

CYNGOR SIR POWYS COUNTY COUNCIL.

COUNTY COUNCIL MEETING – 20TH APRIL, 2016

REPORT BY: Solicitor to the Council

SUBJECT: New Constitution

REPORT FOR: Decision

1. Introduction.

The County Council agreed a new Constitution which came into force on 1st September, 2015. However since its implementation it has become clear that changes are required, as the Constitution is a living document and will constantly be updated to ensure that it reflects current legislation and so that it is “fit for purpose”. The revised sections of the Constitution below were considered by the Democratic Services Committee on 30th March, 2016 and the committee’s recommendations to Council are set out below.

2. Amendments to Approved Sections of the Constitution.

The revised sections of the Constitution which the Council is asked to approve are as follows:

Section 4	Full Council
Section 5	The Cabinet
Section 7	Scrutiny Committees
Section 9	Regulatory Committees
Section 10	Joint Committees
Section 11	Officers
Section 13	Responsibility for Functions
Section 14	Access to Information Procedure Rules
Section 16	Financial Procedure Rules
Section 18	Code of Conduct for Members
Section 19	Code of Conduct for Members and Officers Dealing with Planning Matters

3. Version Control.

Previously when a Section was amended, the effective date on that Section only was amended. This was confusing in that the “live” version of the Constitution had variable effective dates and tracking of changes was not undertaken.

In order to simplify the process to identify which version of the Constitution is in force at any particular point in time, from now on every time there are revisions to the Constitution, the dates of every Section in the whole

Constitution will be amended (even if the Section itself is not amended) so that there is only one effective date for a version.

Therefore as from 20th April, 2016 the Council will be operating from Version 2 of the new Constitution.

Recommended to Full Council:	Reason for Recommendation:
<p>(i) that the amendments to the Sections of the new Constitution set out above be approved.</p> <p>(ii) that Version 2 of the Constitution take effect from 20th April, 2016.</p>	To agree revised sections of the new Constitution.

Person(s) To Action Decision:	Solicitor to the Council.		
Date By When Decision To Be Actioned:	1st May, 2016		
Relevant Policy (ies):	Council's Constitution.		
Within Policy:	Y	Within Budget:	Y
Contact Officer Name:	Tel:	Fax:	Email:
Wyn Richards Scrutiny Manager and Head of Democratic Services	01597 826375	01597 826220	wyn.richards@powys.gov. uk