

Proposed changes to the Constitution

(Proposed changes are in bold, italic text with deletions struck through)

Part 2 – Description of the Constitution

Changes to the Constitution

1.08 Sections of the Constitution can be changed as set out in the table below:

Section of Constitution	Authority to Change
Part 1	Director of Law and Assurance
Part 2	Director of Law and Assurance
Part 3, First Section	Director of Law and Assurance
Part 3, Appendices 1 and 2 (Executive functions and delegations to cabinet members)	Director of Law and Assurance following notification in the Bulletin of amendments to the Executive from the Leader.
Part 3, Appendix 3 (Officer Scheme of Delegation)	The Governance Committee may change the Scheme of Delegations to Directors. The Chief Executive may change the allocation of delegations to individual officers within the Scheme. All members must be notified of such changes via the Bulletin.
Part 3, Appendices 4 to 23 (delegation codes of practice, delegations to non-Executive committees, scrutiny committees and other panels, boards and joint committees)	The County Council, on the recommendation of the Governance Committee.
Part 4, Section 1 (Standing Orders)	The County Council, on the recommendation of the Governance Committee.
Part 4, Section 2 (Risk Management Procedures) Part 4, Section 3 (Financial Regulations) Part 4, Section 4 (Standing Orders on Procurement and Contracts)	<i>The County Council, on the recommendation of the</i> Regulation, Audit and Accounts Committee on the recommendation of the Governance Committee.
Part 5, Section 1 (Code of Conduct) Part 5, Section 2 (Member Officer Relations Protocol) Part 5, Section 3 (Code of Practice on Probity in Planning and Rights of Way)	The County Council, on the recommendation of the Standards Committee.

Section of Constitution	Authority to Change
Part 5, Section 4 (Code of Practice on Publicity)	The County Council, on the recommendation of the Governance Committee.
Part 6	The County Council, on the recommendation of the Governance Committee.

Part 3 – Scheme of Delegation

Appendix 5 – Regulation, Audit and Accounts Committee

12. To ***advise the County Council on proposed*** agree revisions to the County Council’s Standing Orders on Procurement and Contracts, Financial Regulations and Risk Management Procedures.

Appendix 19 – Pension Advisory Board of the West Sussex Pension Fund

Chairman

22. The Chairman will be ***an*** the independent member ~~appointed for an initial term of 2 years by the Governance Committee, from a short list of nominees drawn up by the Director of Finance and Support Services and the Director of Law and Assurance.~~ A job description approved by the ***Governance*** Committee will be used to identify the candidate best suited to the role. The independent Chairman cannot vote, in accordance with the regulations. The following provisions will apply:
- the term of office for the Independent Chairman is for four years;
 - subject to agreement of the Governance Committee, on advice from the Director of Finance and Support Services and the Director of Law and Assurance, the Independent Chairman will be able to serve a maximum of two consecutive terms before the opportunity is re-advertised.
 - ~~future appointments will be by a panel of three members from the Governance Committee, supported by appropriate technical advice,~~ and shall be made from a short list of nominees drawn up by the Director of Finance and Support Services and the Director of Law and Assurance following suitable advertisement of the opportunity. ***They will make an appointment following consultation with the Chairman and Vice-Chairman of the Governance Committee who shall be kept advised of progress with the recruitment.*** The incumbent Chairman would be eligible for consideration for the post.
 - amendments to the Independent Chairman’s job description will be approved by the Governance Committee.
 - the appointment of the Independent Chairman is phased with other members of the Board to ensure continuity of experience on the Board.