

TONBRIDGE & MALLING BOROUGH COUNCIL

COUNCIL

3 November 2009

Report of Monitoring Officer

Part 1- Public

Matters For Decision

1 CHANGE TO THE CONSTITUTION

1.1 Legal Implications

1.1.1 Members will note from earlier in the Agenda that the General Purposes Committee at its meeting of 7 September 2009 resolved to delegate to the Chief Executive the award of partnership supplements in consultation with the Chairman of the General Purposes Committee, within the parameters contained in the report to that Committee. A partnership supplement is a reward to officers who are sharing their time across different authorities by way of an enhancement to their remuneration package. A consequential change to the Constitution is required and the Committee has further recommended that Council endorse that change. Such a change can only be made following a report of the Monitoring Officer to the Council under Article 15 of Part 2 of the Constitution and I endorse that change.

1.1.2 The General Purposes Committee also considered at its September meeting a report on the Corporate Establishment Review which included the proposed arrangements for street naming and numbering. As part of the work needed to take this service forward I have reviewed the current Constitutional arrangements and recommend that a slight adjustment is made to the current terms of reference so the policy arrangements for this service can be processed more efficiently and the day to day activity be delegated to the GIS team at the appropriate time. The function is Executive business and my recommendation is that it be transferred from the Area Planning Committees to Cabinet, within the Portfolio of Planning and Transportation and that the Cabinet Member be advised as required by the Planning and Transportation Advisory Board.

1.2 Financial and Value for Money Considerations

1.2.1 The new arrangements will allow these functions to be performed in a more efficient and cost effective manner.

1.3 Risk Assessment

- 1.3.1 To have the policy making for street naming and numbering rest with three separate committees could lead to a difference in view between the committees on what the policy should be and how it should be applied. As the function is executive business in any event it is more appropriate that the decision making authority lie with Cabinet rather than a Committee or Committees of the Council.

1.4 Recommendations

- 1.4.1 The Monitoring Officer be authorised to amend the Constitution to give effect to the matters set out at paragraphs 1.1.1 and 1.1.2 of this report.

Background papers:

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Nil

Julie Beilby
Monitoring Officer