

PROPOSED AMENDMENTS TO THE CONSTITUTION 2005/06

No	Matter	Amendment
1.	The Executive (Part 6 and Appendix 19)	Delete Part 6 and replace with Appendix 2 in this Report and revise Appendix 19 accordingly.
2.	Overview and Scrutiny Arrangements (Part 7 and Appendix 19)	<ul style="list-style-type: none"> • The current framework of an overarching Strategic Monitoring Committee and five committees remain. • Delete Part 7 and replace with Appendix 3 to this Report. Revise Appendix 19 accordingly.
3.	Planning Committee (SO 9.2.2.1, 9.1.2.1 and new 5.5.10)	<ul style="list-style-type: none"> • Delete text from SO 9.2.2.1 and • Amend the Planning Committee terms of reference at SO 9.1.2.1 to include: <ul style="list-style-type: none"> • determine applications for planning permission in relation to decisions in respect of any application relating to the Council's own development or to the development of land owned by the Council. • Add SO 5.5.10: <ul style="list-style-type: none"> • A local Member (who is not a member of the Planning Committee) shall have the right to attend and speak at the Planning Committee in relation to any application affecting their area relating to the Council's own development or to the development of land owned by the Council.
4.	Council Meetings (SO 4.24.5)	Delete SO 4.24.5 which provides for questions to be read out to the Council meeting.
5.	Substitution at Committee Meetings (SO 5.6.2)	Revise SO 5.6.2 to include no substitutes at any Scrutiny Review Panel.
6.	Capital Budget – New Definitions for Credit Approvals (Appendix 4 paragraph 4.1(c))	The terms “Basic and Supplementary Credit Approvals” need updating and replacing with “Supported Capital Expenditure and Unsupported Prudential Borrowing”.
7.	Policy Framework (SO 4.1.2)	<ul style="list-style-type: none"> • There is a need to add the Council's “Local Development Framework” to the list of policies requiring full Council approval. In time this will replace the Unitary Development Plan. • The Early Years Development Plan and the Annual Library Plan need to be deleted from the Policy Framework. • The Best Value Performance Plan now forms part of the Corporate Plan as a result of the Council's CPA rating in 2001.
8.	Local Area Forums (Part 10)	Rename to Community Forums at Part 10 and elsewhere in the Constitution.
9.	Homelessness Appeals (SO 12.7.5)	Delete SO 12.7.5 which provides for the Director of Social Care and Strategic Housing to determine appeals.
10.	Voluntary Sector Grants Panel (SO 9.7)	The recent review of the Council's Voluntary Sector Strategy recommended the deletion of the Voluntary Sector Grants Panel, which has been agreed by Cabinet and Strategic Monitoring Committee.

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11.	Restructuring of Senior Management Team and creation of new Director posts (Part 12 and Appendix 6)	Part 12 and Appendix 6 needs to be revised to reflect the new structure.
12.	Police Authority Matters (SO 6.4.19 and Appendix 22(7))	Amend SO 6.4.1.9 and Appendix 22(7) to delete reference to West Mercia Police Authority from the Leader's portfolio at Appendix 22(7).
13.	Responsibility for Functions relating to town and country planning and development control under the Planning and Compulsory Purchase Act 2004 and Town and Country Planning Act 1990. (Appendix 23)	These need to be added to Appendix 23 of the Constitution as a function for Council Officers and in relation to joint committees for the Council
14.	Licensing and Registration Functions under the Licensing Act 2003, powers and duties under the Highways Act 1980 and miscellaneous functions under the Local Government Act 2000. (Appendix 23)	These need to be added to Appendix 23 of the Constitution as a function for Council Officers and in relation to voting rights of co-opted Members of Scrutiny to the Council.
15.	Responsibility for admission, exclusion and governing body appeals as required by the School Standards and Framework Act 1998 as inserted by the Education Act 2002. (Appendix 22)	Paragraphs 4, 5 and 6 of Appendix 22 need to be revised to reflect the new statutory functions.
16.	Complaints about high hedges under Part 8 of the Anti-Social Behaviour Act. (Appendix 23)	Need to be inserted into Appendix 23 as officer functions.
17.	Responsibility for functions under Part 2 of the Planning and Compulsory Purchase Act 2004 and Section 171e of the Town and Country Planning Act 1990 to issue stop notices. (Appendix 23)	Needs to be inserted into Appendix 23 as officer functions.