



<u>ITEM</u>	<u>PROPOSED AMENDMENT</u>	<u>EXPLANATION</u>
	<p>“19. Scrutiny Committees allow citizens to have a greater say in County Council matters and things which the County Council is able to influence because at their meetings citizens may ask questions and present petitions provided that they have followed the correct procedures. The Committees produce reports which advise the Executive and the County Council as a whole on its policies, budget and service delivery. Overview and scrutiny committees also monitor the decisions of the Executive. The Adults, Communities and Health Overview and Scrutiny Committee is able to make recommendations on a health service matter to the County Council who in turn may refer the matter to the Secretary of State, the regulator or the NHS Commissioning Board.”</p> <p>Amend the penultimate bullet point in paragraph 26 to read as follows:-</p> <ul style="list-style-type: none"> <li>• “complain to the Monitoring Officer if they have evidence which they think shows that a county councillor has not followed the County Council’s Code of Conduct.”</li> </ul>	<p>To reflect changes in the law.</p> <p>Removing reference to Standards Committee.</p>
<p><b><u>PART 2 - ARTICLES</u></b></p> <p>Contents</p>	<p>Delete existing 9 and 9A. Add the following:-</p> <p>“9. Corporate Governance Committee”.</p> <p>Add reference to Designated Scrutiny Officer in Schedule 3, Table D.</p>	<p>Redistribution of functions.</p>

<u>ITEM</u>	<u>PROPOSED AMENDMENT</u>	<u>EXPLANATION</u>
<p>Article 3 – Citizens and the County Council</p> <p>3.01 Citizens’ Rights</p>	<p>Amend paragraph (d) 3 to read as follows:-</p> <p>“3. The Council’s Monitoring Officer about a breach of the County Councillors’ Code of Conduct.”</p>	<p>To reflect the provisions of the Localism Act 2011</p>
<p>Article 4 – The full County Council</p> <p>4.02 Functions of the full County Council</p>	<p>Add the following paragraph:-</p> <p>“(l) consider possible referrals to the Secretary of State, regulator or NHS Commissioning Board in relation to Health Service issues”</p> <p>Renumber the remaining paragraphs accordingly.</p>	<p>To reflect changes in the law.</p>
<p>Article 6 – Overview and Scrutiny Committees</p> <p>6.01 Terms of Reference</p> <p>6.03 General role</p>	<p>Amend to read as follows:-</p> <p>“The County Council will appoint the overview and scrutiny committees and subcommittees set out Table A in Schedule 3 to discharge the functions conferred on the County Council in accordance with the legislation in force for the time being.”</p> <p>Amend paragraph (c) to read as follows:-</p> <p>“(c) In the case of scrutiny committee(s) with the function of scrutinising the health service, such committees may make reports and recommendations to relevant NHS bodies and relevant health service providers, the</p>	<p>To reflect changes in the law.</p>

<u>ITEM</u>	<u>PROPOSED AMENDMENT</u>	<u>EXPLANATION</u>
6.08 Health Service functions	<p>County Council, Rutland Council, District Councils and in appropriate circumstances, refer matters to the County Council who in turn may make referrals to the Secretary of State, the regulator or the NHS Commissioning Board.”</p> <p>Amend to read as follows:-</p> <p><b>“(a) General Role</b></p> <p>Health overview and scrutiny committees will act as a lever to improve the health of local people, ensuring that the needs of local people are considered as an integral part of the delivery and development of health services. A committee may review and scrutinise any matter relating to the planning, provision and operation of health services in the area of the County Council, including:-</p> <ul style="list-style-type: none"> <li>(a) arrangements made by relevant NHS bodies or relevant health service providers to secure hospital and community health services for the inhabitants of the area and the services that are provided;</li> <li>(b) arrangements made for public health, health promotion and health improvement (including addressing health inequalities) in the area;</li> <li>(c) the planning of health services by relevant NHS bodies or relevant health service providers including plans made in co-operation with local authorities setting out a strategy for improving both the health of the local population and the provision of health care to that population;</li> <li>(d) arrangements made by relevant NHS bodies or</li> </ul>	Amended in the light of the Health and Social Care Act 2012.

