

23 January 2019

Council

Constitution 2018-19 (in year changes)

Wards: All

Report Authorised by: Director of Legal Services and Human Resources, Alison McKane

Contact for enquiries:

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Report summary

Approval is sought to the Council's Constitution 2018-19, to in year changes set out in appendix one.

Finance summary

There are no financial implications arising from this report.

Recommendations

Council

(1) To approve the changes as set out in Appendix 1.

1. Context

The Council's Constitution 2017-18 requires approval following changes by the administration.

2. Proposal and Reasons

2.1 Approval is sought to the Council's Constitution for 2017-18, which sets out how the Council operates, how decisions are made, and the procedures which are followed to ensure that these are efficient, transparent and accountable to local people. The Constitution consists of the following Parts:

Part 1 Introduction to the Council Constitution

Part 2 How the council makes decisions

Part 3 Rules governing how the council operates

Part 4 Codes and protocols

Part 5 Members allowance scheme

Part 6 Management structure

2.2 The changes proposed are set out in appendix one.

3. Finance

3.1 There are no specific capital or revenue implications arising as a direct result of this report.

4. Legal and Democracy

4.1 Various duties are imposed on the Council by virtue of Part II of the Local Government Act 2000 and its subordinate legislation. In addition, the relevant references are set out in the Constitution itself, in accordance with the statutory guidance and Modular Constitution. In considering the recommendations, members should be aware that the usual principles of administrative law will apply, e.g. all relevant factors must be taken into account and all irrelevant ones ignored.

4.2 Following the adoption of the recommendations of this report the Council must comply, as soon as reasonably practicable, with the following further publicity requirements:

(a) Publish annually – i.e. between 14 and 21 days before the first Forward Plan of that year comes into effect) a notice in a local newspaper giving details of the contents and operation of the Forward Plan;

(b) Arrange for the Constitution to be available for public inspection and to supply, on request, a copy of the Constitution to any person, on payment of such reasonable fee as the Council may determine.

5. Consultation and co-production

5.1 None.

6. Risk management

6.1 None.

7. Equalities impact assessment

7.1 None.

8. Community safety

8.1 None.

9. Organisational implications

None.

10. Timetable for implementation

10.1 The changes made in the Constitution will take immediate effect.

Audit trail				
Consultation				
Name/Position	Lambeth Directorate	Date Sent	Date Received	Comments in para:
Alison McKane, Director of Legal Services and Human Resources	Corporate Resources			

Report history	
Original discussion with Cabinet Member	Ongoing
Report deadline	n/a
Date final report sent	N/A
Part II Exempt from Disclosure/confidential accompanying report?	No
Key decision report	No
Date first appeared on forward plan	N/A
Key decision reasons	N/A
Background information	Constitution 2018-19
Appendices	1. Schedule of changes to the constitution –