

## **MINUTE EXTRACT**

### **STANDARDS AND CONSTITUTIONAL OVERSIGHT COMMITTEE**

**Tuesday, 27 February 2018**

#### **36 CONSTITUTIONAL UPDATES**

The Committee were advised of required amendments to Part 3 of the Council's Constitution relating to delegation of functions.

The Committee were advised of the relevant legislative provisions and considerations given which now required amendment to the Constitution:

- i. a delegation at Part 3 'Responsibility for Functions' Schedule 4A Part 2 of the Council Constitution enabling Officers, including the Assistant Director of Environmental Services, to authorise Officers to issue Fixed Penalty Notices to drivers of idling vehicles pursuant to Part 6(3) of the Road Traffic (Vehicle Emissions) (Fixed Penalty) (England) Regulations 2002, as recommended by the Environment Overview and Scrutiny Committee at a meeting held on 30<sup>th</sup> November 2017; and
- ii. a delegation at Part 3 'Responsibility for Functions' Schedule 5 'Delegation of Functions to Individual Cabinet Members' of the Council Constitution to enable the Cabinet Member for Environment, supported by Officers, to be the person nominated by the authority to hear the applicant and determine the matter pursuant to Schedule 1 s7 to the Scrap Metal Dealers Act 2013, agreed by the Cabinet at a meeting held on 10 October 2013, but not included in the Constitution at that time.

#### **RESOLVED:**

**That the required amendments to the Council Constitution be noted and the Council be recommended to confirm their adoption.**