

Constitution Committee

Date of Meeting: 28 June 2018

Report Title: Living Document Changes to the Constitution

Senior Officer: Daniel Dickinson, Acting Director of Legal Services

1. Report Summary

- 1.1. This report invites the Committee to consider a number of issues relating to the constitution which were raised during the review of the constitution or which have since emerged as issues needing to be addressed.

2. Recommendations

- 2.1. That the Committee
 - 2.1.1. consider the matters raised in Appendix 1 and make an appropriate decision or recommendation in respect of each; and
 - 2.1.2. note the contents of the future work programme at Appendix 2.

3. Reasons for Recommendations

- 3.1. To enable the Committee to review a number of issues that have arisen in relation to the constitution.

4. Other Options Considered

- 4.1. There are no alternative options to consider.

5. Background

- 5.1. As part of the process followed in advance of the adoption of the Constitution at the Council meeting on 14th December 2017, it was made clear that consideration would need to be given to a number of proposed “living document” changes, which had either arisen from issues raised by Members during the process leading up to adoption, or which would arise following adoption.
- 5.2. Appendix 1 to this report lists a number of matters for consideration at this meeting.

- 5.3. A list of further issues to be considered at future meetings of the Committee is attached as Appendix 2.

6. Implications of the Recommendations

6.1. Legal Implications

6.1.1. The legal implications of the recommendations to this report are contained within the main body of the report as appropriate.

6.1.2. The Council must have a constitution as a requirement of the law. Any changes to the constitution are subject to approval by full Council or by the Constitution Committee under delegated powers or by the Acting Director of Legal Services under delegated powers and in consultation with the Chairman and Vice-Chairman of the Committee as appropriate. In the latter case, any such changes must be reported to the Committee for information.

6.2. Finance Implications

6.2.1. There are no direct financial implications.

6.3. Policy Implications

6.3.1. There are no direct policy implications.

6.4. Equality Implications

6.4.1. There are no direct equality implications.

6.5. Human Resources Implications

6.5.1. There are no direct human resources implications.

6.6. Risk Management Implications

6.6.1. By keeping the constitution under review and up to date, any risk is minimised.

6.7. Rural Communities Implications

6.7.1. There are no direct implications for rural communities.

6.8. Implications for Children & Young People

6.8.1. There are no direct implications for children and young people.

6.9. Public Health Implications

6.9.1. There are no direct implications for public health.

7. Ward Members Affected

7.1. The implications of any changes to the constitution are Borough-wide.

8. Consultation & Engagement

8.1. No specific consultation is envisaged as this is a matter for the Constitution Committee and, potentially, full Council.

9. Access to Information

9.1. There are no particular documents supporting this report. The constitution is available on the Council's website, as are any previous reports and minutes relating to the matters referred to in this report.

10. Contact Information

10.1. Any questions relating to this report should be directed to the following officer:

Name: Paul Mountford

Job Title: Executive Democratic Services Officer

Email: paul.mountford@cheshireeast.gov.uk