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	<p>relevant health service providers for consulting and involving patients and the public under the duties placed upon them;</p> <p>(e) any matter referred to the committee by the local Healthwatch</p> <p>(f) responding to consultation from a relevant NHS body or relevant health service provider on a particular issue including proposals for a substantial development of the health service or a substantial variation in the provision of such service (in the latter circumstance it may be necessary for the response to be made through a joint overview and scrutiny committee).”</p> <p>Amend paragraph (b) (j) to read as follows:-</p> <p>“(j) may make reports and recommendations to relevant NHS bodies and relevant health service providers, the County Council, Rutland Council, District Councils and in appropriate circumstances to the County Council who may in turn refer the matter to the Secretary of State, the regulator or the NHS Commissioning Board.”</p>	
<p>Article 7 – The Executive</p> <p>7.03 Leader</p>	<p>Delete (b) and reletter remaining paragraphs accordingly.</p> <p>Choose one of the two options for paragraph (e):-</p> <p><u>Existing</u></p> <p>“(e) the Annual Meeting of the County Council next following the County Council elections.”</p>	<p>To reflect the provisions of the Localism Act.</p> <p>The County Council has a choice to retain the current provision or select to return to the previous arrangement of appointing the Leader on an annual basis.</p>

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<p>7.05 Executive members</p> <p>7.09 Cabinet Support Members</p>	<p>OR</p> <p><u>Original</u></p> <p>“(e) the Annual Meeting of the County Council next following his or her appointment.”</p> <p>Delete (b) and reletter remaining paragraphs accordingly.</p> <p>Delete (b) and reletter remaining paragraphs accordingly.</p>	<p>To reflect the provisions of the Localism Act.</p> <p>To reflect the provisions of the Localism Act.</p>
<p>Article 9 – The Standards Committee</p>	<p>Delete Article 9 in its entirety.</p>	<p>To reflect the redistribution of functions to the Corporate Governance Committee and the provisions of the Localism Act.</p>
<p>Article 9A – The Corporate Governance Committee</p>	<p>Re-number Article as Article 9 and amend to read as follows:-</p> <p><b>“9.01. Corporate Governance Committee</b></p> <p>The full County Council will establish a Corporate Governance Committee.</p> <p><b>9.02. Composition</b></p> <p>(a) The Corporate Governance Committee will reflect the political balance on the Council as a whole and may not include the Leader of the Council. The Committee may not include more than one member who is either a member of the Executive or a Cabinet Support Member and that member may not act as Chairman.</p> <p>(b) The Lead Member of the Executive responsible for resources, performance management and</p>	<p>To reflect the provisions of the Localism Act and the redistribution of functions from the Standards Committee.</p>

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	<p>risk management will be entitled to attend meetings in an observer/advisory capacity unless appointed to the Committee under paragraph (a) above.</p> <p><b>9.03 Role and Function</b></p> <p>The Corporate Governance Committee shall have the following general role and functions:</p> <p><b><u>Corporate Governance Matters</u></b></p> <p>(a) The promotion and maintenance within the Authority of high standards in relation to the operation of the Council's Code of Corporate Governance with a particular emphasis on ensuring</p> <ul style="list-style-type: none"> <li>(i) that an adequate risk management framework and associated control environment is in place;</li> <li>(ii) that the Authority's financial and non financial performance is properly monitored;</li> <li>(iii) proper oversight of the financial reporting processes.</li> </ul> <p>(b) To ensure that the Council's Code of Corporate Governance is reviewed and amended by the County Council as necessary to ensure that it remains relevant to the Council's work and practices.</p> <p>(c) To satisfy themselves that the County Council's Statement of Accounts and those relating to the Leicestershire Pension Fund have been prepared in accordance with best practice.</p> <p><b>9.03 <u>Standards of Conduct Matters</u></b></p>	

