

ISLE OF ANGLESEY COUNTY COUNCIL	
Report to:	Executive Full Council
Date:	20 July 2015 29 September 2015
Subject:	Changes to Scrutiny Committees Terms of Reference
Portfolio Holder(s):	Alwyn Rowlands
Head of Service:	Lynn Ball
Report Author: Tel: E-mail:	Lynn Ball, Head of Function (Council Business)/Monitoring Officer 01248 752568 lbxcs@anglesey.gov.uk
Local Members:	n/a

A –Recommendation/s and reason/s
<p>The Executive recommends to Council that Council approve the changes to the Constitution, as detailed in the Appendix to this report.</p> <p><u>Background-</u> Changes have been requested by Members and Scrutiny Officers to bring the Terms of Reference in line with current best practice and to:-</p> <ol style="list-style-type: none"> 1. Enable the Committees to transfer their workload between one another when pressure of work requires flexibility. 2. Allow the Corporate Scrutiny Committee to be the lead Committee on the review of the Budget. <p><u>Summary of changes</u></p> <ol style="list-style-type: none"> 1. Allow matters on the Corporate Scrutiny Committee Work Programme to be forwarded to the Partnership and Regeneration Scrutiny Committee, and vice versa; 2. Crime and Disorder functions to be allocated to the Partnership and Regeneration Scrutiny Committee; 3. Any request for an item to be scrutinised to be provided to the Head of Democratic Services rather than to the Chief Executive with the Chair of the relevant Scrutiny Committee deciding whether the item should be scrutinised (i.e. applying the test of significance and assessing workloads, priorities and capacity); 4. The Corporate Scrutiny Committee only to consider the Executive’s Initial Budget Proposals.

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

The only other option available would be to maintain the status quo. This is not considered to represent the most effective use of Scrutiny’s limited resources.

C – Why is this a decision for the Executive?

The report will result in constitutional changes which will require the Executive’s view prior to the report being presented to full Council.

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)	Agreed except for the original draft proposal in relation to paragraph 4.5.9.1. The amendment suggested by the Chief Executive was that notice be given to the Head of Democratic Services, rather than “the Lead officer of the Scrutiny function”. The draft attached contains the amendment requested by the Chief Executive
2	Finance / Section 151 (mandatory)	Response received confirming no comments on the report
3	Legal / Monitoring Officer (mandatory)	Report author
4	Human Resources (HR)	Query raised in relation to 4.5.9.1 but the draft amendment attached to this report addresses the issue
5	Property	n/a
6	Information Communication Technology (ICT)	n/a
7	Scrutiny	The original and subsequent recommendations made by the Scrutiny Chairs and Vice Chairs have been

		incorporated into draft paragraphs 2.6.2.2 and 2.6.2.3. The general principle remains the same but the wording has been strengthened.
8	Local Members	n/a
9	Any external bodies / other/s	None

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:
Amended parts of the Constitution

FF - Background papers (please contact the author of the Report for any further information):

Constitution: 2.6 article 6 – scrutiny of decisions

2.6.2.1 Scrutiny Committees' Names, Size and Terms of Reference

Each Scrutiny Committee may appoint additional non-voting co-optees.

2.6.2.2 Corporate Scrutiny Committee Terms of Reference

In accordance with rule 4.5.7 of the Constitution, the Chair of the Corporate Scrutiny Committee may refer any matter to the Partnership and Regeneration Scrutiny Committee for consideration, and the Corporate Scrutiny Committee may consider any matter referred to it by the Chair of the Partnership and Regeneration Scrutiny Committee.

2.6.2.3 Partnership and Regeneration Scrutiny Committee Terms of Reference

In accordance with rule 4.5.7 of the Constitution, the Chair of the Partnership and Regeneration Committee may refer any matter to the Corporate Scrutiny Committee for consideration, and the Partnership and Regeneration Committee may consider any matter referred to it by the Chair of the Corporate Scrutiny Committee.

Constitution: 4.3 budget and policy framework procedure rules

4.3.2.2.8 At least two weeks before the date on which an annual budget is to be adopted by the Council, the Corporate Scrutiny Committee shall consider the Executive's Initial Budget Proposals as regards their effect, and having regard to the authority's corporate plans, service plans and proposals for their development. The Corporate Scrutiny Committee may make any representations it considers appropriate to the Executive concerning the Initial Budget Proposals.

4.3.2.2.9 At least one week before the date on which an annual budget is to be adopted by the Council, the Executive, having considered the responses of the Corporate Scrutiny Committee s and the outcomes of consultation undertaken, will publish its Final Budget Proposals. The Final Budget Proposals will include the following:

Constitution: 4.5 scrutiny procedure rules

4.5.3 Co-optees

4.5.3.2 In discharging its crime and disorder functions, the Partnership and Regeneration Scrutiny Committee may co-opt any person (with the exception of members of the Executive), and no co-optee is entitled to vote unless the Committee allows it. Co-optees may be appointed for a particular matter or type of matter and membership may be withdrawn at any time by the Committee.

4.5.9 Agenda Items

4.5.9.1 Any Member of Council shall be entitled to give notice to the Head of Democratic Services that he/she wishes an item relevant to the functions of the Committee to be included on the agenda for the next available meeting of the Committee. On receipt of such a request the Chair of the relevant Scrutiny Committee will decide if it is to be included on the next available agenda by undertaking a test of significance and a review of priorities and capacity. If the item is included on a Scrutiny Committee agenda the Member giving notice with regard to a particular agenda item will be entitled to speak at the Committee meeting when that particular item is considered.