

ONCHAN DISTRICT COMMISSIONERS

RESPONSE TO FREEDOM OF INFORMATION REQUEST

Date received:	27 th December 2018
Subject:	Information sought re: Chief Executive's dismissal

1. Legal costs involved in dealing with the dismissal of the Clerk/Chief Executive in August 2017. Broken down to

(a) Any financial payment made as part of a settlement agreement.

The information falls under an Absolute Exemption of Section 25(2) of the Freedom of Information Act 2015.

The data protection principles that would apply in this case are the first and second ones, namely that "personal data is processed fairly and lawfully" and "personal data should be obtained for one or more specified and lawful purposes and shall not be further processed in any manner compatible with that purpose".

(b) Legal Fees; and

The information falls under a Qualified Exemption of Section 40 of the Freedom of Information Act 2015 in respect of legal professional litigation privilege.

Date Response approved for issue:	21 st January 2019	Date response returned:	21 st January 2019
Approved by:	Chief Executive/Clerk		

APPENDIX 1

2014/15 Financial Year

Onchan District Commissioners Detailed Income and Expenditure Account for the year ended 31 March 2015

	2015 £	2015 £	2014 £	2014 £
Finance and general purposes				
Employment costs	722,045		666,532	
Establishment costs	156,726		74,584	
Operating costs	77,757		72,350	
Legal, professional and bank costs	32,646		26,640	
Vehicle costs	3,611		4,149	
Policy and general costs	15,711		15,246	
	<u> </u>	(1,008,496)	<u> </u>	(859,501)
Administrative recoveries	109,619		109,647	
Building Regulation fees, Search fees, commissions, miscellaneous	58,165		94,511	
	<u> </u>	167,784	<u> </u>	204,158
		<u> </u>		<u> </u>
		(840,712)		(655,343)
		<u> </u>		<u> </u>

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2015/16 Financial Year

Onchan District Commissioners Detailed Income and Expenditure Account *for the year ended 31 March 2016*

	2016 £	2016 £	2015 £	2015 £
Finance and general purposes				
Employment costs	767,812		722,045	
Establishment costs	60,738		156,726	
Operating costs	64,346		77,757	
Legal, professional and bank costs	41,771		32,646	
Vehicle costs	2,678		3,611	
Policy and general costs	14,831		15,711	
	<u> </u>	(952,176)	<u> </u>	(1,008,496)
Administrative recoveries	109,619		109,619	
Building Regulation fees, Search fees, commissions, miscellaneous	57,639		58,165	
	<u> </u>	167,258	<u> </u>	167,784
		<u>(784,918)</u>		<u>(840,712)</u>

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2016/17 Financial Year

Onchan District Commissioners Detailed Income and Expenditure Account for the year ended 31 March 2017

	2017	2017	2016	2016
	£	£	£	£
Finance and general purposes				
Employment costs	766,993		767,812	
Establishment costs	68,287		60,738	
Operating costs	84,571		64,346	
Legal, professional and bank costs	39,781		41,771	
Vehicle costs	3,571		2,678	
Policy and general costs	29,522		14,831	
	<u> </u>	(992,725)	<u> </u>	(952,176)
Administrative recoveries	113,453		109,619	
Building Regulation fees, Search fees, commissions, miscellaneous	57,041		57,639	
	<u> </u>	170,494	<u> </u>	167,258
		<u>(822,231)</u>		<u>(784,918)</u>

