

Constitutional Amendments & Reporting

REPORT TO FULL COUNCIL



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| DATE | 08/12/2021 |
| PORTFOLIO | Leader |
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PURPOSE

1. To inform Members of changes made by the Leader to Part 3 (Executive) Scheme of Delegation - regarding various Heads of Service delegations on 21st October 2021 (particularly the Head of Finance and Property relating to Charter Walk), and also a further Part 3 (Executive) delegation on 17th November 2021 regarding the Head of Housing and Development Control.
2. To inform Members of the use of a delegation by the Chief Operating Officer to make minor changes to the constitution relating to Part 3 (Executive) Scheme of Delegation for the Head of Streetscene in relation to Proper Officers for Public Health.
3. To approve a change to Part 3 (Council) Scheme of Delegation regarding an additional delegation from 10th November 2021 Licensing Committee to the Head of Legal and Democratic Services relating to Taxi Licensing - Policy Guidelines.

RECOMMENDATION

4. That it be noted that Members are informed of changes made by the Leader to Part 3 (Executive) Scheme of Delegation regarding various Heads of Service delegations (particularly the Head of Finance and Property relating to Charter Walk) (Appendix 1) and also a further Part 3 (Executive) delegation on 17th November 2021 regarding the Head of Housing and Development Control (Appendix 2).
5. That the informing of Members of the use of a delegation by the Chief Operating Officer to make minor changes to the constitution relating to Part 3 (Executive) Scheme of Delegation for the Head of Streetscene in relation to Proper Officers for Public Health as set out in Paragraph 10 be noted.
6. That a change be approved to Part 3 (Council) Scheme of Delegation regarding an additional delegation from 10th November 2021 Licensing Committee to the Head of Legal and Democratic Services relating to Taxi Licensing - Policy Guidelines, as set out in Paragraph 11.

REASONS FOR RECOMMENDATION

7. To ensure that the requirements of the Constitution are upheld and transparency is maintained.
8. To ensure the Constitution is kept up to date and to enable decisions to be taken promptly.

SUMMARY OF KEY POINTS

9. a) The Leader, on 21st October 2021 approved changes to Part 3 (Executive) Scheme of Delegation regarding various Heads of Service delegations, particularly the Head of Finance and Property relating to Charter Walk (Appendix 1). The other Heads of Service delegations changed were for the Head of Economy and Growth, and the Head of Housing and Development Control.

b) Also on 17th November 2021 the Leader approved a change to Part 3 (Executive) Scheme of Delegation regarding an additional delegation for the Head of Housing and Development Control regarding Electrical Safety Standards (Appendix 2).

The Council's constitution requires these changes to be reported to the next Full Council meeting and accordingly this has been done in this report.

10. The Chief Operating Officer, on 12th November 2021, approved changes to Part 3 (Executive) Scheme of Delegation using his delegation to make minor changes to the constitution regarding the Head of Streetscene's delegations.

The change made was to the name of Public Health England (PHE) to the UK Health Security Agency (UKHSA) and reference to relevant regulations, as set out on Page 52, Paragraph 36;

From.

To appoint Public Health England as Proper Officers for the purposes of The Public Health (Control of Disease) Act 1984 and regulations made thereunder, and the Health Protection (Notification) Regulations 2010

To.

To appoint UK Health Security Agency consultants as Proper Officers for the purposes of The Public Health (Control of Disease) Act 1984 and regulations made thereunder, and the Health Protection (Notification) Regulations 2010, for the purposes of regulations 2, 3 and 6.

11. At 10th November 2021 Licensing Committee a recommendation was approved to amend Part 3 (Council) Scheme of Delegation relating to Licensing Committee for the Head of Legal & Democratic Services for Taxi Licensing Policy Guidelines, as follows ;

“That the Licensing Committee delegates to the Head of Legal & Democratic Services, in consultation with the Chair of Licensing, the power to make necessary changes to the Taxi Licensing - Policy Guidelines in response to any national review of road traffic legislation which results in an offence being awarded more or fewer penalty points , by re-categorising such offence as major/ minor or hybrid within the Policy guidelines.”

A change to Part 3 (Council) Scheme of Delegation requires approval by Full Council.

FINANCIAL IMPLICATIONS AND BUDGET PROVISION

12. None

POLICY IMPLICATIONS

13. None.

DETAILS OF CONSULTATION

14. Member Structures and Support Officer/Working Group.

BACKGROUND PAPERS

15. None.

FURTHER INFORMATION

PLEASE CONTACT: Chris Gay

ALSO: Alison McEwan, Imelda Grady