

	<h2>Annual Council</h2> <h3>21 May 2019</h3>
<p style="text-align: center;">Title</p>	<p style="text-align: center;">Report of the Constitution and General Purposes Committee – Constitution Review</p>
<p style="text-align: center;">Report of</p>	<p>Monitoring Officer and Chief Legal Advisor Head of Governance</p>
<p style="text-align: center;">Wards</p>	<p>All</p>
<p style="text-align: center;">Status</p>	<p>Public</p>
<p style="text-align: center;">Enclosures</p>	<p>Annex 1 – Report to Constitution and General Purposes Committee, 9 April 2019 Annex 1A – Minutes of Constitution and General Purposes Committee, 9 April 2019 Appendix A – Article 2 (Tracked) Appendix B – Article 3 (Tracked) Appendix C – Article 7 (Tracked) Appendix D – Article 9 (Tracked) Appendix E – Article 11 (Tracked) Appendix F – Contract Procedure Rules (Tracked)</p>
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Summary

The Constitution and General Purposes Committee at a meeting held on 9 April 2019 considered a report on the Constitution, reviewing various sections. Except for minor administrative matters which are delegated to the Monitoring Officer (following consultation with the Chairman of the Constitution and General Purposes Committee), only Full Council may amend the Constitution. Council are therefore recommended to approve the various recommendations of the Committee that would alter the Constitution.

Council are requested to note that at the Committee meeting on 9 April 2019 two items (as

referred to in the minutes of the meeting attached at Annex 1A) were withdrawn from the agenda. These items will be given more detailed consideration before being brought back to future meeting of the Committee.

Recommendations

- 1. That, following the agreement of the Constitution & General Purposes Committee at their meeting on 9 April 2019, Council:**
 - **note the recommendations contained in the report from the Committee at Annexe 1;**
 - **note the changes agreed by the Committee as detailed in Annex 1A; and**
 - **approve the track change versions attached at Appendix A to Appendix F.**

- 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.

2.2 The Constitution & General Purposes Committee on 9 April 2019 withdrew two items from the agenda (as detailed in the minutes of the meeting attached at Annex 1A). These items will be given more detailed consideration before being brought back to future meeting of the Committee

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 and General Purposes 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 and General Purposes 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.