

Report to Audit & Governance Committee

Appendix 1

Amendments to the Constitution

Area of the Constitution	Proposed Change	Reasons
General	Ensure that, other than for the Leader of the Council, where only one Member is nominated they are merely appointed and no election is required	If only one person is proposed for the position of Chairman then they should be appointed unopposed. (NB: Save for the Vice Chairman of the Council, Vice Chairman of all other Committees are appointed by the Chairman of that Committee.)
	Ensure that a Member cannot nominate themselves for roles on Committee/as Leader	The nomination to a role should involve both a person other than the nominee, and a seconder, so as to ensure any nominations have the sufficient support of the meeting.
	Ensure that the role of the Chairman of Committee is made explicit, including the extent of their discretion in approving agendas, running meetings etc	To ensure clarity for those running meetings.
	Strengthen provisions in the Constitution to requiring officers to share information with local Members about issues impacting their areas	To ensure better communication with Members.

Full Council Rules of Procedure	Ensure the wording is clear that only those items listed for the AGM meeting are considered at that meeting.	The AGM has a prescribed agenda in the Constitution and should be adhered to. This would not affect the ability for the Council to call an urgent/Exceptional meeting where required for urgent business.
	Ensure that the wording is clear that the Chairman of the Council can add or subtract to items of business proposed for Ordinary Meetings of the Council	To ensure flexibility to deal with Council business.
	Make provision for a process to deal with Motions deferred from Council to be dealt with by another body, including how the body should address the Motion, and arrangements for reporting back to Council.	To provide more clarity around how such Motions are dealt with by the body to which they are referred.
Cabinet Rules of Procedure	To provide greater clarity in the Constitution that Members are permitted to ask one question of Cabinet / Cabinet Members	Currently the provisions are slightly unclear and refer to 'a Question' and 'Questions'.
Planning	Extend the right of Call in to 'Permission in Principle' planning applications	These are currently only dealt with by officers
	Planning Site visits – to consider changes for those Cllrs who work and cannot attend pre-arranged group visits	
	To provide for draft recommendations of planning officers on planning applications should be shared with local Members.	This will assist Members to determine whether they should confirm their request for a call in under The Planning Committee Procedure Rules para 3.31 (c)

Scrutiny	To change the timing of when questions should be received to ensure that Members and members of the public could have sight of the agenda before submitting their question.	To enable questions to relate to the agenda items.
Licensing	To make provision in the Licensing Committee Terms of Reference that this Committee can deal with Street Consents	
Community Boards	To provide a comprehensive Terms of Reference for Community Boards to include provision for membership ...	
Changes made by the Monitoring under delegated powers	In compliance with the statutory requirements set out under sections 36 – 41 of the Counter Terrorism and Security Act 2015, Buckinghamshire Council has a Channel Panel in place for its Area, and has regard to the Channel duty guidance 2020 and is committed to complying with the requirements within it.	Each local authority is required to have a Channel Panel as a means of addressing radicalisation and extremism and to comply with the Government's legislation, including compliance with the Prevent Duty.