

COUNCIL CONSTITUTION – SCHEDULE OF AMENDMENTS

February 2016

AMENDMENT	REASON	ASSEMBLY APPROVAL REQUIRED?
<p>Part 2, Chapter 4 – The Assembly</p> <p>Revisions to (i) the Questions With Notice deadline and submission arrangements, and (ii) the Motions With Notice submission arrangements.</p> <p>See Appendix E of “Council Constitution - Amendments to the Contract Rules and Other Changes” report to Assembly, 24 February 2016 for further information.</p>	<p>To assist in administration of Questions process and strengthen controls.</p>	<p>Yes</p>
<p>Part 2, Chapter 6 – The Cabinet</p> <p>Inclusion of the following at paragraph 2.1 (xvii): “Appointing the Discretionary Business Rate Relief Appeal Panel which shall consist of three Cabinet Members, one of whom shall be the Cabinet Member for Finance, to determine appeals against decisions in respect of applications for Discretionary Business Rate Relief.”</p>	<p>To implement decision of Cabinet by Minute 29, 21 July 2015.</p>	<p>No. Monitoring Officer implemented ‘to give effect to any decisions of the Council’ in accordance with paragraph 2.1(a) of Part 7 of the Constitution.</p>
<p>Part 2, Chapter 8 – Scrutiny, Select Committees and Call-In</p> <p>Amendment of paragraph 2.2 (b) to correct cross-referencing from section 6 to section 7.</p>	<p>Correction of drafting error</p>	<p>No. Monitoring Officer implemented as a ‘minor amendment’.</p>

<p>Part 2, Chapter 16 – Decision Making</p> <p>Inclusion of following at paragraph 3.9: The Council shall publish details of all executive decisions taken by officers above the threshold of £200,000, in accordance with The Openness of Local Government Bodies Regulations 2014.</p>	<p>To reflect new legislative requirements.</p>	<p>No. Monitoring Officer implemented as ‘change in the law’ in accordance with paragraph 2.1(b) of Part 7 of the Constitution.</p>
<p>Part 3, Chapters 1 and 2 – Officer Scheme of Delegation</p> <p>Chapter 1 - Inclusion of delegation from Assembly to Corporate Director of Children’s Services regarding the responsibility for appointing Parent Governor representatives.</p> <p>Chapter 2 – Inclusion of Monitoring Officer’s responsibility as Proper Officer regarding Section 36 of the Freedom Of Information Act 2000.</p> <p>Chapters 1 and 2 - Amendment of Officer Scheme of Delegation to reflect the revised senior management responsibilities and new / revised posts (Note: these changes have been applied throughout the Constitution).</p> <p>See Appendix C of “Council Constitution - Amendments to the Contract Rules and Other Changes” report to Assembly, 24 February 2016 for further information.</p>	<p>To ensure full compliance with relevant regulations.</p> <p>To reflect statutory responsibility.</p> <p>To reflect changes to senior management structure.</p>	<p>Yes</p> <p>No. Monitoring Officer updates in accordance with paragraph 2.1(d) of Part 7 of the Constitution.</p>
<p>Part 4, Chapter 1 – Contract Rules</p> <p>Major review of rules to:</p> <ul style="list-style-type: none"> i) Take account of recent legislative changes and best practice; ii) Ensure they reflect changes in approach to procurement, thereby achieving benefits for local economic and social wellbeing; and iii) Enhance governance to reduce risk of abuse. 	<p>To implement enhancements to the current rules in addition to legislative changes.</p>	<p>Yes</p>

<p>See Appendices A and B of “Council Constitution - Amendments to the Contract Rules and Other Changes” report to Assembly, 24 February 2016 for further information.</p>		
<p>Part 5, Chapter 1 – Councillors’ Code of Conduct</p> <p>Inclusion of new paragraph 5.3 as follows: “With effect from February 2016, there will be a requirement for Councillors to be subject to a Disclosure and Barring Service (DBS) check in accordance with the provisions of the Safeguarding Vulnerable Groups Act 2006 and the Protection of Freedoms Act 2012. The DBS certificate must be provided to the Monitoring Officer within 28 days of the issue date.”</p>	<p>To give effect to new arrangements proposed via the Labour Group.</p>	<p>Yes</p>
<p>Part 5, Chapter 6 – Protocol on filming etc. at Council meetings</p> <p>Inclusion of relevant clauses and conditions regarding the arrangements for recording / live transmission (webcasting).</p> <p>See Appendix D of “Council Constitution - Amendments to the Contract Rules and Other Changes” report to Assembly, 24 February 2016 for further information.</p>	<p>To approve new rules following the introduction of webcasting facilities.</p>	<p>Yes</p>