

**EXECUTIVE****DATE: 7<sup>th</sup> APRIL 2008****SUBJECT: COUNCIL CONSTITUTION - PART 6****REPORT BY: HEAD OF LEGAL SERVICES****CONTACT OFFICER: J. NEWMAN****IMPLICATIONS:**

<b>LEGAL</b>	<b>✓</b>	<b>STAFFING</b>
<b>EQUALITIES</b>		<b>COMMUNITY SAFETY</b>
<b>FINANCIAL</b>		<b>RISKS</b>

**OTHER****CONSULTATIONS:**

<b>COUNCILLORS CONSULTED</b>	<b>SCRUTINY COMMITTEE CONSULTED</b>
<b>STAKEHOLDERS CONSULTED</b>	<b>OTHER</b>

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**WARDS AFFECTED: NONE****LEAD EXECUTIVE MEMBER(S): COUNCILLOR SIMMONS**

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**RECOMMENDATION(S)**

1. **Executive is recommended to approve the revised Part 6 of the Council's Constitution Scheme of Delegation to Officers (Executive Functions) attached.**

**REPORT**

2. The current Part 6 of the Council's Constitution (Scheme of Delegation to Officers (Executive Functions)) was issued on 18 October 2005.
3. Since then there have been a number of amendments to the Scheme authorised by the Executive on many diverse occasions. There have also been a number of changes to the statutory provisions referred to in the Scheme as originally approved which now require to be updated.

4. In order to regularise the situation and to incorporate the amendments already authorised and consequential amendments to the existing Scheme a revised Part 6 has been compiled as attached as an Appendix to this Report.
5. If the revised Scheme is now approved by the Executive it can be issued and acted upon as it will reflect all the proper amendments to the Scheme and accurately reflect the delegations authorised. It will also ensure that should it become necessary to adduce evidence of the delegation that this can be easily shown in a single Minute rather than piecemeal.

### **LEGAL IMPLICATIONS**

6. Save as mentioned above there are no legal implications to this report which has been agreed with R. Stevens in Legal Services on 27 February 2008.

### **FINANCIAL IMPLICATIONS**

7. There are no direct financial implications in relation to the recommendation of this report. Many of the delegations to Officers will result in actions being taken which themselves have financial implications, and such actions will, therefore, need to be taken in accordance with the Financial Regulations that form Part 5 of the Council's Constitution, and with any other pertinent requirements. These implications were agreed by the Finance and Airport Client Manager (Corporate and Customer Services) on 27<sup>th</sup> February 2008.

### **EQUALITIES, COHESION AND INCLUSION IMPLICATIONS**

#### **EQUAL OPPORTUNITIES**

8. Save as mentioned above there are no equality implications to this report which has been agreed with Chris Goulding Head of HR on 3 March 2008.

#### **OPTIONS**

9. There are three options open to the Executive as follows:-
  - 1 to approve the report and the changes to Part 6
  - 2 to reject the report and the changes to Part 6 or
  - 3 to defer consideration of the matter and give further instructions.

### **APPENDIX**

10. Revised Part 6 of the Council's Constitution Scheme of Delegation to Officers (Executive Functions)

## **BACKGROUND PAPERS**

There are no relevant background papers to this Report