

Annual Meeting of the Council – 16th May, 2013

Report of the Director of Corporate Resources

Constitution and Scheme of Delegation

Purpose of Report

1. To seek the Council's affirmation of the Constitution and the Scheme of Delegation for the 2013/14 municipal year, subject to the incorporation of any necessary and consequential amendments arising from the decisions taken at this meeting.

Background

2. The Council's Constitution prescribes that the Scheme of Delegation shall be agreed at the Annual Meeting.
3. The Scheme of Delegation, as set out in Part 3 of the Constitution, was first approved at the meeting of the Council held on 29th April, 2002. The Council has approved a considerable number of amendments to the Constitution since then. Under Article 7, it is the responsibility of the Leader to maintain the list of responsibilities and executive functions allocated to Cabinet Members.
4. The Constitution requires frequent updating to reflect changes in legislation and Statutory Instruments, Regulations and Guidance issued under various statutory provisions. As the Council's Monitoring Officer, I maintain the Constitution and ensure that it is widely available for consultation by members, staff and the public. The Constitution is available on the Council's Website. A full copy of the Constitution is also available for inspection in the Member's Room and from the Democratic Services Section (Tel: 01384 815235).
5. As in previous years, I will submit a report on the annual review of the Constitution to the Cabinet and the Council in the October/November cycle of meetings.

Finance

6. The financial implications arising from the adoption and maintenance of the Council's Constitution are met from within existing resources.

Law

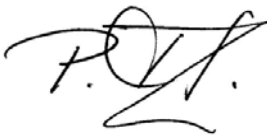
7. The relevant statutory provisions regarding the Council's Constitution are contained in Part II of the Local Government Act, 2000, together with Regulations, Orders and Statutory Guidance issued by the Secretary of State.

Equality Impact

8. The Council's Constitution sets out the arrangements made by the Council for the proper discharge of all of its powers, duties and functions, including those relating to equality and in respect of children and young people.

Recommendations

9. That the Director of Corporate Resources be authorised to make any necessary and consequential amendments to the Constitution arising from the decisions made at this meeting and to reflect any ongoing changes in legislative requirements.
10. That, subject to the decisions taken at this meeting, the Constitution and Scheme of Delegation be reaffirmed for the 2013/14 municipal year.
11. That all references in the Constitution to statutory provisions be taken to include any subsequent legislation, Statutory Instruments, Regulations, Orders or Guidance issued under those statutory provisions.



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Philip Tart
Director of Corporate Resources