

REPORT OF **Head of Legal and Governance (& Monitoring Officer)**

To: **Full Council**

Subject: **Constitution Update 2022**

Date: **31st January 2022**

PURPOSE OF REPORT:

To seek Full Council's approval for updates to the Constitution.

1. INTRODUCTION

It is proposed that the Council's Constitution should be updated to take account of various changes and proposed amendments identified since it was last issued. The Monitoring Officer role includes monitoring the Constitution and making recommendations for ways it could be improved to better achieve the purposes the Constitution is intended to achieve. These recommendations may arise from observations during Committee meetings, discussions with Officers and Members, comparison with other local authorities and recognised best practice.

2. REPORT

This report proposes some changes to the Council's Constitution which are summarised below:

a) Joint Planning Policy Committee

Full Council on 5th October 2021 unanimously agreed to the formation of a Joint Planning Policy Committee in accordance with the Agreement for a Joint Planning Policy Committee. The proposed amendment to Part 1 – Summary & Explanation has been reproduced in **Appendix A** to this report. All proposed changes have been identified with track changes.

Appendix B to this report is the Terms of Reference for the Joint Planning Policy Committee to be added to Part 3 Chapter 1 of the Council's Constitution.

b) Harbour Board Working Group

Full Council on 1st November unanimously agreed to the appointment of three non - elected representatives to the Harbour Board Working Group. **Appendix C** to this report is the updated Terms of Reference for the Harbour Board Working Group to be added to Part 3 Chapter 1 of the Council's Constitution.

c) Standards Committee

Full Council on 2nd August agreed to increase the number of Independent Persons allowed to sit on the Standards Committee to 3. **Appendix D** to this report is the updated Terms of Reference for the Standards Committee. All proposed changes have been identified with track changes.



3. IMPLICATIONS

Legal Implications

Non-administrative changes to the Constitution need to be approved by Full Council.

Financial Implications

N/A

Human Resources Implications

N/A

Sustainability/Biodiversity Implications

N/A

Equality/Diversity

The Constitution should incorporate relevant legal and good practice requirements.

Risk Management

N/A

Compliance with Policies and Strategies

Compliance with the Constitution

Data Protection (GDPR) Implications

N/A

Climate Change

N/A

Ward Member and Lead Member Views

4. CONCLUSIONS

This report is intended to summarise a series of amendments necessary to ensure the Council's Constitution is kept up to date.

5. RECOMMENDATIONS

It is recommended that Full Council adopt the following changes to the Council's Constitution:

- a) Include Joint Planning Policy Committee within Part 1 Summary & Explanation (**Appendix A**)
- b) Joint Planning Policy Committee Terms of Reference to be added to Part 3 Chapter 1 (**Appendix B**)
- c) Harbour Board Terms of Reference to be added to Part 3 Chapter 1 (**Appendix C**)
- d) To update the Standards Committee Terms of Reference (**Appendix D**)



SUPPORTING INFORMATION

Consultations: Chief Executive
Head of Communities & Place

Contact Officer: Head of Legal & Governance & Monitoring Officer: Staci Dorey

Background Papers: The Council's Constitution