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APPENDIX 2

2014/15 Financial Year

Onchan District Commissioners

Income and Expenditure Account for the year ended 31 March 2015

Statement of net expenditure	Gross expenditure £	Income £	2015 Net income/ (expenditure) £	2014 Net income/ (expenditure) £
Continuing operations:				
Finance and general purposes	(1,008,496)	167,784	(840,712)	(655,343)
Works and cleansing	(1,117,944)	303,003	(814,941)	(696,472)
Leisure and amenities	(760,518)	80,632	(679,886)	(643,284)
Government assisted	(36,100)	111,488	75,388	85,994
Net income from/(cost of) General Fund services	(2,923,058)	662,907	(2,260,151)	(1,909,105)
Housing Income and Expenditure Account	(2,948,115)	2,572,142	(375,973)	708,821
Net income from/(cost of) services	(5,871,173)	3,235,049	(2,636,124)	(1,200,284)
Gain/(Loss) on disposal of fixed assets			(1,207)	(1,596)
Interest payable and similar charges			(885,395)	(904,886)
Interest and investment income			7,012	7,434
Pension interest cost & expected return on pension assets			(46,000)	(65,000)
Net operating expenditure			(3,561,714)	(2,164,332)
Sources of finance				
Income from the General Rate Fund			2,135,916	2,026,594
Net surplus/(deficit) for the year			(1,425,798)	(137,738)

The notes on pages 25 to 38 form part of these financial statements.

2015/16 Financial Year

Onchan District Commissioners

Income and Expenditure Account for the year ended 31 March 2016

Statement of net expenditure	Gross expenditure £	Income £	2016 Net income/ (expenditure) £	2015 Net income/ (expenditure) £
Continuing operations:				
Finance and general purposes	(952,176)	167,258	(784,918)	(840,712)
Works and cleansing	(1,038,744)	321,616	(717,128)	(814,941)
Leisure and amenities	(725,251)	82,716	(642,535)	(679,886)
Government assisted	(36,585)	72,863	36,278	75,388
Net income from/(cost of) General Fund services	(2,752,756)	644,453	(2,108,303)	(2,260,151)
Housing Income and Expenditure Account	(2,234,594)	2,703,860	469,266	(375,973)
Net income from/(cost of) services	(4,987,350)	3,348,313	(1,639,037)	(2,636,124)
Gain/(Loss) on disposal of fixed assets			3,062	(1,207)
Interest payable and similar charges			(851,282)	(885,395)
Interest and investment income			4,497	7,012
Pension interest cost & expected return on pension assets			(23,000)	(46,000)
Net operating expenditure			(2,505,760)	(3,561,714)
Sources of finance				
Income from the General Rate Fund			2,270,950	2,135,916
Net surplus/(deficit) for the year			(234,810)	(1,425,798)

The notes on pages 26 to 39 form part of these financial statements.

2016/17 Financial Year

Onchan District Commissioners

Income and Expenditure Account for the year ended 31 March 2017

Statement of net expenditure	Gross expenditure £	Income £	2017 Net income/ (expenditure) £	2016 Net income/ (expenditure) £
Continuing operations:				
Finance and general purposes	(992,725)	170,494	(822,231)	(784,918)
Works and cleansing	(1,043,880)	316,379	(727,501)	(717,128)
Leisure and amenities	(1,013,991)	72,388	(941,603)	(642,535)
Government assisted	(37,933)	68,402	30,469	36,278
Net income from/(cost of) General Fund services	(3,088,529)	627,663	(2,460,866)	(2,108,303)
Housing Income and Expenditure Account	(2,898,199)	2,388,800	(509,399)	469,266
Net income from/(cost of) services	(5,986,728)	3,016,463	(2,970,265)	(1,639,037)
Gain/(Loss) on disposal of fixed assets			4,602	3,062
Interest payable and similar charges			(812,473)	(851,282)
Interest and investment income			3,402	4,497
Pension interest cost & expected return on pension assets			(44,000)	(23,000)
Net operating expenditure			(3,818,734)	(2,505,760)
Sources of finance				
Income from the General Rate Fund			2,303,091	2,270,950
Net surplus/(deficit) for the year			(1,515,643)	(234,810)

The notes on pages 26 to 39 form part of these financial statements.

