to TfL since the last meeting.

List of appendices to this report:

Appendix 1: Actions List

List of Background Papers:

Minutes from previous meetings.

Funding Settlement Chair's Actions papers dated 11 and 17 December 2021

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