

COUNCIL
11 November 2021

***PART 1 – PUBLIC DOCUMENT**

TITLE OF REPORT: CONSTITUTIONAL AMENDMENT – REPORT OF DELEGATED DECISION AMENDMENTS UNDER SECTION 2.6.2

REPORT OF: THE SERVICE DIRECTOR LEGAL AND COMMUNITY & MONITORING OFFICER

EXECUTIVE MEMBER: THE LEADER OF THE COUNCIL: COUNCILLOR ELIZABETH DENNIS-HARBURG

COUNCIL PRIORITY: BE A MORE WELCOMING AND INCLUSIVE COUNCIL

1. EXECUTIVE SUMMARY

1.1 To report the delegated decision of 22 October 2021 to Full Council under section 2.6.2 with two further minor changes as detailed under sections 7 & 8.

2. RECOMMENDATIONS

- That Full Council
- 2.1. approves the changes made under Delegated Decision 22 October 2021 (subject to title of Revenues Manager – see below); and
- 2.2. approves the further amendments set out in section 7 and 8 below.

3. REASONS FOR RECOMMENDATIONS

3.1. To ensure the Constitution remains up to date, and continues to improve its working practices where legally possible.

4. ALTERNATIVE OPTIONS CONSIDERED

4.1. None.

5. CONSULTATION WITH RELEVANT MEMBERS AND EXTERNAL ORGANISATIONS

5.1. See delegated decision attached.

6. FORWARD PLAN

6.1 This report does not contain a recommendation on a key Executive decision, it is a Full Council decision and has therefore not been referred to in the Forward Plan.

7. BACKGROUND

7.1 See delegated decision attached, subject to 12.1.2 & 14.6.7(b)(v) title should be Revenues Manager (not Revenues and Benefits Manager).

7.2 A further request was made by the Service Director: Customer post Delegated Decisions amendments to increase the LGO compensation level for the Managing Director, from £1000 to £2000 under section 14.6.5(b) xvi, as this is not always sufficient to deal with

such compensation claims. Xvi currently reads: *“To consider any report of the Local Government Ombudsman and to settle any compensation payments up to £1000”*.

8. RELEVANT CONSIDERATIONS

8.1 See delegated decision attached and nothing further to add to 7.1-7.2 above.

9. LEGAL IMPLICATIONS

9.1 See delegated decision attached. Changes under 2.6.2 must be notified to all Members (the delegated decision was notified on 22 October) and if made under 2.6.2(d) come into force immediately, but shall be reported to Full Council as soon as is reasonably possible and shall continue to have effect only if the Full Council agree. The Council would need to endorse the Delegated Decision made on 21 October 2021 so that these amendments continue to have effect.

10. FINANCIAL IMPLICATIONS

10.1 There are no financial implications arising from this decision – other than the increase compensation level detailed in 7.2, which is thematic of potential increasing levels of compensation.

11. RISK IMPLICATIONS

11.1. See delegated decision attached, nothing further to add.

12. EQUALITIES IMPLICATIONS

12.1 See delegated decision attached, otherwise nothing to add.

13. SOCIAL VALUE IMPLICATIONS

13.1 The Social Value Act and “go local” requirements do not apply to this decision as it is not a procurement exercise or contract.

14. HUMAN RESOURCE IMPLICATIONS

14.1 There are no direct implications from this report.

15. ENVIRONMENTAL IMPLICATIONS

15.1 None identified.

16. APPENDICES

16.1 Appendix 1 – & B – Delegated Decision and appendix to that of 21 October 2021

17. CONTACT OFFICERS

17.1 Jeanette Thompson, Service Director Legal and Community, Monitoring Officer
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18. BACKGROUND PAPERS

17.1 None other than those linked to above.