

CONSTITUTION: UPDATE

Report of the Chief Legal Officer

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Executive Member: David Williams, Leader of the Council

1. Purpose of report

1.1 To inform County Council of changes made to the County Council's Constitution by me as Chief Legal Officer under my delegated power in Section 12 of the Constitution.

2. Summary and Background

2.1 At its meeting on 13 March 2017 Cabinet agreed that the County Council should enter into the Hertfordshire Home Improvement Agency Partnership Agreement (the 'HHIA Partnership Agreement') with East Herts Council, North Hertfordshire District Council, the Borough of Broxbourne, Watford Council and Stevenage Borough Council.

2.2 Cabinet also approved arrangements to be made under the provisions of the Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2012, which would allow the County Council to exercise powers under the Housing Grants, Construction and Regeneration Act 1996, and any other functions relating to the implementation of the HHIA Partnership Agreement that the County Council would not otherwise have the statutory power to exercise, on behalf of the district and borough councils who are, or who become, parties to the HHIA Partnership Agreement.

2.3 The HHIA Partnership Agreement was completed on 30 August 2017 and, in order to finalise the arrangements so that officers can exercise the relevant functions referred to in paragraph 2.2 above in practice, the Leader of the Council, as responsible for the allocation of Executive Functions, has allocated the relevant functions to the Director of Adult Care Services.

2.4 Using the power delegated to the Chief Legal Officer in Section 12 of the Constitution to make changes to the Constitution in order to reflect changes in the responsibility for Executive functions decided upon by the Leader, I have amended Annex 3 to the Constitution (Executive

Functions – Scheme of Delegation to Officers) to record the allocation of Executive functions by the Leader of the Council as mentioned in paragraph 2.3 above.

3. Recommendation

- 3.1 That Council notes the changes made to the Council's Constitution by the Chief Legal Officer as set out in the report.

4. Financial Implications

- 4.1 None arising directly from this report.

Background Information

None