

# Notice of Review of the Constitution Steering Group

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**13 April 2018 at 12 noon**

**HMS Phoebe Committee Room, Town Hall,  
Bournemouth**

**Steering Group Members:**

Councillor David Kelsey  
Councillor Andrew Morgan  
Councillor Susan Phillips  
Councillor Lynda Price  
1 Vacancy

By Invitation: Councillor Anne Filer, Cabinet Member for Corporate Efficiency and other Cabinet Members as appropriate

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**All Members of the Steering Group are summoned to attend this meeting to consider the items of business set out on the agenda below.**

**The Public, press and any Councillor are welcome to attend this meeting.**

For further information please contact: Karen Tompkins, Head of Democratic Services, Legal and Democratic, Town Hall, Bourne Avenue, Bournemouth BH2 6DY. Tel: 01202 451255 E-Mail: [karen.tompkins@bournemouth.gov.uk](mailto:karen.tompkins@bournemouth.gov.uk)

## **Public involvement**

The Council welcomes members of the public to contribute to the meeting:

- 1 by asking to speak on an agenda item or a community issue as a 'Deputation'; or
- 2 by asking a public question - any member of the public whose name appears on the Electoral Roll for Bournemouth - which includes a person under the age of 16 years living in Bournemouth and who is escorted by a qualifying adult; or
- 3 by presenting a petition in relation to items on the agenda.

A request to speak as a deputation, ask a question or present a petition must be sent in writing or email to Karen Tompkins at the address shown on page 1 by no later than 12 noon on 12 April 2018.

Further information is available on the Council's web site:

<http://www.bournemouth.gov.uk/CouncilDemocratic/GetInvolvedHaveyoursay/PetitionsDeputations.aspx>

A hearing loop system is provided in the meeting room. There is disabled access to the building. Councillors and visitors with particular needs are advised to inform the Council before arriving at the meeting.

This agenda together with records of decisions and reports are available on the Council's web site at <http://www.bournemouth.gov.uk>

## **Audio recording and filming**

This meeting may be audio recorded by the Council for subsequent publication on the Council's Website. Anyone may audio record, film, take photographs and/or use social media such as tweeting and blogging when this meeting is open to the public. Anyone wishing to record this meeting in anyway must do so in accordance with Council Procedure Rule 108 and the Council's protocol for filming and audio recording at public meetings and the Public Notice on Filming and Recording Meetings which can be found using the following link:

<http://www.bournemouth.gov.uk/CouncilDemocratic/CouncilMeetings/FilmingCouncilMeetings.aspx>

If you have any queries regarding this please contact the Democratic Services Officer at the meeting.

# Agenda

## Items to be considered while the meeting is open to the public

1 **Apologies**

2 **Substitute Members**

The Democratic Services Officer will report on any changes in the membership of the Group, under Procedure Rule 89.

3 **Election of Chair**

The Steering Group will be asked to appoint its Chair.

4 **Election of Vice-Chair**

The Steering Group will be asked to appoint its Vice-Chair.

5 **Declarations of interest**

Members are asked to declare in accordance with Procedure Rule 5:

- a. any disclosable pecuniary interests in any item under consideration at the meeting as required by the Localism Act 2011;
- b. any memberships of outside bodies where such membership involves a position of control or significant influence on the organisation concerned;

Members are also asked to state fully the nature of the interest(s). If any member has a query regarding possible interests, please contact the Democratic Services Officer in advance of the meeting.

6 **Confirmation of Minutes**

To agree the minutes of the Steering Group held on 16 October 2017 please use the web link below to access the minutes:

[www.bournemouth.gov.uk/councildemocratic/CouncilMeetings/CommitteeMeetings/ReviewoftheConstitutionSteeringGroup/2017/10/16/minutes/1701016a.pdf](http://www.bournemouth.gov.uk/councildemocratic/CouncilMeetings/CommitteeMeetings/ReviewoftheConstitutionSteeringGroup/2017/10/16/minutes/1701016a.pdf)

7 **Public items**

a **Public Questions.**

The Democratic Services Officer will report on any public questions received by the notice deadline.

b **Deputations.**

The Democratic Services Officer will report on any deputation requests received by the notice deadline.

c **Petitions.**

The Democratic Services Officer will report on any petitions received by the notice deadline.

