

REPORT TO COUNCIL

**REPORT OF: CHAIRMAN OF THE CONSTITUTION COMMITTEE –
COUNCILLOR RAY WOOTTEN**

REPORT NO: LDS150

DATE: 21 MAY 2015

TITLE:	Recommendations from the Constitution Committee - 23rd March 2015	
KEY DECISION OR POLICY FRAMEWORK PROPOSAL:	Council Decision	
PORTFOLIO HOLDER: NAME AND DESIGNATION:		
CONTACT OFFICER:	Lucy Youles – Executive Manager, Corporate E-mail: l.youles@southkesteven.gov Telephone: 01476 406105	
INITIAL IMPACT ANALYSIS:	Carried out and appended to the report: n/a	Full impact assessment Required: n/a
Equality and Diversity		
FREEDOM OF INFORMATION ACT:	This report is publicly available via the Your Council and Democracy link on the Council's website: www.southkesteven.gov.uk	
BACKGROUND PAPERS	The Council's Constitution Constitution Committee Agenda – 23.3.15	

1. RECOMMENDATIONS

It is recommended that Council approves the recommendations made by the Constitution Committee at its meeting on the 23 March 2015 as detailed in the minutes of the meeting of the Constitution Committee as follows:

- 1.1 At page 105 of the Constitution relating to the delegations to the Executive Manager, Development and Growth, the delegation as follows is added:

Neighbourhood Planning

In relation to Neighbourhood Planning, decisions in respect of action to be taken in response to recommendations included within the Examiner's Report and whether to modify the Plan or Referendum Area prior to submitting it for referendum will be delegated to the Executive Manager for Development and Growth after consultation with the Portfolio Holder (Grow the Economy) and the relevant local Ward member(s).

1.2 At Article 15.17 Local Choice Functions add:

19. Approval of Neighbourhood Development Plan following a referendum result where more than half of those voting are in favour of the proposal - delegated to the Portfolio Holder (Grow the Economy)

2. PURPOSE OF THE REPORT

The purpose of this report is to detail the recommendations made by the Constitution Committee to amend the Constitution at its meeting on the 23 March 2015 to Council for approval. The reports made to the Constitution Committee are included as a link to background papers and the minutes of the Constitution Committee meeting of the 23 March 2015 are attached to this report as an Appendix for information.

3. DETAILS OF REPORT

- 3.1 The details of the recommendations and the reasons for the recommendation are given in the minutes of the Constitution Committee meeting attached to this report.
- 3.2 The recommendations at paragraph 1.1 and 1.2 above require delegation relating to the approval of neighbourhood plans to be submitted for referendum and approval following a majority vote in favour of acceptance of the neighbourhood plan.

4. OTHER OPTIONS CONSIDERED

No other options are proposed.

5. RESOURCE IMPLICATIONS

There are no resource implications relating to the recommendation.

6. 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
No high risks were identified	

7. ISSUES ARISING FROM EQUALITY IMPACT ASSESSMENT

No assessment is required in respect of this report.

9. CRIME AND DISORDER IMPLICATIONS

No crime and disorder implications arise as a result of this report

10. COMMENTS OF FINANCE SECTION

There are no financial implications resulting from this report.

11. COMMENTS OF LEGAL AND DEMOCARATIC SERVICES

The proposed amendments are required to ensure the Council is able to carry out its functions efficiently in relation to the approval of neighbourhood plans.

12. COMMENTS OF OTHER RELEVANT SERVICE MANAGERS

None relevant

13. APPENDIX:

Minutes of the Constitution Committee held on the 23rd March 2015