

| ISLE OF ANGLESEY COUNTY COUNCIL | |
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| Report to: | Executive and Council |
| Date: | Executive 8th September 2014 Council 9th October 2014 |
| Subject: | New Standing Orders Regulations |
| Portfolio Holder(s): | Councillor Alwyn Rowlands |
| Head of Service: | Lynn Ball Head of Function Council Business / Monitoring Officer |
| Report Author: Tel: E-mail: | Awena Walkden Ext. 2563 apxce@anglesey.gov.uk |
| Local Members: | None |

| A –Recommendation/s and reason/s |
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| <p><u>Recommendations</u></p> <p>The Executive recommends Council to:</p> <ol style="list-style-type: none"> 1. Note the content of the new Local Authority (Standing Orders) (Amendment) (Wales) Regulations 2014 (“the 2014 Regulations”). 2. Instruct the Monitoring Officer to amend the Constitution to reflect the changes required to bring the Constitution in line with the 2014 Regulations as detailed in this Report. The 2014 Regulations make changes to the existing Local Authorities (Standing Orders) (Wales) Regulations 2006 (“the 2006 Regulations”) as a result of changes introduced by the Local Government (Wales) Measure 2011. Those changes are described in this Report. <p><u>Reasons</u></p> <ol style="list-style-type: none"> 3. In summary, the 2014 Regulations amend the 2006 Regulations in relation to the process for appointing, dismissing and conducting disciplinary investigations, against specified officers. The 2014 Regulations also impose a new requirement in deciding the level of the remuneration to be paid to Chief Officers which under the 2006 Regulations are defined as the Chief Executive, Deputy Chief Executive, Directors, s.151 Officer and Monitoring Officer. 4. Under the 2014 Regulations, the role of the Head of Democratic Services is given the same status as the Head of Paid Service (Chief Executive), Section 151 Officer and Monitoring Officer, in relation to the process which the Council must follow in conducting any disciplinary investigation and taking any disciplinary action. This will require changes to the Terms of Reference of the Investigation and Disciplinary Committees so as to include the role of the Head of Democratic Services as one which also comes within their remit. |

5. As well as including the post of Head of Democratic Services, as a statutory post with enhanced legal protection, the 2014 Regulations will also necessitate changes to the terms of reference of the Council's Appointments Committee to include the post of Head of Democratic Services within its remit.
6. Under the 2014 Regulations it is now required that if a Chief Officer is paid a remuneration of £100,000, or more, the post must be publicly advertised. The only exception to this requirement is if the appointment were to be made for a period of no longer than 12 months.
7. The 2014 Regulations also make additional provisions relating to the remuneration of Chief Officers. Any decision to set or vary the remuneration of a Chief Officer must be made by full Council; with any delegation specifically prohibited.

Financial implications

The matters contained within this Report have no direct financial impact.

B – What other options did you consider and why did you reject them and/or opt for this option?

The implementation of the Regulations is compulsory and there are no alternative options.

C – Why is this a decision for the Executive?

Because the implementation of the Regulations will result in constitutional changes which may only be approved by the Council after consideration by the Executive.

CH – Is this decision consistent with policy approved by the full Council?

Yes

D – Is this decision within the budget approved by the Council?

Yes

| DD – Who did you consult? | | What did they say? |
|----------------------------------|-------------------------------------------------------------------------|------------------------------------------------------|
| 1 | Chief Executive / Strategic Leadership Team (SLT) (mandatory) | |
| 2 | Finance / Section 151 (mandatory) | |
| 3 | Legal / Monitoring Officer (mandatory) | Joint author of Report so comments are included here |
| 4 | Human Resources (HR) | |
| 5 | Property | |
| 6 | Information Communication Technology (ICT) | |
| 7 | Scrutiny | |
| 8 | Local Members | |
| 9 | Any external bodies / other/s | |

| E – Risks and any mitigation (if relevant) | |
|---------------------------------------------------|---------------------------|
| 1 | Economic |
| 2 | Anti-poverty |
| 3 | Crime and Disorder |
| 4 | Environmental |
| 5 | Equalities |
| 6 | Outcome Agreements |
| 7 | Other |

| F - Appendices: |
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| None |

| FF - Background papers (please contact the author of the Report for any further information): |
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| <ol style="list-style-type: none"> 1. The Local Authority's Standing Order (Wales) (Amendments) 2014 2. Explanatory Memorandum to the Local Authorities (Standing Orders) (Wales) (Amendment) Regulations 2014 |