

GENERAL PURPOSES COMMITTEE – 24 NOVEMBER 2008
CHANGES TO THE CONSTITUTION

Function	Proposed amendment	Reason for amendment
Responsibility for Council functions – Page 70a	<p>Amend the second paragraph of the delegation to read:</p> <p>“In the case of redundancies, consultation must take place with the Leader, the Cabinet Member for Continuous Improvement and Development and the appropriate Cabinet Member for the service area before exercising these delegated powers and, where the Leader or either of these Portfolio Holders has an objection to the proposals, or where the proposals do not meet the provisos relating to finance or policy outlined above, then the decision is reserved to full Council”.</p>	<p>To return to the position prior to the last constitutional changes approved by the General Purposes Committee with regard to other operational staffing changes below Head of Service level (numbers of posts, post types, job duties, grades, deployment of posts, flexible retirement and retirement in the interest of efficiency of the service).</p> <p>Amended wording is in bold.</p>
Functions of the Standards Committee – Page 115b	<p>Add the following wording to the third column under function 11:-</p> <p><u>‘The following function is delegated to the Monitoring Officer:-</u></p> <p>Authority to decide whether to investigate a matter referred for investigation him/herself, or whether to delegate the investigative role to another party.’</p>	<p>For purposes of clarification.</p>

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Environment matters delegated to Cabinet Members and officers – Page 143a	<p>Add the following delegation:-</p> <p><u>(A36) The following function is delegated to the Cabinet Member for Environmental Services, in consultation with the Head of Finance:</u></p> <p>The approval of feasibility schemes and final implementation proposals for residential environmental improvements which are in accordance with the Capital Programme.</p>	New delegation
Planning matters delegated to Cabinet Members and officers – Page 166	<p>Add the following delegation:</p> <p><u>(E12) The following function is delegated to the Leader, in consultation with the Head of Finance:</u></p> <p>The approval of feasibility schemes and final implementation proposals for neighbourhood centre improvements which are in accordance with the Capital Programme.</p>	New delegation
Council Procedure Rules – Page 199	<p>Amend paragraph 3.1 to read as follows:</p> <p>Those listed below may request the Head of Legal and Democratic Services to call Council meetings in addition to ordinary meetings:</p> <p>(i) the Council by resolution;</p> <p>(ii) the Mayor;</p>	<p>To clarify the position, as the Head of Legal and Democratic Services is also the Monitoring Officer.</p> <p>Amended wording is in bold</p>

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	<p>(iii) any five members of the Council if they have signed a requisition presented to the Mayor and he/she has refused to call a meeting or has failed to call a meeting within seven days of the presentation of the requisition. The requisition should state the business to be transacted and this will be the only business to be transacted at the meeting.</p> <p>The Head of Legal and Democratic Services as Monitoring Officer may also decide to call a Council meeting in addition to ordinary meetings.</p>	
<p>Access to Information Procedure Rules – Page 230</p>	<p>Add the following paragraph to Rule 13:-</p> <p>If a key decision to be taken by a Cabinet Member or by an Officer has appeared on the Forward Plan and the matter is referred to the Overview and Scrutiny Commission for consideration, then that key decision must not be taken until after the Commission has met to discuss the issue. If the matter is urgent, then the Chair of the Overview and Scrutiny Commission will be advised by the Head of Legal and Democratic Services of the reason as to why it is impractical to defer the decision until after the Overview and Scrutiny Commission has met.</p>	<p>To retain the option to scrutinise key decisions to be taken by Cabinet Members or Officers</p>