

Schedule of proposed changes to the Constitution

Page number in current Constitution	Reference (para or section number)	Page number in tracked change version (in Members' Room)	Proposed change	Reason
PART 3				
38	6	47	New section to cover Anti Social Behaviour legislation, delegation action under the Crime and Disorder Act 1998 to the Deputy Chief Executive, Chief Officer, Community Safety Manager and ASB and Tenancy Manager	Previous Omission
40	7	49	Clarify that job evaluation appeals for Chief Officer level and above are considered by appeals panel	Clarification and consistency
52	3.4	62	Delete provision for diverting and extinguishing footpaths	County Council function
52	3.4	62	Insert new 3.4: To deal with dangerous trees under sections 23 and 24 of the Local Government (Miscellaneous Provisions) Act 1976 to make a tree safe – delegated to Deputy Chief Executive (Community Direction) and Chief Officer (Environmental Health)	Previous omission
56 & 57	5 6 10	67	Removal of reference to: <ul style="list-style-type: none"> • Scrap Metal Dealers Act • Sports Grounds Licensing • Performing Animal Licensing 	Superseded County Council function County Council function
74	3.9	87	<ul style="list-style-type: none"> • Change of job title and adding Chief Officer into delegation • Inclusion of delegation for signing Notices of Seeking Possession 	Change of titles Omission
75	4.4	88	<ul style="list-style-type: none"> • Making a prohibition order under sections 20 and 21 (previously just under section 20) and add in delegation to Chief Officer (Housing, Community Safety and Partnerships • Serving a Hazard Awareness Notice under sections 28 and 29 (previously just under section 28). Amend delegation to Senior Environmental Health Officer 	Omission Correct omission and amend delegation for operational expedience
76	4.4	90	<ul style="list-style-type: none"> • Power to serve an interim or final management order – new 	Operational

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			<p>delegation to Deputy Chief Executive (Community Direction) and Chief Officer in consultation with the Executive member</p> <ul style="list-style-type: none"> • Add in new entry 'any function relating to houses in multiple occupation not listed separately within the Constitution (including declaration)' – delegated to the Deputy Chief Executive and Chief Officer • Revocation, variation or termination of an interim or final management order – delegate to Deputy Chief Executive and Chief Officer in consultation with the Executive member • Power to make an interim or final Empty Dwelling Management Order – delegate to Deputy Chief Executive and Chief Officer in consultation with the Executive member • Service of overcrowding notices – add in delegation to Senior Environmental Health Officer <p>At end of 4.4 add in new provisions:</p> <ul style="list-style-type: none"> • Any function relating to Interim and Final Empty Dwelling Management Orders not listed separately within the constitution – delegated to Deputy Chief Executive & Chief Officer • Any function relating to Management Orders not listed separately within the constitution – delegated to Deputy Chief Executive & Chief Officer • Demand for recovery of expenses incurred by the local authority for the service of housing notices section 49 and 50 – delegated to Deputy Chief Executive & Chief Officer • Any function relating to Improvement Notices, Emergency Remedial Action, prohibition Orders and Demolition orders not listed separately within the constitution – delegated to Deputy Chief Executive & Chief Officer 	<p>Clarification</p> <p>Operational</p> <p>Operational</p> <p>Operational</p> <p>New inclusions</p>

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			<ul style="list-style-type: none"> • Authority to Enter section 239 – delegated to authorised officers • Notice Requiring Documents to be produced Section 235 – delegated to Deputy Chief Executive , Chief Officer, Senior Environmental Health Officer, Environmental Health Officer 	
77	4.7	92	Cancellation of Demolition Orders and Closing Orders and acceptance of undertakings under part IV – add Deputy Chief Executive & Chief Officer into delegation	Operational
77	4.8	92	Agree progress of the energy efficiency report as required under the Home Energy Conservation Act – add in delegation to Deputy Chief Executive and Chief Officer	Operational
81	7.7	98	Add new provision after 7.6 and before 'food safety powers': Mobile Homes Act 2014 – all actions relating to the district council function – delegate to Chief Executive, Deputy Chief Executive, Chief Officer, Senior Environmental Health Officer	New legislation
88	9.5	104	Insert new 9.5 'adoption of public open space in accordance with S106 agreements – delegated to Head of Street Scene Services	Previous omission
PART 4				
94	10.11	111	Revert back to previous provision for allowing Members to present petitions to Council (in addition to retaining Petitions Scheme for members of the public to present petitions, which remains unchanged)	Request of members to remove bureaucracy of Petitions Scheme for councillors presenting petitions
96	13.1	113	Amend requirement for a motion on notice to be signed by at least one member	To take account of the fact that motions can be delivered electronically
100	17.1	118	Amend the number of members required to sign a motion to rescind a decision to 'a quarter of the members of the body or three members, whichever is the greater'.	To enable all bodies (particularly those with fewer than eight members)

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				to exercise their right to propose a motion to rescind a decision
PART 5				
189	6.5	209	Remove paragraph referring to briefings prior to planning committee	No longer relevant