



Council

1 November 2022

Title	Report of the Constitution & General Purposes Committee – Constitution Review
Report of	Monitoring Officer Head of Governance
Wards	All
Status	Public
Enclosures	Annex 1i – Report to Constitution and General Purposes Committee – 6 October 2022 Annex 1ii – Report to Health & Wellbeing Board, 29 September 2022, Future of Health and Wellbeing Board Appendix A – Article 7 - Committees Working Groups and Partnerships (Tracked) Appendix B – Article 7 - Committees Working Groups and Partnerships Appendix C – Financial Regulations - Fees and Charges (Tracked) Appendix D – Financial Regulations - Fees and Charges
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Summary

The Constitution and General Purposes Committee at a meeting held on 6 October 2022 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 Chair of the Constitution and General Purposes Committee) only Full Council may amend the Constitution. Council are therefore recommended to approve the Constitution amendments proposed by the Committee.

Recommendations

- 1. That Council note the report of the Constitution & General Purposes Committee held on 6 October 2022 (Annex 1i) and note that the Committee approved the amendments.**
- 2. That Council approve the Constitution amendments as set out in Appendices A to D.**
- 3. That Council authorise the Monitoring Officer 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.
- 1.2 The Constitution & General Purposes Committee held on 6 October 2022 agreed to "...recommend to Council that the Constitution be amended to incorporate the changes set out in the report and the versions attached at Appendices A to D."

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 decisions at section 1.2 above reflect 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.
- 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 1i and Annex 1ii.

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 1i and Annex 1ii.

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 1i and Annex ii.

6. BACKGROUND PAPERS

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