

**Council**

**Constitution 2016-17 (in year changes)**

**Wards:** All

**Report Authorised by:** Strategic Director Corporate Resources : Jackie Belton

**Portfolio:** Deputy Leader of the Council: Councillor Imogen Walker

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**Report summary**

Approval is sought to the Council's Constitution 2016-17, 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 2016-17 requires approval following changes by the administration.

## **2. Proposal and Reasons**

2.1 Approval is sought to the Council's Constitution for 2016-17, 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 (appendix 2)

Part 6 Management structure

2.2 The changes proposed re set out in appendix one and mainly relate to changing the way motions are dealt with at Council.

2.3 There will now be the opportunity for two motions to be debated one from the administration and one from the majority opposition.

## **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.

<b>Audit trail</b>				
<b>Consultation</b>				
<b>Name/Position</b>	<b>Lambeth Directorate</b>	<b>Date Sent</b>	<b>Date Received</b>	<b>Comments in para:</b>
Jackie Belton,	Strategic Director Corporate Resources	05.04.16	05.04.16	
Alison McKane, Head of Legal Services	Corporate Resources	04.04.16	04.04.16	
Martin Crump: Finance	Corporate Resources – Financial Planning & Management	05.04.16	05.04.16	
Councillor Paul Gadsby	Chief Whip	05.04.16	05.04.16	
Wayne Chandai, Democratic Services Manager	Corporate Resources	04.04.16	04.04.16	

<b>Report history</b>	
<b>Original discussion with Cabinet Member</b>	Ongoing
<b>Report deadline</b>	n/a
<b>Date final report sent</b>	N/A
<b>Report no.</b>	N/A
<b>Part II Exempt from Disclosure/confidential accompanying report?</b>	No
<b>Key decision report</b>	No
<b>Date first appeared on forward plan</b>	N/A
<b>Key decision reasons</b>	N/A
<b>Background information</b>	Constitution 2016-17
<b>Appendices</b>	1. Schedule of changes to the constitution –