

Meeting: Council

Date: 16 May 2024

Wards affected: All Wards

Report Title: Constitution Amendments – Outside Bodies Reporting Protocol

When does the decision need to be implemented? As soon as possible

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1. Purpose of Report

- 1.1 This report sets out proposed changes to the Council's Constitution in respect of the reporting arrangements for Councillors who represent the Council on outside organisations.

2. Reason for Proposal and its benefits

- 2.1 The proposals in this report ensures that the following section of the Constitution are up to date and fit for purpose:
- Standing Orders – Access to Information.

3. Recommendation(s) / Proposed Decision

1. That Council approves the revised section E22 – Outside Bodies Reporting Protocol and requests the Head of Governance Support to update the Standing Orders – Access to Information to reflect the changes set out in Appendix 1 to this report.

Appendices

Appendix 1 - Standing Orders – Access to Information – Revised Outside Bodies Reporting Protocol

Background Documents

None

Supporting Information

1. Introduction

- 1.1 Article 13 – Review and Revision of The Constitution sets out the arrangements for revisions to the Council's Constitution. This enables the Monitoring Officer to keep the Constitution under review and to make changes that are required for technical or legal reasons. The Monitoring Officer to also make other changes to the Constitution that he/she believes are in the best interests of the Council and/or local people, in consultation with Group Leaders, with an escalation provision to report matters to full Council for a decision. Whilst the proposed changes are technical and operational the Council Leadership Group has determined that these matters should come before the Council to approve, as the sovereign body.
- 1.2 The following amendments are proposed to the Standing Orders in relation to Access to Information, as set out in Appendix 1:
- To remove the specific list of outside bodies for the Overview and Scrutiny Board to receive updates from.
 - To allow the Overview and Scrutiny Board to determine a programme for receiving reports from any Councillor representative on an organisation.
 - To provide an accessible format for the Outside Bodies – Member Reporting Form.

2. Options under consideration

- 2.1 To leave the current sections of the Constitution in place. However, this does not reflect the current/intended operational processes in respect of the Planning Committee.

3. Financial Opportunities and Implications

- 3.1 None

4. Legal Implications

- 4.1 None

5. Engagement and Consultation

- 5.1 The revised sections of the Constitution have been circulated to all Councillors and discussed with Group Leaders and their suggestions have been incorporated into the final version of the documents, in accordance with the current Article 13 of the Constitution.

6. Purchasing or Hiring of Goods and/or Services

- 6.1 Not applicable

7. Tackling Climate Change

- 7.1 Not applicable.

8. Associated Risks

- 8.1 None

9. Equality Impacts - Identify the potential positive and negative impacts on specific groups

	Positive Impact	Negative Impact & Mitigating Actions	Neutral Impact
Older or younger people	The implementation of the Local Protocol will have a positive impact on this group.	There is no differential impact.	
People with caring Responsibilities	The implementation of the Local Protocol will have a positive impact on this group.	There is no differential impact.	
People with a disability	The implementation of the Local Protocol will have a positive impact on this group.	There is no differential impact.	
Women or men	The implementation of the Local Protocol will have a positive impact on this group.	There is no differential impact.	
People who are from a black, Asian or minority ethnic background (BME) (Please note Gypsies / Roma are within this community)	The implementation of the Local Protocol will have a positive impact on this group.	There is no differential impact.	
Religion or belief (including lack of belief)	The implementation of the Local Protocol will have a positive impact on this group.	There is no differential impact.	

People who are lesbian, gay or bisexual	The implementation of the Local Protocol will have a positive impact on this group.	There is no differential impact.	
People who identify as transgendered	The implementation of the Local Protocol will have a positive impact on this group.	There is no differential impact.	
People who are in a marriage or civil partnership	The implementation of the Local Protocol will have a positive impact on this group.	There is no differential impact.	
Women who are pregnant / on maternity leave	The implementation of the Local Protocol will have a positive impact on this group.	There is no differential impact.	
Socio-economic impacts (Including impact on child poverty issues and deprivation)	The implementation of the Local Protocol will have a positive impact on this group.	There is no differential impact.	
Public Health impacts (How will your proposal impact on the general health of the population of Torbay)	The implementation of the Local Protocol will have a positive impact on this group.	There is no differential impact.	

10. Cumulative Council Impact

10.1 None

11. Cumulative Community Impacts

11.1 None