



## COUNCIL

**Report of: Councillor Brenda Sumner  
Chairman of the Constitution Committee**

Report to:	<b>COUNCIL</b>
Date:	<b>15<sup>th</sup> June 2017</b>
Subject:	<b>Report from the Constitution Committee – 22<sup>nd</sup> May 2017 – LDS219</b>

<b>Decision Proposal:</b>	Council decision
<b>Relevant Cabinet Member:</b>	Councillor Kelham Cooke – Deputy Leader and Cabinet member for Business Transformation and Commissioning
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### SUMMARY

The Appendix to this report sets out the reports made to and the minutes of the Constitution Committee held on the 22<sup>nd</sup> May 2017. The Committee considered and recommended to Council amendments to the Constitution to change the name of the Development Control Committee to the Development Management Committee and to constitute an Employment Committee.

## **RECOMMENDATION**

It is recommended that Council approves the recommendations from the Constitution Committee as follows:

1. That the name of the Development Control Committee is changed to the Development Management Committee and that the Constitution is amended to reflect the change.
2. That the Constitution is amended:
  - To include a new Article 13 – Employment Committee as set out in Appendix A to report LDS216 and;
  - That subsequent consequential changes relating to the numbering of the Articles in the Constitution are made and;
  - That the deletion of the Chief Executive's Performance and Remuneration Panels are agreed and;
  - That the number of members of the Employment Committee to be appointed are seven and that the appointments would provide cross party representation. On current group membership this would be provided with four Conservative group representatives and one representative from each of the other three groups represented on the Council).
  - That subsequent consequential changes relating to the title of the Chief Executive's Appeal Panel and to the reference to the Performance Panel are made.

## **1. BACKGROUND TO REPORT;**

- 1.1 On the 22<sup>nd</sup> May 2017 the Constitution Committee considered both the change of name of the Development Control Committee and the constitution of an Employment Committee. The details of the proposed changes are set out on the Appendix to this report which includes the reports made to the Constitution Committee and the minutes of the meeting of that Committee
- 1.2 The Committee agreed to recommend the name change from the Development Control Committee to the Development Management Committee for the reasons given in Report LDS214
- 1.3 The Committee agreed to recommend the constitution of the Employment Committee with the terms of reference set out in Report LDS216. In making the recommendation, the Committee agreed to recommend that the Employment Committee should consist of 7 Members which would not reflect political proportionality but which would represent cross-party participation with 4 Conservative group Members, 1 Independent Member, 1 Labour group Member

and 1 SK Independent Member. This is based on the current group membership of Council Members and may require change when changes to groups occur. This will require an unanimous decision of the Council to remove the requirement for political proportionality when appointments are considered at item 9 on the Agenda. In addition, the terms of reference of the Employment Committee would include the terms of reference of the Chief Executive's Performance Panel and Remuneration Panel. It is recommended that those Panels are disbanded. The Appeals Panel must remain to consider any appeals from determinations made by the Employment Committee relating to specific employment issues.

**2. OTHER OPTIONS CONSIDERED**

The recommendations are made from the Constitution Committee and no other options have been considered.

**3. RESOURCE IMPLICATIONS**

There are no resource implications relating to the recommendations made.

**4. RISK AND MITIGATION**

Risk has been considered as part of this report and any specific high risks are included in the table below:

Category Risk	Action / Controls
None	

**5. ISSUES ARISING FROM IMPACT ANALYSIS (EQUALITY & DIVERSITY)**

Any issues are considered in the reports to the Constitution Committee.

**6. CRIME AND DISORDER IMPLICATIONS**

None Applicable

**7. COMMENTS OF FINANCIAL SERVICES**

Financial Services comments are included in the Reports LDS214 and 216 set out in the Appendix to this report.

**8. COMMENTS OF LEGAL AND DEMOCRATIC SERVICES**

Legal and Democratic comments are included in the Reports LDS214 and 216 set out in the Appendix to this report.

**9. COMMENTS OF OTHER RELEVANT SERVICES**

**10. APPENDICES**

Reports to and Minutes of the Constitution Committee meeting - 22.5.17

## 11. BACKGROUND PAPERS

The Constitution

<http://moderngov.southkesteven.gov.uk/ieListDocuments.aspx?MIId=3407>