



## **COUNCIL - 27TH JANUARY 2015**

**SUBJECT: AMENDMENT OF COUNCIL'S CONSTITUTION - REVIEW OF TERMS OF REFERENCE OF COUNCIL SCRUTINY COMMITTEES**

**REPORT BY: INTERIM HEAD OF LEGAL SERVICES/MONITORING OFFICER**

---

### **1. PURPOSE OF REPORT**

- 1.1 To recommend to Members amendments to the Council's Constitution to reflect interim working arrangements.

### **2. LINKS TO STRATEGY**

- 2.1 The Council is required to maintain an up-to-date Constitution to ensure that decisions and its procedures are made effectively in an open and transparent manner.

### **3. THE REPORT**

- 3.1 The Council's Constitution sets out how the Council's operates, how decisions are made and the procedures, which are followed to ensure that these are efficient, transparent and accountable to local people.
- 3.2 Members will be aware that the Council's Constitution is reviewed and revised periodically on an ad hoc basis to take into account such matters as changes to secondary legislation, to update protocols and procedures and to review the responsibility of functions.
- 3.3 As a result of the recent changes to the Interim Management arrangements currently in operation within the Authority it is necessary to make consequential amendments to the Terms of Reference of the Council's Health Social Care and Well Being and Regeneration and Environment Scrutiny Committees (on a temporary basis).
- 3.4 Members are asked to note that the temporary consequential amendments proposed will be effective for as long as the interim management arrangements continue to operate, when the arrangements cease it is proposed a further Report will be presented to Members regarding the constitutional arrangements.

### **4. EQUALITIES IMPLICATIONS**

- 4.1 The Council's Constitution takes account of all equality related issues.

### **5. FINANCIAL IMPLICATIONS**

- 5.1 There are no financial implications.

## **6. PERSONNEL IMPLICATIONS**

6.1 There are no personnel implications.

## **7. CONSULTATIONS**

7.1 The views of the consultees have been reflected in the report (where appropriate).

## **8. RECOMMENDATIONS**

8.1 Members are asked to note and approve the track changes proposed in the relevant extract from the Council's Constitution attached at Appendix 1 and to authorise the Council's Interim Monitoring Officer to update the Council's Constitution.

## **9. REASONS FOR THE RECOMMENDATIONS**

9.1 To ensure that the Council's Constitution is up-to-date and reflects current arrangements.

## **10. STATUTORY POWER**

10.1 Local Government Act 1972 and 2000.

Author: Gail Williams, Interim Head of Legal Services/Monitoring Officer  
Consultees: Chris Burns, Interim Chief Executive  
Sandra Aspinall, Acting Deputy Chief Executive  
Dave Street, Director of Social Services  
Nicole Scammell, Acting Director of Corporate Services  
Councillor K. Reynolds, Leader  
Councillor G. Jones, Deputy Leader  
Councillor C. Forehead, Cabinet Member for Human Resources and Governance/  
Business Manager

Appendices:

Appendix 1 Extract from Article 2 of the Council's Constitution, shown in italics and track changes