

# CYNGOR SIR POWYS COUNTY COUNCIL.

## Governance and Audit Committee – 05-11-2021

**REPORT AUTHOR:** Head of Legal and Democratic Services

**SUBJECT:** Constitution

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**REPORT FOR:** Information

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### 1. Purpose of Report

1.1 The Committee is asked to note an amendment to the Terms of Reference of Committee from May 2022 arising from the Local Government and Elections (Wales) Act 2021 (“the 2021 Act”).

### 2. Background

2.1 Sections 91, 92, 93, 95 and 96 of the 2021 Act provides additional responsibilities for Governance and Audit Committees from May 2022 in respect of the following:

- To consider the Council's draft annual Self Assessment Report on Performance and to make recommendations for changes to the conclusions and /or actions in the draft Self- assessment Report and ( See proposed amendments to Rule 9.4.1 – Page 3 of section 9) ;
- To consider the once a Council Term Panel Performance Assessment Report of the Council and the Council’s response to the Panel Performance Assessment Report and to make recommendations for changes to the statements made in the draft response and ( See proposed amendments to Rule 9.4.1 – Page 3 of section 9);
- To consider a report of the Auditor General for Wales following a special inspection of the Council’s performance and to consider the Council’s draft response and make recommendations for changes to the statement made in the draft response. ( See proposed amendments to Rule 9.4.1 – Page 3 of section 9);

2.2 Whilst this change does not come into effect until 5th May 2022, it is necessary to amend the Constitution to take account of these changes as there will be few opportunities in 2022 to take any changes to the Council for approval. A copy of the relevant sections of the Constitution (Sections 9 and 13) are attached for information.

2.4 The intention is that these amendments to the Constitution will be considered by the Democratic Services Committee on 22<sup>nd</sup> November followed by Council on 9<sup>th</sup> December, 2021.

#### 4. Recommendation:

Recommendation to the Audit Committee:	Reason for Recommendation:
<p>1. That the Committee notes and recommends to Full Council the amendments to the Terms of reference of the Governance and Audit Committee with effect from 5<sup>th</sup> May 2022 as set out in the draft amended Sections 9 and 13 attached to the report</p> <p>2. That the Monitoring Officer is authorised to make such other amendments to the Constitution as are required to implement recommendation 1 above.</p>	<p>To meet the requirement of the Local Government and Elections (Wales) Act 2021.</p>

Relevant Policy (ies):			
Within Policy:	Y	Within Budget:	Y

Relevant Local Member(s):	N/A
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Person(s) To Implement Decision:	Wyn Richards
Date By When Decision To Be Implemented:	

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#### Background Papers used to prepare Report: