

Phil Norrey
Chief Executive

To: The Chairman and Members of
the Procedures Committee

County Hall
Topsham Road
Exeter
Devon
EX2 4QD

(See below)

Your ref :
Our ref :

Date : 6 September 2016
Please ask for : Rob Hooper 01392 382300

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PROCEDURES COMMITTEE

Wednesday, 14th September, 2016

A meeting of the Procedures Committee is to be held on the above date at 2.00 pm in the Committee Suite, County Hall, Exeter to consider the following matters.

P NORREY
Chief Executive

A G E N D A

PART I - OPEN COMMITTEE

1 Apologies for absence

2 Minutes

Minutes of the meeting held on 13 July 2016.

3 Items Requiring Urgent Attention

Items which in the opinion of the Chairman should be considered at the meeting as a matter of urgency.

MATTERS FOR DECISION

4 Constitutional Matters (Pages 1 - 4)

(a) Proposed Changes to Senior Management Structure

The Committee will be aware that as a consequence of the revised management structures endorsed by the Appointments & Remuneration Committee on 29 July 2016 (attached) and subsequent adoption by the County Council, the Council's Constitution will also need to be amended throughout, to reflect Officers' revised descriptions, roles and responsibilities: County Solicitor to report on the changes required.

Recommendation: that the County Council authorise the County Solicitor to make all changes to be made to the Constitution consequent upon implementation of the revised senior staffing structures, when approved.

(b) Public Rights of Way Committee - Delegations

The Deregulation Act 2015 will affect the Council's procedures for determining and making Definitive Map Modification Orders. The Public Rights of Way Committee on 8 July contemplated the need for revisions to the existing Scheme of Delegation enshrined in the Council's Constitution which would require the approval of this Committee. While implementation of the Act's provisions were not anticipated before the Autumn of 2016 it was self-evident that the County Council would need to revise its Definitive Map policies and procedures to give effect to the new legislation when it comes into effect. Further, and while detailed Regulations and Guidance would clarify future processes, it was already clear that the current scheme of delegations would need some minor amendments now to ensure the County Council was prepared for the introduction of the new legislation. Existing policies and procedures would need to be reviewed once the necessary Regulations had been published and the implications of the new legislation were fully understood but, in the meantime, the Public Rights of Way Committee had recommended approval to minor changes as set out at (a) below.

Recommendation:

(a) that the Scheme of Delegation enshrined within the Council's Constitution be amended in order that the Head of Highways, Capital Development and Waste is authorised to make Modification Orders in respect of administrative errors (where applicable under the now proposed, streamlined procedure) and Modification Consent Orders; and

(b) that the County Solicitor be authorised to further amend the Scheme of Delegation in the Council's Constitution, in consultation with the Chairman of this Committee, to reflect any other necessary changes thereto arising from legislation endorsed by the Public Rights of Way Committee.

5 Calendar 2017/18 (Pages 5 - 24)

Draft Calendar of meetings, attached.

6 Future Meetings


Future meetings of this Committee are currently scheduled for 17 October and 1 December 2016.

MATTERS FOR INFORMATION

PART II - ITEMS WHICH MAY BE TAKEN IN THE ABSENCE OF PRESS AND PUBLIC ON THE GROUNDS THAT EXEMPT INFORMATION MAY BE DISCLOSED

Members are reminded that Part II Reports contain confidential information and should therefore be treated accordingly. They should not be disclosed or passed on to any other person(s). Members are also reminded of the need to dispose of such reports carefully and are therefore invited to return them to the Democratic Services Officer at the conclusion of the meeting for disposal.

MEMBERS ARE REQUESTED TO SIGN THE ATTENDANCE REGISTER

Membership
Councillors A Moulding (Chairman), F Biederman, A Connett, T Dempster, J Hart, S Hughes, R Julian, J Owen, N Way and R Westlake
Declaration of Interests
Members are reminded that they must declare any interest they may have in any item to be considered at this meeting, prior to any discussion taking place on that item.
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