

## **Part H**

# **Review, Revision, Suspension, Interpretation and Publication**

## **REVIEW, REVISION, SUSPENSION, INTERPRETATION AND PUBLICATION**

### **1. Monitoring and Reviewing the Constitution**

- 1.1 The Authority's Monitoring Officer is responsible for monitoring and reviewing the operation of the Constitution to ensure that its aims and principles are given full effect.

A key role for the Monitoring Officer is to be aware of the strengths and weaknesses of the Constitution and to make recommendations to the Authority on ways in which it could be amended in order to achieve its purpose. In order to do this, the Monitoring Officer may:

- undertake an audit trail of a sample of decisions;
- record and analyse issues raised with him/her by Members, employees, the public and other relevant stakeholders;
- compare practices in the authority with those in other comparable authorities, or national examples of best practice.

### **2. Changes**

- 2.1 Significant changes to the Constitution will only be approved by the Authority after consideration of the proposal by the Monitoring Officer.
- 2.2 Subject to any minor administrative amendments or changes required by new legislation, for which the Managing Director has delegated authority to implement, the Constitution will be reconsidered after the first year of its introduction and then every three years to see if any changes are required in the light of experience.

### **3. Suspension**

- 3.1 **Limit to suspension** - The Articles of this Constitution may not be suspended except by the Authority in exceptional circumstances and if lawful to do so.
- 3.2 **Procedure to suspend** - A motion to suspend any part of the Constitution may not be moved without notice.

### **4. Interpretation**

- 4.1 Any reference to a statute, statutory instrument, regulation or directive shall be deemed to automatically include a reference to any subsequent amendment, modification or re-enactment in respect of them.

- 4.2 The ruling of the Chair of the Authority as to the construction or application of this Constitution or as to any proceedings of the Authority shall not be challenged at any meeting of the Authority. Such interpretation will have regard to the purposes of this Constitution and to the law.

## **5. Publication**

The Monitoring Officer is responsible for:

- (a) giving a printed copy of this Constitution to each Member of the Authority on their appointment; and
- (b) ensuring that copies are available for inspection at the Authority's offices and other appropriate locations, including the Authority's web-site ([www.eastlondonwaste.gov.uk](http://www.eastlondonwaste.gov.uk)). Copies can be purchased by members of the local press and the public on payment of a reasonable fee.