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	<p>(d) promoting and maintaining high standards of conduct by members and co-opted members; assisting such members to observe the Members' Code of Conduct;</p> <p>(e) advising the County Council on the adoption or revision of the Members' Code of Conduct;</p> <p>(f) monitoring the operation of the Members' Code of Conduct;</p> <p>(g) advising, training or arranging to train county councillors, co-opted members and church and parent governor representatives on matters relating to the Members' Code of Conduct;</p> <p>(h) granting dispensations to county councillors and co-opted members and church and parent governor representatives from requirements relating to interests set out in the Members' Code of Conduct;</p> <p>(i) making payments or providing other benefits in cases of maladministration under section 92 of the Local Government Act 2000;</p> <p>(j) exempting members from vacation of office by failure to attend meetings;</p> <p>(k) considering and determining representations seeking the removal of any LEA appointed school governor; and</p> <p>(l) advising as necessary on the establishment of a local code of conduct for employees and procedures relating to the handling of complaints, including "whistleblowing".</p>	



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	<p><b>9.04 Terms of Reference</b></p> <p>The detailed terms of reference of the Corporate Governance Committee can be found in the Section on Responsibility for Functions contained in Part 3 of this Constitution.”</p>	
<p>Article 10 – Area committees and forums</p> <p>10.03 Conflicts of interest – membership of area committees and overview and scrutiny committees</p>	<p>Substitute “Corporate Governance Committee” for “Standards Committee”</p>	<p>Redistribution of functions.</p>
<p>Article 12 – Officers</p> <p>12.02 Functions of the Head of Paid Service</p>	<p>Amend paragraph (a) to read as follows:-</p> <p>“(a) <b>Discharge of functions by the County Council.</b> The Head of Paid Service will determine and report as necessary to full County Council on the manner in which the discharge of the County Council’s functions is co-ordinated, the number and grade of officers required for the discharge of functions and the organisation of officers and will ensure that an annual pay policy statement is approved by the full County Council.”</p> <p>Add the following and reletter the remaining paragraphs accordingly:-</p> <p>“(b) <b>Grant and supervision of exemptions from political restrictions.</b> The Head of Paid Service will carry out the duties relating to the granting and supervision of exemptions from political restrictions in respect of posts within the authority in accordance with the legislation in force for the time being.”</p>	<p>To reflect changes in the law and the Council’s practices.</p> <p>Required by law.</p>

<u>ITEM</u>	<u>PROPOSED AMENDMENT</u>	<u>EXPLANATION</u>
12.03 Functions of the Monitoring Officer	<p>Amend paragraphs (c) and (e) to read as follows:-</p> <p>"(c) <b>Supporting the Corporate Governance Committee.</b> The Monitoring Officer will contribute to the promotion and maintenance of high standards of conduct through provision of support to the Corporate Governance Committee.</p> <p>(e) <b>Local Assessment of Complaints.</b> The Monitoring Officer will support the Member Conduct Panel in operating a locally based system for the assessment, referral, investigation, hearing and resolution of complaints of member misconduct."</p> <p>Delete paragraph (d), add the following and reletter the remaining paragraphs accordingly:-</p> <p>"(g) <b>Politically restricted posts.</b> The Monitoring Officer will take any necessary action required of the County Council in connection with the designation of posts within the County Council as politically sensitive in accordance with the legislation in force for the time being. (The granting of exemptions is a matter for the Head of Paid Service – see Article 12.02 (b) above)."</p>	<p>Redistribution of functions.</p> <p>Redistribution of functions.</p> <p>To reflect changes in the law.</p>
Schedule 2 – Plans and Strategies forming the policy framework	<p>Transfer item 3, Children and Young People’s Plan, to the ‘By local choice’ section</p> <p>Add ‘The Annual Report of the Director of Public Health’ to the ‘by local choice’ section</p> <p>Delete item 9, Local and Multi Area Agreements.</p> <p>Amend item 11 to read:-</p>	<p>To reflect changes in the law and practice.</p>



