

Report of the Interim Head of Governance and Elections

FULL COUNCIL 1 FEBRUARY 2023

UPDATES AND AMENDMENTS TO THE COUNCIL'S CONSTITUTION

1. Purpose of the Report

- 1.1 To seek full Council's approval for a number of constitutional updates and amendments.

2. Background

- 2.1 Under section 9P of the Local Government Act 2000 (LGA 2000) the Council is under a duty to prepare and keep up to date a Constitution. Section 9P of the LGA 2000 states that the Constitution must contain:

- The standing orders/procedure rules;
- The Members' Code of Conduct;
- Such information as the Secretary of State may direct;
- Such other information (if any) as the Council considers appropriate.

- 2.2 Work was recently undertaken to ensure that current officer delegations are accurate and content and legislative references up to date. This resulted in the changes approved at the meeting of Full Council in November 2023.

- 2.3 In tandem, a review of the Contract Procedure Rules has been undertaken and appears early on the Council agenda. Any changes agreed in relation to this item will be reflected in the Constitution.

- 2.4 Work has also been undertaken to review the delegations in relation to partnering arrangements with Berneslai Homes to ensure these remain up to date, relevant, and reflect practice. This work has resulted in the proposed amendments at appendix 1.

3. Summary of proposed constitutional amendments

- 3.1 Full details of the amendments proposed can be seen at appendix 1

4. Legal & Risk Implications

- 4.1 Section 9P of the Local Government Act 2000, every local authority is under a duty to prepare and keep up to date its Constitution. These amendments and the development of a review programme will help to ensure that these legal requirements are met.

5. Recommendations

5.1 That full Council approve the constitutional amendments set out at Appendix 1

6. Appendices

- Appendix 1 – 4b -Berneslai Homes Delegations

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