APPENDIX 3

2014/15 Financial Year

Onchan District Commissioners
Detailed Income and Expenditure Account (continued)
for the year ended 31 March 2015

	2015 £	2015 £	2014 £	2014 £
Works and cleansing				
<i>Street lighting, seats and signs</i>				
Establishment costs	44,455		43,529	
Operating costs	<u>106,792</u>		<u>112,063</u>	
	<u>(151,247)</u>		<u>(155,592)</u>	
Income	<u>—</u>		<u>—</u>	
	<u>—</u>	(151,247)	<u>—</u>	(155,592)
<i>Miscellaneous land and properties</i>				
Establishment costs	<u>164,455</u>		<u>106,516</u>	
	<u>(164,455)</u>		<u>(106,516)</u>	
Commercial rents	143,186		138,178	
Garage rents	<u>81,147</u>		<u>80,438</u>	
	<u>224,333</u>	59,878	<u>218,616</u>	112,100
<i>Refuse collection</i>				
Employment costs	225,251		254,070	
Establishment costs	58,802		68,683	
Operating costs	412,953		312,175	
Vehicle costs	<u>105,236</u>		<u>86,766</u>	
	<u>(802,242)</u>		<u>(721,694)</u>	
Income	<u>78,670</u>		<u>68,714</u>	
	<u>78,670</u>	(723,572)	<u>68,714</u>	(652,980)
		<u>(814,941)</u>		<u>(696,472)</u>

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2015/16 Financial Year

Onchan District Commissioners Detailed Income and Expenditure Account (continued) for the year ended 31 March 2016

	2016 £	2016 £	2015 £	2015 £
Works and cleansing				
<i>Street lighting, seats and signs</i>				
Establishment costs	50,901		44,455	
Operating costs	117,432		106,792	
	<u>(168,333)</u>		<u>(151,247)</u>	
Income	2,521		-	
	<u>2,521</u>		-	
		(165,812)		(151,247)
<i>Miscellaneous land and properties</i>				
Establishment costs	56,223		164,455	
	<u>(56,223)</u>		<u>(164,455)</u>	
Commercial rents	143,217		143,186	
Garage rents	84,657		81,147	
	<u>227,874</u>		<u>224,333</u>	
		171,651		59,878
<i>Refuse collection</i>				
Employment costs	230,319		225,251	
Establishment costs	42,068		58,802	
Operating costs	438,518		412,953	
Vehicle costs	103,283		105,236	
	<u>(814,188)</u>		<u>(802,242)</u>	
Income	91,221		78,670	
	<u>91,221</u>		78,670	
		(722,967)		(723,572)
		<u>(717,128)</u>		<u>(814,941)</u>

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2016/17 Financial Year

Onchan District Commissioners Detailed Income and Expenditure Account (continued) for the year ended 31 March 2017

	2017 £	2017 £	2016 £	2016 £
Works and cleansing				
<i>Street lighting, seats and signs</i>				
Establishment costs	37,194		50,901	
Operating costs	<u>115,095</u>		<u>117,432</u>	
	<u>(152,289)</u>		<u>(168,333)</u>	
Income	—		2,521	
	<u>—</u>		<u>2,521</u>	
		(152,289)		(165,812)
<i>Miscellaneous land and properties</i>				
Establishment costs	<u>78,438</u>		<u>56,223</u>	
	<u>(78,438)</u>		<u>(56,223)</u>	
Commercial rents	139,783		143,217	
Garage rents	<u>85,874</u>		<u>84,657</u>	
	<u>225,657</u>	147,219	<u>227,874</u>	171,651
<i>Refuse collection</i>				
Employment costs	267,865		230,319	
Establishment costs	9,680		16,457	
Operating costs	412,796		438,518	
Vehicle costs	<u>122,812</u>		<u>128,894</u>	
	<u>(813,153)</u>		<u>(814,188)</u>	
Income	<u>90,722</u>		<u>91,221</u>	
	<u>90,722</u>	<u>(722,431)</u>	<u>91,221</u>	<u>(722,967)</u>
		<u>(727,501)</u>		<u>(717,128)</u>

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