<b><u>ITEM</u></b>	<b><u>PROPOSED AMENDMENT</u></b>		<b><u>EXPLANATION</u></b>		
Table D – Head of Paid Service, Monitoring Officer, Chief Financial Officer and designated Scrutiny Officer	<table border="1" data-bbox="638 193 1384 363"> <tr> <td data-bbox="638 193 860 363"></td> <td data-bbox="860 193 1384 363">           2. services for public health Contribution to corporate management through participation in CMT.         </td> </tr> </table> <p>Delete the words “Head of Legal Services” and insert “Democratic Services Manager – Scrutiny Support” in its place.</p>			2. services for public health Contribution to corporate management through participation in CMT.	To reflect recent changes in officer structures.
	2. services for public health Contribution to corporate management through participation in CMT.				
<b><u>PART 3 - RESPONSIBILITY FOR FUNCTIONS</u></b>  Section A: Responsibility for “Local Choice”	<p>Delete paragraph (c) of the notes and renumber the remaining paragraphs accordingly.</p> <p>Amend paragraph (d) by the substitution of “Corporate Governance Committee” for “Standards Committee”.</p> <p>Delete items 7 and 8 in the table and renumber the remaining items accordingly.</p> <p>Amend item 13 in the table by the substitution of “Corporate Governance Committee” for “Standards Committee”.</p>		<p>To reflect changes in the law relating to Police Authorities.</p> <p>Redistribution of functions.</p> <p>To reflect changes in the law.</p> <p>Redistribution of functions.</p>		
Section B: Responsibility for “County Council” functions  Standards Committee	Delete Standards Committee in its entirety.		Redistribution of functions.		
Corporate Governance Committee	Amend to read as follows:-		Redistribution of functions from Standards Committee to Corporate Governance Committee		

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	<p style="text-align: center;"><b>“Corporate Governance Committee</b></p> <ol style="list-style-type: none"> <li>1. The Corporate Governance Committee shall have power to appoint subcommittees to deal with any appointments for which it has responsibilities.</li> <li>2. The extent to which the non-executive powers within the Committee’s remit have been delegated to chief officers, either by the full County Council or by the Committee (or by any of the bodies previously charged with the functions now within its remit), will be found: <ol style="list-style-type: none"> <li>(a) in the general scheme of delegation to heads of departments which appears in Section D of this Part; and</li> <li>(b) in the record of specific delegations maintained by the Chief Executive for public inspection at County Hall and which constitutes Part 9 of this Constitution.</li> </ol> </li> <li>3. Subject to the delegations described in paragraph 2, the functions delegated to the Committee shall be:</li> </ol> <p><b><u>Corporate Governance Matters</u></b></p> <ol style="list-style-type: none"> <li>(a) The promotion and maintenance of high standards within the Authority in relation to the operation of the Council’s Code of Governance and in particular to ensure:- <ol style="list-style-type: none"> <li>(i) That an adequate risk management framework and associated control environment is in place;</li> <li>(ii) That the Authority’s financial and non financial performance is properly monitored;</li> <li>(iii) Proper oversight of the financial reporting</li> </ol> </li> </ol>	

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	<p>processes;</p> <p>(iv) That the Council's Treasury Management arrangements are appropriate and regularly monitored.</p> <p>(b) To review the Council's Code of Governance as necessary and make recommendations to the County Council to ensure that it remains relevant to the Council's work and practices.</p> <p>(c) To satisfy themselves that the County Council's Statement of Accounts and those relating to the Leicestershire Pension Fund including the County Council's Annual Governance Statement have been prepared in accordance with best practice.</p> <p>(d) To make recommendations to the County Council either directly or via the Constitution Committee on any amendments required to the Financial Procedure Rules and Contract procedure Rules set out in Parts 4F and 4G of this Constitution and to make such changes as are considered necessary to the Standard Financial Instructions.</p> <p>(e) To monitor the adequacy and effectiveness of the external audit of the Council's services and functions and to:-</p> <p>(i) consider the nature and scope of the external audit of the Council's services and functions;</p> <p>(ii) consider external audit reports and management letters;</p> <p>(iii) monitor the County Council's response to the external auditors findings and the implementation of external audit recommendations:</p>	

