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## Constitution Review - Reports to Council by the Chief Executive and Cabinet Leader

To: **Constitution Review Working Party – 7 October 2009**

By: **Harvey Patterson, Monitoring Officer**

Classification: **Unrestricted**

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**Summary:** **To recommend amending the Council Procedure Rules to enable the Chief Executive and Cabinet Leader to present reports to Council.**

### **For Decision**

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#### **1.0 Details**

1.1 This presentation of reports by the Chief Executive and Cabinet Leader at the last Council Meeting caused some consternation due to the apparent lack of constitutional authority in the Council Procedure Rules.

1.2 In fact reports from the Cabinet are already a standing item at ordinary meetings of Council - see Council Procedure Rule (CPR) 2.1 (ix) - but these are subject to questions without notice from members pursuant to CPR 14.1. Consequently, it is recommended that in future any Leaders Report is taken under this and that the current CPR 12.1 (ix) is amended to read:-

*'receive reports from the Cabinet Leader, Members of the Cabinet and the Council's Committees etc.'*

1.3 So far as the Chief Executive's Report is concerned, the Working Party is asked to consider and approve the principle of receiving information reports from the Chief Executive after questions from the public and the transaction of any business for the last Council Meeting. Members must also decide whether such reports should also be subject to questions without notice from members and, if so, CPR 2.1 can be amended to include a new CPR 2.1 (ix) reading as follows:-

*'receive any report from the Chief Executive and receive questions and answers on such report'.*

#### **2.0 Corporate Implications**

##### **2.1 Financial**

2.1.1 None

##### **2.2 Legal**

2.21 As set out in the report

##### **2.3 Corporate**

2.3.1 These reports will enable the Council to be kept informed of the progress of significant corporate initiatives and service innovations.

## **2.4 Equity and Equalities**

2.4.1 None Specific

## **3.0 Recommendation**

3.1 That approval be given to the inclusion on the agenda for ordinary meetings of Council items relating to the receiving of reports from the Chief Executive and Cabinet Leader in the manner recommended in the officer's report and that Council Procedure Rule 23.12 be amended accordingly.

## **4.0 Decision Making Process**

4.1.1 The recommendations of the Constitution Review Committee are considered by the Standards Committee who make final recommendations to Council. Council will determine the date by which any constitutional reform is to take effect, e.g. immediately, from the beginning of the next financial year or from the date of the Annual Meeting of Council.

Contact Officer: *Harvey Patterson, Head of Legal & Democratic Services*  
Reporting to: *Richard Samuel, Chief Executive*

### ***Annex List***

*None*

### ***Background Papers***

#### **Title**

*No background papers*

#### **Details of where to access copy**