

GOVERNANCE COMMITTEE

22 MAY 2012

REPORT OF THE MONITORING OFFICER

REFERRAL FROM FULL COUNCIL: CONSTITUTIONAL CHANGES

1.0 PURPOSE OF THE REPORT

- 1.1 The Governance Committee has been requested by Full Council (9 May 2012) to consider the changes to the Constitution in respect of the abolition of Overview, Scrutiny and Audit Committee, in line with the resolution by Full Council on 18 April 2012. The Constitution and its associated appendices are enclosed at Appendix A with the respective amendments highlighted.

2.0 RECOMMENDATIONS

- 2.1 **Members are requested to comment on the amendments in the Constitution as set out at Appendix A.**

3.0 KEY ISSUES

- 3.1 On 9th May 2012 Full Council was asked to approve a revised constitution taking into account various changes, including the abolition of Overview, Scrutiny and Audit Committee by Full Council on 18 April 2012. At that meeting a procedural challenge was made that the amendments to the constitution had not been reviewed in respect of the consequential changes. Full Council resolved to request the Governance Committee to carry out the review and consider the changes resulting from the Full Councils decision.

4.0 POLICY AND CORPORATE IMPLICATIONS

- 4.1 The Constitution is subject to annual review and due to it being a living document there may be requirements for change, which become apparent throughout the year.
- 4.2 The Scheme of Delegations to Officers provides that the Monitoring Officer has delegated authority to authorise amendments to the Constitution following legislative or other statutory changes and minor procedural and operational changes.

5.0 FINANCIAL AND OTHER RESOURCE IMPLICATIONS

- 5.1 There are no financial and resource implications relating to this report.

6.0 **LEGAL IMPLICATIONS/POWERS**

6.1 Specific legal implications relating to each proposed amendment are taken into account when considering the relevant item.

7.0 **COMMUNITY SAFETY**

7.1 There are no community safety implications relating to this report.

8.0 **EQUALITIES**

8.1 The Constitution needs to be accessible to all.

9.0 **RISKS**

9.1 Any risk implications relating to each proposed amendment are taken into account when considering the relevant item.

10.0 **CLIMATE CHANGE**

10.1 It is proposed that the revised Constitution be available electronically to Members and Officers to meet the Council's corporate commitment to the paperlight project.

11.0 **CONSULTATION**

11.1 There has been internal consultation with Management Team on the delegations for Heads of Service.

12.0 **WARDS AFFECTED**

12.1 All wards are indirectly affected by this report.

Contact Officer : Christine Marshall, Monitoring Officer
Date : 10 May 2012

Appendices : Appendix A – Constitution

Background Papers : Constitution 2011