

# Constitution Committee

## Agenda

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<b>Date:</b>	<b>Thursday, 5th July, 2012</b>
<b>Time:</b>	<b>2.00 pm</b>
<b>Venue:</b>	<b>Committee Suite 1,2 &amp; 3, Westfields, Middlewich Road, Sandbach CW11 1HZ</b>

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The agenda is divided into 2 parts. Part 1 is taken in the presence of the public and press. Part 2 items will be considered in the absence of the public and press for the reasons indicated on the agenda and at the foot of each report.

### **PART 1 – MATTERS TO BE CONSIDERED WITH THE PUBLIC AND PRESS PRESENT**

1. **Apologies for Absence**

2. **Declarations of Interest**

To provide an opportunity for Members and Officers to declare any personal and/or prejudicial interests in any item on the agenda

3. **Public Speaking Time/Open Session**

In accordance with Procedure Rules Nos.11 and 35 a period of 10 minutes is allocated for members of the public to address the meeting on any matter relevant to the work of the meeting. Individual members of the public may speak for up to 5 minutes but the Chairman or person presiding will decide how the period of time allocated for public speaking will be apportioned where there are a number of speakers. Members of the public are not required to give notice to use this facility. However, as a matter of courtesy, a period of 24 hours' notice is encouraged.

Members of the public wishing to ask a question at the meeting should provide at least three clear working days' notice in writing and should include the question with that notice. This will enable an informed answer to be given.

4. **Minutes of Previous meeting** (Pages 1 - 8)

To approve the minutes of the meeting held on 11<sup>th</sup> May 2012.

5. **Audlem Education Foundation** (Pages 9 - 22)

To consider the number of members appointed to the Audlem Education Foundation Awards Committee, and to review the responsible body for making the appointments.

6. **Changes to Outside Organisations Appointments** (Pages 23 - 28)

To consider changes in representation on a number of organisations on the Category 2 list of outside organisations.

7. **Notice of Motion on Changes to the Arrangements for Scheduled Committee Meetings** (Pages 29 - 30)

To consider a Motion regarding Member consultation when making changes to the arrangements for scheduled committee meetings.

8. **The Cheshire and Wirral Councils Joint Scrutiny Committee** (Pages 31 - 34)

To consider a report proposing the withdrawal by the Council from the Cheshire and Wirral Councils Joint Scrutiny Committee with immediate effect.

9. **Localism Act 2011: Proposed Amendment to Audit and Governance Committee's Terms of Reference and the Council's Procedure Rules** (Pages 35 - 40)

To consider a report recommending to Council:

1. the adoption of additional terms of reference for the Audit and Governance Committee to enable responsibility for ETHICAL standards and conduct issues to be transferred from the Standards Committee in line with the requirements of the Localism Act 2011; and
2. an amendment to the Council's Constitution which would require a Member to withdraw from a meeting having declared a pecuniary interest.

10. **Draft Member / Officer Code of Practice - Delegation and Communication** (Pages 41 - 90)

To consider a report which seeks to respond to the resolution of the Audit and Governance Committee of 14<sup>th</sup> June 2012, which called for a report to be presented to the Constitution Committee on the Council's Contract Procedure Rules and Officer Scheme of Delegation, with a view to increasing the level of Member involvement in decision-making.

11. **Delegated Decisions - Waiver of Contract Procedure Rules** (Pages 91 - 134)

To consider a report which outlines the interim procedure and revised process for the waiver of the Council's Contract Procedure Rules under the Delegated Decision Process and seeks Members' views on whether any further amendments are necessary.

12. **Review of the Constitution** (Pages 135 - 138)

To consider the Committee's approach to the review of the Council's Constitution.

**THERE ARE NO PART 2 ITEMS**