

TONBRIDGE & MALLING BOROUGH COUNCIL

COUNCIL

16 July 2013

Report of the Director of Central Services and Monitoring Officer

Part 1- Public

For Decision

1 CHANGES TO THE CONSTITUTION

1.1 Introduction

1.1.1 Members are asked to agree changes to the Constitution to set out the responsibilities of the new Cabinet Member for Economic Regeneration, and to make provision for the appointment of a deputy leader as required by the Localism Act 2011.

1.2 Economic Regeneration portfolio

1.2.1 At the previous meeting of Council on 14 May 2013, approval was given to the creation of a new Economic Regeneration portfolio and Advisory Board.

1.2.2 As Members will be familiar, the responsibilities of each Portfolio holder are set out within the Council's constitution. Following further discussions between the Leader and Cllr Balcombe, approval is therefore sought to the proposed portfolio for the Cabinet Member for Economic Regeneration set out at **Annex 1**.

1.2.3 The terms of reference for the new Economic Regeneration Advisory Board will be submitted to the Board for approval at its inaugural meeting on 17 July 2013.

1.3 Appointment of Deputy Leader

1.3.1 Recent changes introduced by the Localism Act 2011 require the Council to include provision within its executive arrangements for the appointment by the leader of a deputy executive leader.

1.3.1 The key points of the new provisions are as follows –

- (a) Unless they resign or cease to be a member, the person who is appointed as deputy executive leader will hold office until the end of any term of office of the executive leader ;

- (b) The executive leader may, if they think fit, remove the deputy executive leader from office;
- (c) Where a vacancy occurs in the office of deputy executive leader, the executive leader must appoint another person to undertake the role; and
- (d) If for any reason the executive leader is unable to act or the office of executive leader is vacant, the deputy executive leader must act in the executive leader's place

1.3.2 The Leader will confirm at the meeting his intended appointment to the post of deputy executive leader.

1.4 Equality Impact Assessment

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

1.5 Recommendation

1.5.1 Council is invited to authorise the Monitoring Officer to make the appropriate consequential amendments to the Council's Constitution to give effect to

- (a) the proposed portfolio for the Cabinet Member for Economic Regeneration set out at **Annex 1**;
- (b) the amendment of the executive arrangements so as to provide for the appointment by the leader of a deputy executive leader;

Background papers:

contact: Adrian Stanfield

Nil

Adrian Stanfield

Director of Central Services 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	

Screening for equality impacts:		
Question	Answer	Explanation of impacts
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.