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	<p>(f) To monitor the adequacy and effectiveness of the Internal Audit Service and to:-</p> <ul style="list-style-type: none"> <li>(i) consider the annual Internal Audit plan;</li> <li>(ii) monitor progress against the plan through the receipt of periodic progress reports and an annual Internal Audit report;</li> <li>(iii) consider major Internal Audit findings and recommendations;</li> <li>(iv) monitor the response to major Internal Audit findings and the implementation of its recommendations.</li> </ul> <p>(g) Monitor the effectiveness of officer arrangements for ensuring an adequate internal control environment and combating fraud and corruption.</p> <p>(h) Monitor the arrangements for the identification monitoring and management of strategic and operational risk within the Council.</p> <p>(i) To liaise with the Executive, and other bodies as appropriate on matters of corporate governance and financial accountability.</p> <p>(j) Advising on training for members of the Council on matters relating to the Corporate Governance of the Authority.</p> <p><b><u>Standards of Conduct Matters</u></b></p> <p>(k) The promotion and maintenance of high standards of conduct by members and co-opted members within the County Council, including:-</p> <ul style="list-style-type: none"> <li>(i) Advising the County Council on the adoption or revision of its Code of Conduct.</li> <li>(ii) Monitoring and advising the County Council</li> </ul>	

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	<p>about the operation of its Code of Conduct in the light of best practice and changes in the law.</p> <p>(l) Ensuring that all members and co-opted members of the County Council have access to training in all aspects of the Code of Conduct for members, that this training is actively promoted, and that members are aware of the standards expected from local councillors under the Code.</p> <p>(m) Making arrangements for the appointment of independent persons whose views must be sought about allegations of a breach of the Members' Code of Conduct in accordance with the provisions of the Localism Act 2011.</p> <p>(n) Making payments or providing other benefits in cases of maladministration under section 92 of the Local Government Act 2000.</p> <p>(o) Making arrangements for members to receive dispensations to speak on, or participate in matters in which they have interests.</p> <p>(p) Exempting members from vacation of office by failure to attend meetings.</p> <p>(q) Considering and determining representations seeking the removal of any LEA appointed school governor.</p> <p>(r) Subject to the powers of the Employment Committee in relation to Local Conditions of Service, advising as necessary on matters relating to the conduct of employees and procedures relating to the handling of complaints, including "whistle blowing".</p>	



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Constitution Committee	<p>Amend paragraph 3(e) by the substitution of “Corporate Governance Committee” for “Standards Committee”.</p> <p>Delete paragraph 3(f).</p>	To reflect impact of Localism Act and redistribution of functions.
<p><b>Section C: Responsibility for Executive Functions</b></p> <p>Joint Arrangements</p>	<p>Add the following:-</p> <p><b>“East Midlands Shared Services</b></p> <p>The Executive has established joint arrangements with Nottingham City Council for the delivery of a programme of shared services including Human Resources, Payroll and Finance Transactional Services. A joint committee has been established in accordance with Section 102 of the Local Government Act 1972. The Executive has delegated to the joint committee the power to provide support services to Leicestershire and Nottingham Councils and other external clients.</p> <p><b>Police and Crime Panel</b></p> <p>Joint arrangements with Leicester City Council, Rutland Council and the District Councils for the purposes of holding to account the Police and Crime Commissioner for the execution of his or her role as required by legislation in force for the time being.”</p>	<p>Consequent upon decision already agreed by the County Council.</p> <p>To reflect changes in the law.</p>
Section D: General Scheme of Delegation to Heads of Departments	<p>Amend paragraph 19 to read as follows:-</p> <p><b>“Decision-making between meetings:</b> power to the Chief</p>	Paragraph (a) amended to further speed up process.

