

Report of Principal Corporate Governance Officer

Report to Head of Governance Services

Date: 19th May 2016

Subject: Annual Review of Constitution – Consequential Amendments

Are specific electoral wards affected? If relevant, name(s) of ward(s):	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information? If relevant, access to information procedure rule number: Appendix number:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Summary of main issues

Following an annual review of the Constitution amendments have been made, interalia by resolution at the Annual Council Meeting to the Council Procedure Rules.

Proposals set out in this report recommend amendments to the Constitution consequential upon those amendments to give effect to that decision of Council.

Recommendations

With effect from the 20th May 2016 the Head of Governance Services is requested to make amendments to:-

- The Officer Delegation Scheme (Council (non executive) Functions – City Solicitor, as shown in Appendix A attached; and
- the Scrutiny Board Procedure Rules, as shown in Appendix B attached

for the reasons set out in this report.

1 Purpose of this report

- 1.1 This report sets out proposed amendments to the Constitution to give effect to a decision of Council.

2 Background information

- 2.1 Article 15.2 makes provision for amendments to be made to the constitution. In addition to the specific power to amend those documents in respect of which she has specific delegated authority (as shown in the front sheet to each document) the Monitoring Officer is authorised to make any changes to any part of the Constitution which are required:
- As a result of legislative change or decisions of the Council or Executive in order to maintain it up to date;
 - Or for the purposes of clarification only.
- 2.2 The Monitoring Officer has delegated authority in this regard to the Deputy Monitoring Officer.

3 Main issues

- 3.1 Officer Delegation Scheme (Council (non-executive) Functions – City Solicitor
- 3.2 By her delegated decision dated 9th May 2016 following the annual review of the constitution, the City Solicitor amended constitution document 2A “Functions of the Full Council” to show the change in appointment of Deputy Electoral Registration Officer from City Solicitor to Assistant Chief Executive (Citizens and Communities).
- 3.3 It is recommended that the City Solicitor’s council delegations are now amended, as shown at Appendix A attached, to show that she is no longer appointed as Deputy Electoral Registration Officer.
- 3.4 Scrutiny Board Procedure Rules
- 3.5 Amendments to the Council Procedure Rules, approved by Full Council by resolution at the Annual Council Meeting, make provision for the appointment of substitute Members for the Council’s Overview and Scrutiny Committees.
- 3.6 Given that arrangements for substitutes are now made in accordance with the Council Procedure Rules the provision in paragraph 4.2 of the Scrutiny Board Procedure Rules is now redundant and it is therefore recommended that this provision is removed. The recommended amendment is shown at Appendix B attached.

4 Corporate considerations

4.1 Consultation and engagement

4.1.1 The Head of Governance Services has detailed the consultation which took place in relation to the amendments to the Council Procedure Rules in his reports to General Purposes Committee and Full Council.

4.2 Equality and diversity / cohesion and integration

4.2.1 There are no implications for this report.

4.3 Council policies and best council plan

4.3.1 The amendments proposed give effect to a decision of Full Council.

4.4 Resources and value for money

4.4.1 There are no implications for this report.

4.5 Legal Implications, access to information and call In

4.5.1 The amendments proposed are in line with relevant legislation.

4.6 Risk management

4.6.1 There are no implications for this report.

5 Conclusions

5.1 The proposals set out in this report give effect to a decision of Full Council taken by resolution at the Annual Council Meeting.

6 Recommendations

6.1 With effect from the 20th May 2016 the Head of Governance Services is requested to make amendments to:-

- The Officer Delegation Scheme (Council (non executive) Functions – City Solicitor, as shown in Appendix A attached; and
- the Scrutiny Board Procedure Rules, as shown in Appendix B attached

for the reasons set out in this report.

7 Background documents¹

7.1 None

¹ The background documents listed in this section are available to download from the Council's website, unless they contain confidential or exempt information. The list of background documents does not include published works.