

TELFORD & WREKIN COUNCIL

COUNCIL CONSTITUTION COMMITTEE – 21 FEBRUARY, 2012

REVISION OF COUNCIL CONSTITUTION

REPORT OF THE ASSISTANT DIRECTOR LAW, DEMOCRACY & PUBLIC PROTECTION

1.0 PURPOSE

- 1.1 To request the Committee to agree the proposed changes to the Constitution, as set out in the report, and recommend their approval to full Council.

2.0 RECOMMENDATIONS

That the Committee recommend to Council:

- 2.1 **The changes to Article 12 of the Constitution, designations of statutory officers, as shown in annex A of the report;**
- 2.2 **The changes to Part 4 – Rules of Procedure – Section 1 Officer Employment Procedure Rules, as shown within Annex B of the report;**
- 2.3 **The minor change to Part 11c – Responsibility for Functions List of Powers Exercisable by Officers, as shown in Annex C of the report.**
- 2.4 **The Assistant Director, Law, Democracy and Public Protection as Monitoring Officer be delegated authority to update the constitution, deleting references to Heads of Service and replacing with Assistant Directors and to make any other minor administrative changes as required.**

2.0 SUMMARY

- 3.1 Following recent completion of the senior management restructure, changes to the Constitution are required to reflect the new organisational structure and the roles within that structure.

The senior management team structure will comprise of:

- Managing Director
- 2 Directors
- 9 Assistant Directors
- 2 Part time Assistant Director specialists

B

- 3.2 The main changes to Article 12 are required to incorporate designations of statutory officers following the senior management restructure.
- 3.3 The changes to Part 4 – Rules of Procedure, Section 1 Officer Employment Procedure Rules, not only incorporate the change in designations but also make some administrative changes to ensure clarity and consistency in relation to the role of the Proper Officer and Personnel Board.
- 3.4 The change to Part 11c deals with Constitutional revisions of delegations following a significant restructure, replacing the title of Head of Service with Assistant Director.
- 3.5 The current constitution contains references to job titles of the senior management group requiring amendment following the senior management restructure. ‘Heads of Service’ titles being replaced with the title ‘Assistant Director’.

4.0 PREVIOUS MINUTES

5.0 ARTICLE 12 – STATUTORY OFFICERS

As shown in Appendix A of the report, this section is updated to confirm the roles and designations of statutory officers.

6.0 PART 4 – OFFICER EMPLOYMENT PROCEDURE RULES

As shown in Appendix B, this section incorporates changes to designations and makes some administrative changes.

7.0 PART 11C – RESPONSIBILITY FOR FUNCTIONS LIST

As shown in Appendix C of the report, updating references to senior management titles in the section dealing with updates to the delegation scheme following a restructure.

8.0 REVISION OF JOB TITLES FOLLOWING SENIOR MANAGEMENT RESTRUCTURE

The Constitution contains references throughout to senior management job titles that no longer exist or have been changed. The Monitoring Officer has a duty to maintain and update the Constitution by revising and updating the current references throughout the Constitution and by making any minor administrative changes as required.

9.0 OTHER INFORMATION

Equality & Diversity	The business of the Committee considers equality and diversity in an appropriate manner.
Environmental Impact	None arising directly from this report.
Legal Comment	The Local Government Act 2000 requires the Council to have a Constitution. This Committee has been established to review the Constitution and to provide advice and guidance to the Council on any proposed changes. In relation to recommendation 2.2, the provisions in the Constitution must be compliant with The Local Authorities (Standing Orders) (England) Regulations 2001 and associated statutes and regulations.
Links with Corporate Priorities	The Council seeks to deliver its objectives of providing leadership, accountability and high standards in local democracy.
Opportunities & Risks	The opportunities and risks associated with these proposals have been identified and assessed. Arrangements will be put in place to manage the risks and maximise the opportunities that have been identified.
Financial Implications	There are no financial implications arising from the proposed changes to the constitution
Ward Implications	Borough wide

10.0 BACKGROUND PAPERS

Council Constitution
 Local Government Act 2000
 The Local Authorities (Standing Orders) (England) Regulations 2001

Report prepared by Phil Griffiths (Democratic Services Manager) – 01952-383210).