

Constitution Review

Part 4 – Budget and Policy Framework Procedure Rules

Following approval to implement a new format for the Council's Constitution, Part 4 of the document sets out the Rules of Procedure Section. This particular aspect of the Constitution relates to Budget and Policy Framework Procedure Rules.

This document seeks to map out how areas of the original Constitution have transitioned to the new Budget and Policy Framework Procedure Rules section, together with those areas that are recommended for deletion. It should be read in conjunction with the newly proposed Budget and Policy Framework Procedure Rules section, together with the working copy of the original Constitution which is colour coded as follows:

Green = transferred and embedded into the new Budget and Policy Framework Procedure Rules section

Red = recommended deletion

The below table sets out those pages of the original Constitution impacted in developing the new Budget and Policy Framework Procedure Rules section:

Pages	Section(s)	Explanation
39	Paragraph 4.21	Unnecessary duplication and reference to legislation.
	Paragraph 2.21.1	Unnecessary duplication and reference to the requirement for a recorded vote which is specified elsewhere in the Constitution.
39 to 40	Various	Included in new document
41	Reference to virements	Unnecessary duplication – virement thresholds are set out in the Council's Financial Procedure Rules
41 to 42	Various	Included in new document
42	Reference to virements	Unnecessary duplication – virement thresholds are set out in the Council's Financial Procedure Rules
42	Paragraph 4.21.8	Not included in the model Constitution and unclear as to its meaning or reference
43 to 44	Various	Included in new document

The below table sets out recommended additions not included in the current Constitution, or recommended amendments to sections set out in the current Constitution for inclusion in the new document. These are highlighted in **yellow** on the new Budget and Policy Framework Procedure Rules document:

Recommended Additions:

Relevant section	Addition	Reason
Paragraph 4.4	The words 'and the decision will not be effective pending that meeting'	In line with the model Constitution and provides greater clarity
Paragraph 4.6	Inclusion of a new paragraph	In line with the model Constitution and provides greater clarity in terms of Full Council's decision being final
Paragraph 6.1(b)	Addition of additional Members who can be consulted	To provide consistency with other Procedure Rules in terms of which Members should be consulted
Paragraph 9.6	Addition of words 'in whole or in part'	In line with the model Constitution and provides greater clarity

The below table sets out proposed amendments to the existing Constitution which are set out in the new Budget and Policy Framework Procedure Rules document. These are set out in the table below and highlighted in **blue** within the new document:

Recommended Amendments:

Relevant section	Amendment	Reason
Paragraphs 2.1 to 2.7	Rewording of section	The principles remain the same, but the structure and revised wording is consistent with the model Constitution and makes it easier to follow. Reference to the role of the Budget Joint Overview and Scrutiny Committee is also made
Paragraph 9.7	Replacement of 5 clear days to 20 working days	5 clear days would not provide sufficient time to hold a meeting of Full Council and provide the necessary notice
Paragraph 9.7(b)	Full reference to the Budget and Policy Framework	To add clarity and consistency
Paragraph 9.7(c)	Full reference to the Budget and Policy Framework	To add clarity and consistency

