

Report for: Delegated Decision – Monitoring Officer & Director for Corporate Governance

Title: Minor Constitutional updates

Report authorised by : Ayshe Simsek – Acting Democratic Services and Scrutiny Manager

Lead Officer: Ayshe Simsek Acting Democratic Services and Scrutiny Manager

Ward(s) affected: N/A

**Report for Key/
Non Key Decision:** Non Key

1. Describe the issue under consideration

The Council Constitution governs the organisation of Council decision making. The Constitution advises, in part 2 article 14.03 [changes to the Constitution] that authority is delegated to the Monitoring Officer to make any changes required as a result of legislative change. In addition, where in the reasonable opinion of the Monitoring Officer a proposed change is:

- a) a minor variation; or
- b) required in order to remove any inconsistency or ambiguity; or
- c) required so as to give effect to any decision of the Council or one of its committees or sub-committees; or the Cabinet or one of its committees or sub-committees,

the Monitoring Officer may make that change. The change will come into force immediately, but will be reported to full Council at the next available meeting. Other changes to the Constitution will take effect from the date of the decision unless a later date for implementation is specified.

The Acting Democratic Services and Scrutiny Manager has undertaken a recent review of the Constitution and minor amendments are required to the Constitution as a result of:

- The discontinuation of the Shared Digital Committee. Camden , Islington and Haringey Cabinets' agreed to the cessation of the Shared Digital services and subsequent governance arrangements in November 2018. Therefore, references to this Joint Committee need to be deleted from the Constitution.
- Changes to the Senior Officer structure implemented by the Chief Executive in March 2018 under the delegated powers allocated to the Head of Paid Service[part three section E - sub section 15]. These were noted by the Staffing and Remuneration Committee on March 26th 2018 and need to be

reflected in the section on officer delegated powers to provide clarity and understanding on levels of delegation for decision making.

- Appointment of the Director of Finance undertaken by the Staffing&
- Remuneration Committee in September 2018 and designation of the Section 151 Officer agreed by full council in November 2018. The section on the Statutory Officers needs to be updated to reflect that the Director of Finance is acting in the capacity of the Chief Finance officer and Section 151 Officer role.
- Changes to the Cabinet portfolio titles in May 2018 and January 2019 which need to be reflected in the membership of the Health and Wellbeing Board.

These changes can be agreed by the Monitoring Officer under officer delegated power in accordance with sub paragraphs a to c above. These are areas which have already been subject to decision making, by the Cabinet, Staffing and Remuneration Committee and the Chief Executive.

2. Cabinet Member Introduction

Not applicable

3. Recommendations

To note the attached changes to the Constitution.

4. Reasons for decision

To ensure that the constitution is as accurate as possible.

5. Alternative options considered

Not applicable

6. Background information

7. Contribution to strategic outcomes

7.1 The Council's Constitution supports the governance of the Council and its decision making thereby assisting the Council to meet its strategic outcomes.

8. Statutory Officers comments (Chief Finance Officer (including procurement), Assistant Director of Corporate Governance, Equalities)

8.1 Finance and Procurement

8.2 No financial implications arise from this report.

8.3 Legal

8.4 Legal implications are contained within the body of this report.

8.5 Equality

8.6 There are no equality matters in this report

9. Use of Appendices – changes are highlighted in yellow, italics, and crossing out of words.

Council Constitution Part 2 Articles

Council Constitution Part 3 Section B

Council Constitution Part 3 Section D

Council Constitution Part 3 Section D Local Choice Functions

Council Constitution Part 3 Section E part 1

Council Constitution Part 3 Section E Part 3

Council Constitution Part 3 section E Part 4

Council Constitution Part 4 section I Financial regulations

10. Local Government (Access to Information) Act 1985

10.1 The Council Constitution which can be found at;

<http://www.haringey.gov.uk/local-democracy/about-council/council-constitution>