

**NORTH LINCOLNSHIRE COUNCIL**

**COUNCIL**

**CONSTITUTION**

**1. OBJECT AND KEY POINTS IN THIS REPORT**

- 1.1 To propose changes to the Constitution in relation to the council's working arrangements for 2014/2015.

**2. BACKGROUND INFORMATION**

- 2.1 The Local Government Act 2000 requires the council to adopt a Constitution. The Constitution is a "living document" which requires frequent amendment to keep up with changes made by the council to its management structure and procedures.

**3. ISSUES FOR CONSIDERATION**

- 3.1 The Constitution has been amended on a number of occasions since it was first adopted.
- 3.2 Following a review of some of the working practices adopted since May, 2013, it is now necessary to consider making a number of changes to the Constitution to facilitate changes to working arrangements for 2014/2015.
- 3.3 The attached appendices detail the proposed changes to the relevant parts of the Constitution. Additions and deletions are shown. These include -

Disorderly Conduct – **Appendix A**

Delegation to Officers – **Appendix B**

It is also proposed that the following should be included in the portfolio of the Leader of the Council.

“To be the Council's representative on the Humber Leadership Board and to deal with matters in relation to the work of that Board.”

Changes are shown by deletion of lines and/or bold type.

**4. RESOURCE IMPLICATIONS (FINANCIAL, STAFFING, PROPERTY, IT)**

- 4.1 There are no staffing, financial, property or IT implications associated with this report.

**5. OUTCOMES OF INTEGRATED IMPACT ASSESSMENT (IF APPLICABLE)**

- 5.1 Not applicable.

6. **OUTCOMES OF CONSULTATION**

6.1 The proposed changes to the Constitution are as a result of the details referred to above.

7. **RECOMMENDATIONS**

To consider approving the changes to the Council's Constitution as detailed in paragraph 3.3 and the appendices to the report.

**DIRECTOR OF POLICY AND RESOURCES**

Civic Centre  
Ashby Road  
SCUNTHORPE  
North Lincolnshire  
DN16 1AB  
Author: Mel Holmes  
Date: 30 April, 2014

**Background Papers used in the preparation of this report - The Council's Constitution.**

**D1.20 DISORDERLY CONDUCT**

- (a) The Mayor may call a member to order for irrelevance, repetition, **persistent unwarranted interruption of proceedings**, imputation of dishonourable conduct or improper remarks, unseemly language, offensive gestures or any breach of order and may direct any members, if speaking, to discontinue their speech; and any member of the Council may rise to call the attention of the Mayor to any of the said matters during the speech of a member.
- (b) If a Member persistently disregards the ruling of the Mayor by behaving improperly or offensively or deliberately obstructs business, the Mayor or any other member may formally move that the member be not heard further. If seconded, the motion will be voted on without discussion.
- (c) If the member continues to behave improperly after such a motion is carried, the Mayor or any other member may move that either the member leaves the meeting or that the meeting is adjourned for a specified period. If seconded, the motion will be voted on without discussion.
- (d) If there is a general disturbance making orderly business impossible, the Mayor may adjourn the meeting for as long as he/she thinks necessary.

**EXTRACTS DELEGATIONS TO OFFICERS AND APPOINTMENT OF PROPER OFFICERS**

**TO THE CHIEF EXECUTIVE AND ALL DIRECTORS**

- (5) Subject to compliance with Contract Procedure Rules and Financial Regulations and in consultation with the Director of Policy and Resources the disposal of surplus or obsolete equipment etc. ~~to the highest bidder where the estimated value is between £2,500 and £50,000 in each case.~~ (For disposal below £2,500 the relevant Director will make a decision).

**DIRECTOR OF POLICY AND RESOURCES**

- (34) In consultation with the appropriate Director to write off debtors accounts up to £5,000 for any one debtor.
- (50) The approval of any individual loan or loan scheme.**

COMMUNITY AND ENVIRONMENT SERVICES

- 12.8 To authorise the Assistant Director Technical and Environment Services to approve disabled facilities and other grants and loans of less than £50,000 and variations up to 20% of the total approval limit for all grants and loans.

To authorise the Head of Operational Housing Services to approve disabled facilities and other grants and loans of less than £30,000 and variations up to 20% of the total approval limit.

To authorise the Home Assistance Manager to approve disabled facilities and other grants and loans of less than £15,000 and variations up to 20% of the total approval limit.

**In all cases in 12.8 subject to the approval of the loan scheme by the Director of Policy and Resources.**

**DIRECTOR OF PEOPLE (DIRECTOR OF CHILDREN AND YOUNG PEOPLE'S SERVICES AND DIRECTOR OF ADULT SOCIAL SERVICES FOR STATUTORY PURPOSES)**

- 1.9 To obtain, where needed, any Grant of Probate or Letters of Administration on behalf of a child in the care of the Local Authority.