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	<p>Executive to take action between meetings which he or she considers is urgent in consultation:-</p> <p>(a) on matters within the responsibility of the Executive, with the Leader or such other member of the Executive as may be nominated by the Leader; or</p> <p>(b) on matters within the responsibility of a relevant body with the Chairman and relevant Group Spokesmen of that body;</p> <p>subject to the details of such action being reported for information to the next appropriate meeting of the body concerned.”</p>	
Section E: Panels	<p>Replace the words “Director of Adult Social Care and Health” with the words “Director of Adults and Communities” in paragraph 5(k).</p> <p>Add the following to paragraph 5:-</p> <p>“(f) <b>Member Conduct Panel:</b> to assess any allegation that a member or co-opted member of the Council has breached the Council’s Code of Conduct and to conduct a determination hearing as appropriate.</p> <p>(l) <b>Guardianship Review Panel:</b> to consider whether a Guardianship Order made under Sections (7) or (37) of the Mental Health Act (1983) is still necessary or if the person concerned should be discharged.</p> <p>(m) <b>Member Reference Panel on Quality and Safeguarding in Registered Care Homes:</b></p> <p>(i) to act as a point of reference for the Director of Adults and Communities in considering quality</p>	To reflect current arrangements.

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	<p>monitoring reports for registered care homes where placements have been made by Leicestershire County Council (this will include care homes outside Leicestershire).</p> <p>(ii) to receive and comment on reports on the performance of the Adults and Communities Department in relation to safeguarding vulnerable adults in residential care homes.</p> <p>(iii) to monitor the implementation and review of the Dignity in Care Kitemark.</p> <p>(iv) to monitor the training of staff in residential care homes, particularly in relation to safeguarding.”</p> <p>Reletter the remaining paragraphs accordingly.</p>	
<p><b><u>PART 4A – MEETING PROCEDURE RULES (STANDING ORDERS)</u></b></p> <p>Standing Order 4: Order of Business</p>	<p>Amend paragraph (10) to delete reference to the Standards Committee</p>	<p>Redistribution of functions</p>
<p>Standing Order 7: Questions from Elected Members</p>	<p>Delete paragraph (2)</p>	<p>To reflect changes in legislation.</p>
<p>Standing Order 10: Notice of Motion</p>	<p>Delete paragraph (5) and renumber accordingly.</p>	<p>To be consistent with the provisions of the Localism Act 2011.</p>
<p>Standing Order 18: Length of speeches and conduct of members</p>	<p>Amend the note by deletion of the reference to “Standards Committee”.</p>	<p>Redistribution of functions.</p>

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Standing Order 30: Interests in contracts and other matters	<p>Amend to read as follows:-</p> <p>“If any member of the Council has any pecuniary interests as defined within the County Council’s Code of Conduct in any contract, proposed contract, or other matter, that member shall declare that interest and withdraw from the meeting while the contract, proposed contract, or other matter, is under consideration by the Council unless the disability to discuss that matter imposed upon him or her by the Code has been removed by the Corporate Governance Committee.</p> <p><i>[Note: The County Council is required by law to maintain a register of certain types of interests. All elected members must give notice to the Monitoring Officer of interests covered within 28 days of being elected. Members are also required to ensure that interests are declared at meetings in accordance with legislation and Standing Order 30 above and that any disclosable interests declared at meetings which are not in the Authority’s register are notified to the Monitoring Officer within 28 days of disclosure. By law the Register is open to public inspection. As a matter of good practice, the County Council has determined that members should be required to keep the register up to date by notifying the Monitoring Officer of any changes within 28 days of their occurrence.]”</i></p>	To reflect the provisions of the Localism Act and the redistribution of functions.
Note after Meeting Procedure Rules	<p>Add the following to the list of meetings determined for the purposes of Standing Order 34(2):</p> <p>“Member Conduct Panel Guardianship Panel Member Reference Panel on Quality and Safeguarding in Registered Care.”</p> <p>Delete reference to Standards Committee and Subcommittees.</p>	Redistribution of functions.

