



Council
30 January 2018

Title	Report of the Constitution Ethics and Probity Committee – Constitution Review
Report of	Monitoring Officer and Chief Legal Advisor Head of Governance
Wards	All
Status	Public
Enclosures	<p>Annex 1 – Report to Constitution Ethics and Probity Committee, 8 January 2018</p> <p>Annex 1A – Decisions of the Special Constitution Ethics and Probity Committee, 8 January 2018</p> <p>Appendix A – Members Planning Code</p> <p>Appendix B – Members Planning Code (Tracked)</p> <p>Appendix C – Members Licensing Code</p> <p>Appendix D – Members Licensing Code (Tracked)</p> <p>Appendix E – Access to Information Rules</p> <p>Appendix F – Access to Information Rules (Tracked)</p> <p>Appendix G – Code of Conduct for Member-Officer Relations</p> <p>Appendix H – Code of Conduct for Member-Officer Relations (Tracked)</p> <p>Appendix I – Code of Corporate Governance (Revised)</p> <p>Appendix J – Code of Corporate Governance (Current)</p> <p>Appendix K – HR Regulations</p> <p>Appendix L – HR Regulations (Tracked)</p>
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Summary

The Constitution, Ethics and Probity Committee at a meeting held on 8 January 2018 considered a report on the Constitution, reviewing various sections. Only Full Council may amend the Constitution and therefore Council are recommended to approve the various recommendations of the Committee that would alter the Constitution.

Recommendations

- 1. That Council approve the recommendations contained in the report from the Constitution Ethics & Probity Committee at Annexe 1A, and the track change versions attached at Appendix A to Appendix L.**
- 2. That the Monitoring Officer and Chief Legal Advisor be authorised to implement these revisions and publish a revised Constitution.**

1. WHY THIS REPORT IS NEEDED

- 1.1 As set out in the report attached at Annex 1.

2. REASONS FOR RECOMMENDATIONS

- 2.1 As set out in the report attached at Annex 1.

3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED

- 3.1 Options were put forward to the Committee and the attached report reflects the options chosen (as amended by the Committee) for recommendation to Council following discussion and debate.

4. POST DECISION IMPLEMENTATION

- 4.1 The Monitoring Officer will make arrangements for any changes agreed to be actioned, together with minor drafting and housekeeping changes. The revised Constitution will be published online and for existing hard copies issued to be revised and replaced.
- 4.2 The Constitution, Ethics & Probity Committee will continue to proactively keep the Constitution under review and may make further recommendations in the next municipal year.

5. IMPLICATIONS OF DECISION

5.1 Corporate Priorities and Performance

- 5.1.1 As set out in the report attached at Annex 1.

5.2 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)

5.2.1 None.

5.3 Legal and Constitutional References

5.3.1 Council Constitution, Article 4 states that “The Full Council is a formal meeting of all Councillors and is required by law to take certain important decisions as set out below. Full Council also approves a number of key plans and strategies, which together form the Policy Framework:....Adopting and changing the Constitution (unless delegated).”

5.3.2 Council Constitution, Article 7 states that the Constitution, Ethics and Probity Committee terms of reference includes to: “Keep under review all aspects of the Council’s Constitution so as to ensure that it remains current and fit for purpose, and to make recommendations thereon to the Council.”.

5.3.3 Council Constitution, Article 9 states that “The Monitoring Officer will maintain an up-to-date version of the Constitution and will ensure that it is available for consultation by Members, staff and the public”.

5.4 Risk Management

5.4.1 As set out in the report attached at Annex 1.

5.5 Equalities and Diversity

5.5.1 As set out in the report attached at Annex 1.

5.6 Consultation and Engagement

5.6.1 As set out in the report attached at Annex 1.

6. BACKGROUND PAPERS

6.1 As set out in the report attached at Annex 1.