

## **Governance Committee**

**7 September 2020**

### **Minor changes to the Constitution**

**Report by Director of Law and Assurance**

**Electoral divisions: N/A**

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## **Summary**

Minor changes are required to the terms of reference of the Rights of Way Committee and the Pension Advisory Board in the Scheme of Delegation in the Constitution.

## **Recommendations**

That the County Council be recommended:

- (1) That the proposed changes to the Rights of Way Committee terms of reference and Delegation Code of Practice, as set out at Appendix 1, be approved;
  - (2) That the amendment to the terms of reference of the Pension Advisory Board set out in paragraph 2.1 be approved; and
  - (3) That the amendment to the membership of the Pensions Committee set out in paragraph 3.1 be approved.
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## **Proposals**

### **1. Rights of Way Committee terms of reference and Delegation Code of Practice**

- 1.1 Following a review of the rights of way provisions within the Constitution, minor changes to reflect the statutory position in relation to the taking of decisions and for consistency and clarity are proposed to the terms of reference of the Rights of Way Committee and the Delegation Code of Practice in relation to rights of way matters. The minor changes are shown at Appendix 2.

### **2. Pension Advisory Board terms of reference**

- 2.1 At its last meeting the Pension Advisory Board discussed a slight anomaly with its terms of reference and proposed minor amendment would resolve the issue as set out below.

'The Pension Advisory Board shall meet sufficiently regularly to discharge its duties and responsibilities effectively. There will be no fewer than four meetings a year (one of which will be the Annual General Meeting) ~~be held in (provisionally) March, July and November.'~~

### **3. Pensions Committee membership**

- 3.1 A minor change is required to the membership of the Pensions Committee as set out below.

'The three representative members will comprise the following:

One representing the borough and district councils  
One representing the scheduled bodies  
One representing **members** employees.

### **4. Consultation, engagement and advice**

- 4.1 Consultation was not deemed necessary as the changes are minor in nature with the sole purpose of consistency and clarity.

### **5. Finance**

- 5.1 Not applicable.

### **6. Risk Implications and Mitigations**

- 6.1 None

### **7. Policy alignment and compliance**

- 7.1 There are no equality duty, social value, crime and disorder or human right implications.

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#### **Appendices**

Appendix 1 – changes to the terms of reference of the Rights of Way Committee and the Delegation Code of Practice

#### **Background Papers**

None