

Ward: ALL

Portfolio: Cross-cutting

FROM: Deputy Chief Executive
and Monitoring Officer **Date:** 15 May 2017

SUBJECT: The Council's Constitution - Confirmation

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Report Sign off	Seen by:	Name	Date
	Legal	Donna Nolan	02.05.17
	Finance	Paul Deal	02.05.17
	Chief Executive Officer	Stuart Brown	02.05.17
Summary:	Pursuant to Section 4 of the Councils Constitution the Council is required to confirm the Constitution for the coming year (including the Scheme of Delegation to officers set out in Section 18) and approve any changes.		
Recommendation:	That Council confirm the Constitution.		
Direct and/or indirect impact on service delivery to our customers and communities:	The Constitution ensures our customers and communities are clear on the Council procedures which ensure decisions are taken efficiently and openly.		
Financial Implications:	There are no specific financial implications arising from the report.		
Legal Implications:	The Local Government Act 2000 requires the Council to have and maintain a Constitution.		
Crime and Disorder Implications:	There are no crime and disorder implications identified.		
Equalities Implications:	There are no specific equality considerations that need to be taken into account in relation to this report.		
Risk Assessment and Adverse Impact on Corporate Actions:	Reconfirmation of the Constitution ensures accountability therefore reducing risk of challenge. A failure to re-confirm the Constitution and approve changes may lead to unlawful decisions being taken.		

INTRODUCTION

Changes to the Constitution are made throughout the year by the Council through its consideration of matters referred to it by the Monitoring Officer. In addition, the Monitoring Officer also has delegated authority to make amendments to the Constitution during the course of the year.

It is a constitutional requirement whereby each year, the Council (at its annual meeting) must adopt its Constitution for the forthcoming year.

The Constitution includes the recent recommendation from Cabinet that the Scheme of Delegation is amended to permit Cabinet to “make” Neighbourhood Plans.

Due to the large size of the Constitution, it has not be included with the agenda, but is available at <http://www.mendip.gov.uk/constitution>. A hard copy can be supplied on request by contacting the Member Support Officer on 01749 341341.

RECOMMENDATION

That Council confirm the Constitution.

Contact Officer: Donna Nolan
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Background Papers – the Council’s Constitution