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<p><b><u>PART 4B – ACCESS TO INFORMATION PROCEDURE RULES</u></b></p> <p>Contents</p>	Delete reference to Rule 25.	No longer applies.
Rule 1: Scope	Substitute “Member Conduct Panel” for “Standards Committee”	Redistribution of functions.
Rule 25: Application of Rules to the Standards Committee and its Subcommittees	Delete Rule 25.	No longer applies.
Schedule	Delete Categories 7A, 7B and 7C	No longer applies.
<p><b><u>PART 4D – EXECUTIVE PROCEDURE RULES</u></b></p> <p>Rule 8: Working definition of “Key Decision”</p>	<p>Add the following note to paragraph (viii):-</p> <p><i>“Note: Where the closure or reduction is as a result of time-limited external funding coming to an end and there is no reasonable prospect of continuing the service, other than on a transitional basis, this provision does not apply.”</i></p>	To reflect current practice.
<p><b><u>Part 4E – OVERVIEW AND SCRUTINY PROCEDURE RULES</u></b></p> <p>Rule 5: Education representatives</p>	<p>Amend paragraph (a) to read as follows:-</p> <p>“(a) Each relevant overview and scrutiny committee dealing</p>	There is no requirement for education representatives from schools which are not maintained by the local education authority.

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	<p>with education matters shall include in its membership the following education representatives from schools maintained by the local education authority:</p> <p>(i) 1 Church of England diocese representative;  (ii) 1 Roman Catholic diocese representative; and  (iii) 2 parent governor representatives.”</p>	
<p>Rule 6: Chairmanship and meetings of the overview and scrutiny committees</p>	<p>Replace “Adult Social Care and Health Services Overview and Scrutiny Committee” with “Adults, Communities and Health Overview and Scrutiny Committee”.</p>	<p>To reflect current arrangements.</p>
<p>Rule 12: Members and officers giving account</p>	<p>Amend paragraph (a) to read as follows:-</p> <p>“(a) An overview and scrutiny committee may require any member of the Executive, the Head of Paid Service and any senior officer of the Council and in the case of an overview and scrutiny committee dealing with Health Services any member or employee of a relevant NHS body or member or employee of a relevant health service provider to attend before it to explain in relation to matters within their remit:</p> <p>(i) any particular policy, decision or series of decisions;  (ii) the extent to which the actions taken implement the policy of the County Council or relevant health body; and/or  (iii) their performance,</p> <p>and it is the duty of those persons to attend if so required.”</p>	<p>To reflect changes in the law .</p>

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Rule 17: Procedure at overview and scrutiny committee meetings	<p>Add the following to paragraph (a) and renumber remaining paragraphs accordingly:-</p> <p>"(v) a referral made to the Committee by a member of the Council which is not an excluded matter;"</p> <p>Amend paragraph (c) to read as follows:-</p> <p>"(c) Following any investigation or review, the committee shall prepare a report, for submission to the County Council, Executive, and/or the relevant NHS body or relevant health service provider and shall make its report and findings public".</p>	To reflect changes in the law.
<b><u>PART 5A – MEMBERS’ CODE OF CONDUCT</u></b>	Adopt Appendix C of the report.	To reflect changes in the law and the views of members.
<b><u>PART 5B – OFFICERS’ CODE OF CONDUCT</u></b>  Appendix 2: Register of Gifts and Hospitality	<p>Amend the reference to registers of gifts and hospitality to read as follows:-</p> <p>“Registers in respect of gifts and hospitality are maintained in electronic form within each Department. Contact points for the Departments are set out on the County Council’s intranet.”</p>	To avoid the need to amend when contact points change.

<u>ITEM</u>	<u>PROPOSED AMENDMENT</u>	<u>EXPLANATION</u>
<p><b><u>PART 6 – MEMBERS’ ALLOWANCES SCHEME</u></b></p>	<p>Amend definition of “co-opted member” in paragraph 2 by the deletion of the words “or Independent Member of the Standards Committee”</p> <p>Delete paragraphs 4, 6, 13 and 19.</p> <p>Amend paragraph 18 to read as follows:-</p> <p>"18. “No such allowances are currently payable.”</p>	<p>Independent Members of the Standards Committee cease to exist on 1 July 2012.</p> <p>To reflect changes in the law removing power of suspension.</p> <p>Independent Members of the Standards Committee cease to exist on 1 July 2012.</p>