

TONBRIDGE & MALLING BOROUGH COUNCIL

COUNCIL

22 October 2012

Report of the Monitoring Officer

Part 1- Public

For Decision

1 CHANGES TO THE CONSTITUTION – FUTURE MANAGEMENT STRUCTURE

1.1 Introduction

- 1.1.1 This report accompanies the report of the Chief Executive on future changes to the management structure.
- 1.1.2 In the event that Members are minded to approve the proposed changes set out in the report of the Chief Executive, consequential amendments to the Constitution will be required to ensure that the appointed officers are able to fully discharge their new roles. Some of these will need to be addressed at this meeting of Council in order to ensure that the amendments take effect on 1 February 2013; others can be addressed in a further report to the February 2013 meeting of Council.
- 1.1.3 Presently, a number of delegations in the Constitution rest with the post of Chief Solicitor. In the event that Members are minded to agree to the deletion of this post, it will be necessary to transfer all existing responsibilities/ delegations etc to another post. The most appropriate post would be that of Director of Central Services, and it is therefore recommended that the Constitution be amended with effect from 1 February 2013 to give effect to this proposed transfer of responsibilities.
- 1.1.4 It is envisaged that a further report would be presented to Council in February 2013 following appraisal by the Chief Executive and Directors of any changes to the structure that may arise from the relocation of existing service areas. This report would address any consequential amendments to the Constitution that flow from these changes.

1.2 Equality Impact Assessment

- 1.2.1 See 'Screening for equality impacts' table at end of report.

1.3 Recommendation

- 1.3.1 In the event that the Council is minded to approve the recommendations contained in the report of the Chief Executive, the Council is invited to **AUTHORISE** the Monitoring Officer to make the appropriate consequential amendments to the Council's Constitution to give effect to the proposed deletion of the post of Chief Solicitor and the transfer of all functions, duties, responsibilities and delegations/ appointments associated with that post to the Director of Central Services with effect from 1 February 2013.

Background papers:

contact: Adrian Stanfield

Nil

Adrian Stanfield
Chief Solicitor and Monitoring Officer

Screening for equality impacts:		
Question	Answer	Explanation of impacts
a. Does the decision being made or recommended through this paper have potential to cause adverse impact or discriminate against different groups in the community?	No	
b. Does the decision being made or recommended through this paper make a positive contribution to promoting equality?	n/a	
c. What steps are you taking to mitigate, reduce, avoid or minimise the impacts identified above?		

In submitting this report, the Chief Officer doing so is confirming that they have given due regard to the equality impacts of the decision being considered, as noted in the table above.