

Audit & Governance Committee

28th September 2020

Report of the Monitoring Officer

Amendments to the Constitution by the Monitoring Officer

Summary

In response to the COVID-19 pandemic, the Government has issued Regulations which have implications on the functions of the Council. As such the Monitoring Officer has had cause to effect necessary amendments to the Council's Constitution which are outlined in this report.

The Chair of this Committee had accepted this item under 'Urgent Business' to provide assurance that the Council's Constitution is up to date and reflects the new legislation issued in response to the COVID 19 pandemic.

Background

In response to the national COVID-19 pandemic, the Government has issued legislation and Regulations and associated guidance which have resulted in additional responsibilities and service delivery functions being placed on the Council. As a result this has required amendments to the Council's Constitution by including the legislation detailed below within Section 3 of Council's Constitution. Where necessary, relevant Officer Schemes of Delegation have been amended.

Additions to the Constitution Section 3:

- Health Protection (Coronavirus, Restrictions)(England) Regulations 2020 enacted 26 March 2020
- Health Protection (Coronavirus, Restrictions)(No. 2)(England) Regulations 2020 enacted 4 July 2020
- Business and Planning Act 2020 enacted on 17th July 2020

- The Health Protection (Coronavirus, Collection of Contact Details etc. and Related Requirements) Regulations 2020 enacted on 17th September 2020

Implications

Financial

Not applicable to this report.

Human Resources (HR)

The Council is required to respond to national public health guidance and associated legislative measures at this time.

Equalities

Not applicable to this report but decisions made under the legislative changes to the Constitution as detailed within this report may be the subject of consideration of equalities implications on a case by case basis.

Legal

As detailed within the report.

Crime and Disorder, Information Technology and Property

The Council will utilise recognised ICT platforms for the delivery of remote meetings and live stream meetings via the existing YouTube channel.

Recommendations

To note the Monitoring Officer's amendments to the Council's Constitution.

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**Report
Approved**

✓ **Date** 23/092020

Wards Affected:

All X

For further information please contact the author of the report

Background Papers:

- City Of York Constitution