

Title of meeting:	Governance and Audit and Standards Committee Council
Date of meeting:	3 March 2020 17 March 2020
Subject:	Amendments to the Council's Constitution pertaining to Part 2 Section 5 Chief Officers' Delegated Authority
Report by:	City Solicitor
Wards affected:	N/A
Key decision:	No
Full Council decision:	Yes

1. Purpose of report

To consider the attached revised Part 2 Section 5 Chief Officers' Delegated Authority for adoption into the Council's constitution.

2. Recommendations

Members are asked to recommend to Council for approval the proposed amendments to Part 2 Section 5 Chief Officers' Delegated for adoption into the Council's constitution.

3. Background

- 3.1. Governance and Audit and Standards Committee recommended to Council in 2018 that the City Solicitor be authorised to:
 - 3.1.1. Make amendments to the scheme of delegation which reflect changes in legislation, structure within the Council or typographical amendments, none of which result in changes to the extent of delegations to officers.
 - 3.1.2. Make amendments to the constitution to reflect any changes arising out of legislative changes, provided that no material change is made to the constitution.
- 3.2. This recommendation was adopted by Full Council on 20 March 2018.

4. Reasons for recommendations

- 4.1. The City Solicitor, together with officers in Legal Services, commenced a review of Part 2 of the Constitution in Autumn 2019.

- 4.2. The Council's constitution is a working document and is reviewed to ensure it is up to date in terms of legislation and to maintain best practice in efficient and accountable decision making, scrutiny and ethical standards.
- 4.3. The City Solicitor has sought the views of the Council's Directors (see Appendix 2) to bring the director delegations up to date (following directorate restructures) to ensure that the delegations are reflected accurately in the constitution.
- 4.4. The proposed changes shown in Appendix 1 include both amendments to reflect the changed structure of the Council and changes in legislation (which can be effected under the authority of the City Solicitor) and changes to the extent of delegations to officers, which must be brought before Governance and Audit and Standards Committee for decision.
- 4.5. The Governance and Audit and Standards Committee has responsibility for advising the Council on the Constitution, codes, rules and protocols that form the Authority's ethical framework.
- 4.6. A new Shareholder Committee Protocol is also now included in Part 2 Section 2B

5. Integrated impact assessment (IIA)

An integrated impact assessment is not required as the recommendations do not have a positive or negative impact on communities and safety, regeneration and culture, environment and public space or equality and diversity.

6. Legal implications

The City Solicitor's comments are included in this report.

7. Director of Finance's comments

There are no financial implications arising from the recommendations set out in this report.



Signed by:

Appendices:

Appendix 1: Part 2 Decision Making - Section 5 Chief Officer's Delegated Authority
Appendix 2: Decision log - updates sought from Directors

Background list of documents: Section 100D of the Local Government Act 1972

The following documents disclose facts or matters, which have been relied upon to a material extent by the author in preparing this report:

Title of document	Location

The recommendation(s) set out above were approved/ approved as amended/ deferred/ rejected by on

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Signed by: