

## SUBJECT: AMENDMENTS TO CONSTITUTION

Notification No. 17

Date 29th April 2013

### Notification of amendments to the constitution

#### Amendments made by the Monitoring Officer

Part 2, Article 11.02(c) of the constitution provides that the Monitoring Officer has a limited authority to amend the constitution. The Monitoring Officer is authorised to amend the constitution to correct errors or to comply with any legal requirement or to reflect organisational changes to the Council's structure. The Governance Committee must be notified of any such amendment at the first reasonable opportunity.

In accordance with this authority, the Monitoring Officer gives notice of the following amendments to the constitution.

| Part and article/ section      | Page reference | Substance of amendment / amended wording  | Reason for amendment |
|--------------------------------|----------------|---|----------------------|
| Part 2<br>Article 1<br>1.03(b) | 11             | Amend item 3 in 1.03(b) to:<br>Director of Children Services (appointed under S.18 Education Act 2004) and<br>Director of Adult Social Services<br>appointed under S.6 (A1) Local Authority<br>Social Services Act 1970) (i.e. the Group<br>Director of Children, Adults and Housing<br>Services) | Reorganisation       |
| Part 2<br>Article 1<br>1.03(b) | 11             | Delete item 4 in 1.03(b) and renumber<br>item 5 to become item 4 and amend to:<br>S.151 Officer (i.e. the Group Director<br>Resources)  | Reorganisation       |
| Part 2<br>Article 1<br>1.03(b) | 11             | Renumber item 6 to item 5 and amend<br>the name of the group director to:<br>.. Group Director & Culture, Community &<br>Economic Development   | Reorganisation       |
| Part 2<br>Article 1<br>1.03(b) | 11             | Renumber item 7 to item 6   | Reorganisation       |
| Part 2<br>Article 8<br>8.01(c) | 21             | Amend table of statutory posts to:<br><br>Group Director Resources = responsible<br>officer under S.151 Local Government<br>Act 1972 (Chief Finance Officer)<br><br>Group Director Children, Adults &   | Reorganisation       |

| Part and article/ section | Page reference | Substance of amendment / amended wording   | Reason for amendment |
|---------------------------|----------------|--|----------------------|
|                           |                | Housing Services = Director of Adult Social Services and Director of Childrens Services  |                      |
| Part 3                    | 59             | Functions delegated to staff<br><br>Amend to read:<br><br>3.5 Functions relating to the Children, Adults & Housing group of services<br><br>3.6 Functions relating to the Culture, Community & Economic Development group of services<br><br>3.7 Functions relating to the Resources group of services | Reorganisation       |
| Part 3.5                  | 66             | Amend to read:<br><br><b>Functions relating to the Children, Adults &amp; Housing group of Services</b>  | Reorganisation       |
| Part 3.5.1                | 66             | Amend to read:<br><br>Group Director Children, Adults & Housing Services   | Reorganisation       |
| Part 3.5.2                | 66             | Delete 3.5.2 Group Director Children's Services and renumber section.  | Reorganisation       |
| Part 3.5.7                | 66             | Add new section<br>3.5.7 Head of Homes and Housing   | Reorganisation       |
| Part 3.5.1                | 66             | Amend heading to read:<br><br><b>3.5.1 GROUP DIRECTOR CHILDREN, ADULTS AND HOUSING SERVICES</b>  | Reorganisation       |
| 3.5.1                     | 66             | Deleted paragraph (h)  | Reorganisation       |
| 3.5.2                     | 67             | Delete 5.5.2 Group Director Children's Services and  | Reorganisation       |
| 3.5.2                     | 67             | Move 3.5.2 Group Director of Children's Services powers (a) (b) (f) (h) (i) (j)<br>To<br>3.5.1 Group Director Children, Adults & Housing Services and renumber.<br>Delete Group Director of Children   | Reorganisation       |

| <b>Part and article/ section</b> | <b>Page reference</b> | <b>Substance of amendment / amended wording</b>  | <b>Reason for amendment</b> |
|----------------------------------|-----------------------|--|-----------------------------|
|                                  |                       | Services paras (c), (d), (e) and (g)   |                             |
| 3.5.4                            | 69                    | Reorder 3.5.4 to 3.5.3<br>Amend (c) heading to read <b>The Head of Children and Young Person's Services and the Head of Learning and Achievement</b> | Reorganisation              |
| 3.5.3                            | 69                    | Reorder 3.5.3 to 3.5.2   | Reorganisation              |
| 3.5.5                            | 69                    | Reorder 3.5.5. to 3.5.4  | Reorganisation              |
| 3.5.6                            | 75                    | Reorder 3.5.6 to 3.5.5   | Reorganisation              |
| 3.5.7                            | 78                    | Reorder 3.5.7 to 3.5.6   | Reorganisation              |
| 3.5.7                            | 80                    | Add New section <b>3.5.7 Head of Homes &amp; Housing</b>   | Reorganisation              |
| 3.6                              | 80                    | Amend heading to read:<br><b>Functions relating to the Culture, Community and Economic Development Group of Services</b>                             | Reorganisation              |
| 3.6                              | 80                    | Amend to read<br><b>3.6.1 to Group Director Culture, Community and Economic Development</b>  | Reorganisation              |
| 3.6                              | 80                    | Amend to read<br><b>3.6.6 Head of Regulatory Services</b>  | Reorganisation              |
| 3.6.2                            | 81                    | Move paragraphs<br>3.6.2 (c) & (f) to 3.6.6 and renumber   | Reorganisation              |
| Part 3.6.5                       | 86                    | Move paragraphs<br>3.6.5 (e) (f) & (g) to 3.6.6 and renumber   | Reorganisation              |
| Part 3.6.6                       | 87                    | Amend heading to read:<br><b>3.6.6 Head of Regulatory Services</b>   | Reorganisation              |
| Part 3.6.6                       | 87                    | Move paragraphs 3.6.6 (a) to (dd)(xv) to new 3.5.7   | Reorganisation              |
| Part 3.6.6                       | 91                    | Add new Heading:<br><b>Planning Control, Building Control &amp; Business Continuity</b>  | Reorganisation              |

| <b>Part and article/ section</b>          | <b>Page reference</b> | <b>Substance of amendment / amended wording</b>   | <b>Reason for amendment</b> |
|---|-----------------------|---|-----------------------------|
| Part 3.6.6                                | 91                    | Rename (ee) Licensing as a heading <b><u>Licensing</u></b>  | Reorganisation              |
| Part 3.6.6                                | 91                    | Rename first paragraph:<br>(a) The Head of Regulatory Services, the Public Protection Manager and any of the Public Protection Divisional Managers  | Reorganisation              |
| Part 3.6.6                                | 92                    | Rename (ff) Public Protection as a heading <b><u>Public Protection</u></b> and renumber paragraphs from (a) – (d)   | Reorganisation              |
| Part 3.6.6                                | 93                    | Rename second paragraph:<br>(ii) Cemeteries and Crematorium as a heading <b><u>Cemeteries and Crematorium</u></b> and renumber paragraph from (a) – (c)   | Reorganisation              |
| Part 3.7                                  | 94                    | Rename heading to read:<br><b>Functions relating to the Resources Group of Services</b>   | Reorganisation              |
| Part 3.7                                  | 94                    | Rename:<br><b>3.7.1 GROUP DIRECTOR RESOURCES</b>  | Reorganisation              |
| Part 3.7.1                                | 94                    | 3.5.1 rename:<br>Group Director Resources   | Reorganisation              |
| Part 3.7.1                                | 94                    | Delete 3.7.6 Head of Development and Building Control renumber 3.7.6 Head of People and Change  | Reorganisation              |
| Part 3.7.6                                | 99                    | Move section 3.7.6 Planning Control, Building Control & Emergency Planning to 3.6.6<br><b>Planning Control (a) – (cc)</b><br><b>Building Control (a) - (c)</b><br><b>Emergency Planning (a)</b> | Reorganisation              |
| Part 4 Section 4 Contract Procedure Rules | 187-219               | Amend all references of Group Director Finance & Commerce to Group Director Resources   | Reorganisation              |
| Part 4 Section 2 Budget Framework         | 173-178               | Amend all references of Group Director Finance & Commerce to Group Director Resources   | Reorganisation              |
| Part 4 Section 7 Finance                  | 257-274               | Amend all references of Group Director Finance & Commerce to Group Director Resources   | Reorganisation              |
| Part 7 Structure Chart                    | 353                   | Structure chart to be amended to reflect Reorganisation   | Reorganisation              |

**Governance Committee, 29 May 2013**

