

COUNCIL – 25TH MARCH 2019

Report of the Cabinet

ITEM 6.2 ANNUAL REVIEW OF THE COUNCIL'S CONSTITUTION

Purpose of Report

To consider proposed amendments to the Constitution following the annual review.

Recommendation

That the changes to the Constitution set out in appendix 1 to the report of the Monitoring Officer (attached as an Annex) be made, to be effective from 6th May 2019, but with the following amendment to those changes (amendment is underlined):

Appendix 1 to the report of the Monitoring Officer, Item 5 – Webcasting, Filming and Recording of Meetings. Final sentence to be amended to read “Any filming, recording or reporting during meetings, including social media, should not be disruptive or intrusive”.

Reason

To ensure the Constitution is kept up to date and fulfils its intended purposes.

Policy Justification and Previous Decisions

Section 2.4 of the Constitution requires the Monitoring Officer to monitor and review the Constitution. These reviews are undertaken annually with the last such review being considered by the Cabinet on 12th April 2018 (Item 14, Minute 124 refers) and Council on 30th April 2018 (Item 6.2, minute 96.2 refers).

At its meeting on 14th March 2019, the Cabinet considered a report of the Monitoring Officer, proposing amendments to the Constitution following this year's annual review, for recommendation to Council. That report is attached as an Annex.

An extract from the Cabinet minutes which details the Cabinet's consideration of the matter is set out below.

“103. REVIEW OF THE CONSTITUTION

A report of the Monitoring Officer to consider amendments to the Constitution following the annual review, for recommendation to Council (item 16 on the agenda filed with these minutes).

The Head of Strategic Support and the Democratic Services Manager assisted with consideration of the report.

RESOLVED that it be recommended to Council that the changes to the Constitution set out in Appendix 1 to the report of the Monitoring Officer be made, to

be effective from 6th May 2019, but with the following amendment to those changes (amendment is underlined):

Appendix 1 to the report of the Monitoring Officer, Item 5 – Webcasting, Filming and Recording of Meetings (agenda page 297). Final sentence to be amended to read “Any filming, recording or reporting during meetings, including social media, should not be disruptive or intrusive”.

Reason

To ensure the Constitution is kept up to date and fulfils its intended purposes.”

Implementation Timetable including Future Decisions and Scrutiny

The approved changes to the Constitution will take effect on 6th May 2019 as set out in the recommendation. The Monitoring Officer will publish an updated version of the Constitution incorporating the approved changes.

A small number of changes to the delegation of Executive functions to officers were identified in the course of this year’s review. These were the subject of a separate report to the Leader, who has the authority to make changes to the delegation of Executive functions. A report setting out those changes appears elsewhere on this agenda.

Report Implications

The following implications have been identified for this report.

Financial Implications

There are no costs associated with making the recommended changes to the Constitution.

Risk Management

No specific risks have been identified in connection with this report.

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| Key Decision: | No |
| Background Papers: | Member Conduct Committee, 3rd December 2018 (Item 6, minute 12 refers) https://charnwood.moderngov.co.uk/ieListDocuments.aspx?CId=146&MId=192&Ver=4 |
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