

City Council – 3 March 2025

Report of the Leader of the Council

Corporate Director/ Director:

Director of Legal and Governance

Report Author and Contact Details:

Jane Garrard, Interim Head of Governance

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Title: Amendments to the Constitution

Does the report form part of the Budget or Policy Framework?

Yes No

Commissioner Consideration

Has this report been shared with the Commissioners' Office? Yes No

Any comments the Commissioners wish to provide are listed below.

Does this report contain any information that is exempt from publication?

No

Relevant Council Plan Key Outcome:

| | |
|--|-------------------------------------|
| Green, Clean and Connected Communities | <input type="checkbox"/> |
| Keeping Nottingham Working | <input type="checkbox"/> |
| Carbon Neutral by 2028 | <input type="checkbox"/> |
| Safer Nottingham | <input type="checkbox"/> |
| Child-Friendly Nottingham | <input type="checkbox"/> |
| Living Well in our Communities | <input type="checkbox"/> |
| Keeping Nottingham Moving | <input type="checkbox"/> |
| Improve the City Centre | <input type="checkbox"/> |
| Better Housing | <input type="checkbox"/> |
| Serving People Well | <input checked="" type="checkbox"/> |

1. Summary

1.1 This report asks Council to note amendments made to the Constitution to reflect changes made by the Leader of the Council to Executive arrangements.

2. Recommendations

2.1 To note that:

- a) Article 10 Executive Arrangements of the Constitution has been amended to reflect the decision of the Leader of the Council to change Executive delegations - removing reference to the Executive Member for Adult Social Care and Health, and adding the delegation of responsibility for matters relating to public health to the Executive Member for Housing and Planning and that the Leader of the Council/ Executive Member for Strategic Regeneration, Transport and Communications has responsibility for matters relating to adult social care;

- b) Governance Framework Document I – Executive Committee Appointments has been updated to reflect that, following the resignation of Councillor Pavlos Kotsonis as an Executive Member, Councillor Corall Jenkins has been appointed to replace him as a member of the Companies Governance Executive Committee and there is a vacant seat on the East Midlands Shared Services Joint Committee.

3. Reasons for recommendations

- 3.1 Article 10 Executive Arrangements requires that amendments to delegations of Executive functions are reported to the next Council meeting and that the Constitution is amended accordingly. This ensures that the Constitution accurately reflects the agreed governance arrangements for the Council.

4. Other options considered in making recommendations

- 4.1 None. The decision to change Executive delegations has been made by the Leader of the Council. Delegation 77 enables amendments to the Constitution to be made by the Director of Legal and Governance to reflect changes made to Executive arrangements by the Leader of the Council, and requires those changes to be reported to Council.

5. Consideration of Risk

- 5.1 It is important that Council is informed of arrangements for the discharge of Executive functions and that this is clearly articulated in the Council's Constitution to ensure clarity about the discharge of Executive functions.

6. Best Value Considerations

- 6.1 The report sets out a change to Executive delegations that has been made by the Leader of the Council to ensure efficient and effective discharge of Executive functions.

7. Background (including outcomes of consultation)

- 7.1 In May 2024, the Leader of the Council appointed seven councillors as Executive Members and delegated Executive functions to them.
- 7.2 The Leader of the Council has given notification that Councillor Pavlos Kotsonis has resigned from his role as Executive Member for Adult Social Care and Health; and that going forward matters relating to public health have been delegated to the Executive Member for Housing and Planning, Councillor Jay Hayes, and the Leader of the Council, Councillor Neghat Khan, is responsible for matters relating to adult social care. The Leader of the Council has also amended the membership of Executive Committees – appointing Councillor Corall Jenkins to replace Councillor Kotsonis as a member of the Companies Governance Executive Committee and, as there are no further meetings scheduled for this municipal year, leaving a seat on the East Midlands Shared Services Joint Committee vacant. These changes were made on 4 February 2025 and came into immediate effect.
- 7.3 Delegation 77 enables the Director for Legal and Governance to make amendments to the Constitution that relate to decisions that only have to be noted by Council, for example Executive changes made by the Leader. Such amendments must be

reported to Council. In accordance with this delegation, Article 10 Executive Arrangements of the Constitution has been amended to reflect changes to Executive appointments and delegations. Governance Framework Document I has also been updated to reflect changes to membership of Executive committees.

8. **Commissioner comments**

8.1 The commissioners are content with the report.

9. **Finance colleague comments (including implications and value for money)**

9.1 Due to the reduction in the number of Executive Members, by 1, if no replacement was made there will be an annual saving of £21,635. The savings will be against the Members allowance budget. The recommendations contained in this report raise no further financial risk.

Sam Taylor, Senior Finance Business Partner 12/02/2025

10. **Legal colleague comments**

10.1 It is an essential element of good governance that the Council has a clear, concise and up to date Constitution that sets out in a very transparent manner how the Council conducts its business.

Beth Brown, Director of Legal and Governance, 13 February 2025

11. **Other relevant comments**

11.1 None

12. **Crime and Disorder Implications (If Applicable)**

12.1 Not applicable

13. **Social value considerations (If Applicable)**

13.1 Not applicable

14. **Regard to the NHS Constitution (If Applicable)**

14.1 Not applicable

15. **Equality Impact Assessment (EIA)**

15.1 Has the equality impact of the proposals in this report been assessed?

No



An EIA is not required because the report is informing Council of a decision that has already been taken. The amendment of the Constitution did not involve a new or changing policy or service

16. **Data Protection Impact Assessment (DPIA)**

16.1 Has the data protection impact of the proposals in this report been assessed?

No



A DPIA is not required because the report is informing Council of a decision that has already been taken. The amendment of the Constitution did not involve the collection or transfer of data.

17. Carbon Impact Assessment (CIA)

17.1 Has the carbon impact of the proposals in this report been assessed?

No



A CIA is not required because the report is informing Council of a decision that has already been taken. The amendment of the Constitution did not have any significant carbon impact.

18. List of background papers relied upon in writing this report (not including published documents or confidential or exempt information)

18.1 None

19. Published documents referred to in this report

19.1 Article 10 Executive Arrangements of the Constitution

19.2 Governance Framework Document I – Executive Committee Appointments

19.3 Governance Framework Document G – Delegations to Officers

**Councillor Neghat Khan
Leader of the Council**