8 **Proposed amendments to the Constitution – Standards Committee** - report circulated at **8**.

9 **Any other business** - of which notice has been received before the meeting and by reason of special circumstances, which shall be specified in the record of decisions, the Chair is of the opinion that the items should be considered as a matter of urgency.

# Review of the Constitution Steering Group

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| Report Subject                  | <b>Proposed amendments to the Constitution – Standards Committee</b>   |
| Meeting date                    | 13 April 2018  |
| Cabinet Portfolio               | Councillor Anne Filer, Corporate Efficiency  |
| Corporate Lead                  | Julian Osgathorpe, Executive Director  |
| Service Director                | Tanya Coulter, Legal and Democratic  |
| Status                          | Public   |
| Classification                  | For consultation before full Council decision  |
| Key Decision                    | No   |
| Impacts on Key Policy Framework | No   |
| Report author                   | Tanya Coulter, Service Director Legal and Democratic<br>☎ 01202 451172<br>✉ tanya.coulter@bournemouth.gov.uk   |
| Executive summary               | <p>The Council at its meeting on 21 February 2018 considered and agreed a recommendation from the Nomination Board on 19 February 2018 as detailed below:</p> <p>“That the vacancy on the Standards Committee be deferred to enable the Review of the Constitution Steering Group to consider the provisions within the Constitution relating to the membership of the Committee as a matter of urgency.”</p> <p>The Steering Group is asked to consider the proposals and the suggested amendments to the Constitution.</p> |
| <b>Recommendations</b>          | <ol style="list-style-type: none"> <li><b>1. That consideration be given to the proposals as detailed in paragraph 3 below and submitted to Council for approval as appropriate.</b></li> <li><b>2. That subject to the above the Monitoring Officer be authorised to make all the necessary amendments to the Constitution.</b></li> </ol>  |

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| Reasons for recommendations | To ensure that the Constitution supports the decision making structure of the Council. |
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## Background detail

- 1 The Constitution indicates that the Membership of the Standards Committee will consist of:
  - i 3 Councillors drawn proportionately from the Political Groups represented on the Council but no Political group may provide more than 2 Members. The Leader or Mayor cannot be appointed to this Committee. No more than one Cabinet member can be appointed to this Committee.
  - ii Up to 3 'Independent Persons' serving as co-opted Members in a non voting advisory capacity in accordance with the provisions of Section 28 of the Localism Act 2011.

The Standards Committee cannot conduct any legally binding business unless there are at least 2 members present.

- 2 There is currently a vacancy on the Standards Committee. In order to ensure that the Committee is able to fulfil its functions and carry out its business the Steering Group is asked to consider the following amendment to the Constitution:
  - i 3 Councillors drawn proportionately from the Political Groups represented on the Council ~~but no Political group may provide more than 2 Members.~~ The Leader or Mayor cannot be appointed to this Committee. No more than one Cabinet member can be appointed to this Committee.

The Steering Group may also wish to consider increasing the number of Councillors on the Committee to provide further resilience.

- 3 Subject to consideration of the above options the Steering Group is asked to make recommendations direct to full Council in order that any amendments can be effective from the Council meeting on 25 April 2018.

## **Consultation**

4 Consultation has been undertaken with the relevant Members including the Cabinet Member for Corporate Efficiency,

## **Summary of financial/resource implications**

5 There are no direct financial implications from this report.

## **Summary of legal implications**

6 There are no direct legal implications from this report.

## **Summary of human resources implications**

7 There are no direct human resources implications from this report.

## **Summary of environmental impact**

8 There are no direct environmental implications from this report.

## **Summary of equalities and diversity impact**

9 There are no direct equalities and diversity implications from this report.

## **Summary of risk assessment**

10 There are no direct risk implications from this report.

## **Background papers**

There are none

## **Appendices**

There are none