

PROPOSED AMENDMENTS TO THE CONSTITUTION

Page	Previous Wording	Amended Wording	Reason
28	<p>Article 11 – Health and Wellbeing Board</p> <p>11.02 Composition and Procedure</p> <p>a) Membership</p> <p>The Health and Wellbeing Board will consist of 19 members as follows:-</p> <p>N/A</p>	<p>Article 11 – Health and Wellbeing Board</p> <p>11.02 Composition and Procedure</p> <p>a) Membership</p> <p>The Health and Wellbeing Board will consist of 21 members as follows:-</p> <p>Add the following to the list of members:</p> <ul style="list-style-type: none"> • Cabinet Member for Children and Young People • Chair of the Local Safeguarding Children Board and Adult Safeguarding Board. 	<p>To reflect the change in the remit of the Health and Wellbeing Board (see change to 11.03 below).</p>
29	<p>11.03 Role and Function</p> <p>The Health and Wellbeing Board will have the following roles and functions:-</p> <p>a) to lead on the production of the Joint Strategic Needs Assessment and Pharmaceutical Needs Assessment;</p> <p>b) to lead on the production of a Joint Health and Wellbeing Strategy;</p> <p>c) for the purpose of advancing the health and wellbeing of the residents in Gateshead, encourage integration in the provision of health or social care in its area;</p>	<p>11.03 Role and Function</p> <p>The Health and Wellbeing Board will have the following roles and functions:-</p> <p>a) to lead on the production of the Joint Strategic Needs Assessment and Pharmaceutical Needs Assessment;</p> <p>b) to lead on the production of a Joint Health and Wellbeing Strategy;</p> <p>c) for the purpose of advancing the health and wellbeing of children and adults in Gateshead, encourage integration in the provision of health, education and social</p>	<p>The review of the GSP and rationalisation of its partnerships has determined that the role of the Children’s Trust is no longer required. This amendment ensures that the Council continues to fulfil the statutory duty to cooperate to improve</p>

	<p>d) provide such advice, assistance or other support as the Health and Wellbeing Board considers appropriate for the purpose of encouraging the making of arrangements under Section 75 of the National Health Service Act 2006 in the provision of health and social care services;</p> <p>e) to encourage persons who arrange for the provision of any health-related services in its area to work closely with the Health and Wellbeing Board;</p> <p>f) to encourage persons who arrange for the provision of health and social care services in its area and persons who arrange for the provision of any health-related services in its area to work closely together;</p> <p>g) provide an opinion to the Council on whether the Council is complying with its duty to have regard to the Joint Strategic Needs Assessment and the Joint Health and Wellbeing Strategy; and</p> <p>h) to exercise any other function that the Council requires the Health and Wellbeing Board to undertake on behalf of the Council.</p>	<p>care in its area;</p> <p>d) provide such advice, assistance or other support as the Health and Wellbeing Board considers appropriate for the purpose of encouraging the making of arrangements under Section 75 of the National Health Service Act 2006 and the Children and Social Work Act 2017 in the provision of health and social care services;</p> <p>e) to encourage persons who arrange for the provision of any health-related services in its area to work closely with the Health and Wellbeing Board;</p> <p>f) to encourage persons who arrange for the provision of health, education and social care services in its area and persons who arrange for the provision of any health-related services in its area to work closely together;</p> <p>g) provide an opinion to the Council on whether the Council is complying with its duty to have regard to the Joint Strategic Needs Assessment and the Joint Health and Wellbeing Strategy;</p> <p>h) to exercise any other function that the Council requires the Health and Wellbeing Board to undertake on behalf of the Council; and</p> <p>i) to deliver better health and wellbeing outcomes for children and adults, and improve the quality of education and care as well as to ensure value for money.</p>	<p>children's wellbeing, as set out in section 10 of the Children Act 2004.</p>
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71	<p>Schedule 2 – Non Executive Functions Delegated to Managers</p> <p>Part 1 – Delegations to Individual Managers</p> <p>2. Strategic Director, Corporate Services and Governance</p> <p>(22) To enter into contracts (including framework agreements) for the supply of works, goods and services subject to the Contract Procedure Rules. This power may be further delegated to the Service Director, Legal, Democratic and Property Services or the Service Director, Litigation, Elections and Registrars.</p>	<p>Schedule 2 – Non Executive Functions Delegated to Managers</p> <p>Part 1 – Delegations to Individual Managers</p> <p>2. Strategic Director, Corporate Services and Governance</p> <p>(22) To enter into contracts (including framework agreements) for the supply of works, goods and services subject to the Contract Procedure Rules. This power may be further delegated to the Service Director, Legal and Democratic Services.</p>	To reflect current management structure.
90 94	<p>Schedule 5 – Executive Functions Delegated to Managers</p> <p>Part 1 – Delegations to Individual Managers</p> <p>2. Strategic Director, Communities and Environment</p> <p>Service Director, Economic and Housing Growth</p> <p>4. Strategic Director, Corporate Services and Governance</p> <p>(14) To enter into contracts including framework agreements for the supply of</p>	<p>Schedule 5 – Executive Functions Delegated to Managers</p> <p>Part 1 – Delegations to Individual Managers</p> <p>2. Strategic Director, Communities and Environment</p> <p>Service Director, Economic Development</p> <p>4. Strategic Director, Corporate Services and Governance</p> <p>(14) To enter into contracts including framework agreements for the supply of</p>	To reflect current title of this post. To reflect the current management

<p>94</p>	<p>works, goods and services subject to the Contract Procedure Rules. This power may be further delegated to the Service Director, Legal, Democratic and Property Services or the Service Director, Litigation Elections and Registrars.</p> <p>Service Director, Legal, Democratic and Property Services</p> <p>(1) To agree terms for the acquisition of land and property (for which there is budgetary provision) or for the disposal of land and property (including legal estates and interests) to secure compliance with the Council's policies up to a value of £100,000 in each case, or up to a value of £250,000 following consultation with the Strategic Director, Corporate Resources.</p> <p>(2) To deal with applications for easements and way leaves affecting Council owned premises not materially affecting the use to which they are or might be put, where the full value of the consideration does not exceed £10,000.</p> <p>(3) To agree terms for the granting or acceptance of any tenancy not exceeding twenty five years, and any occupational licence other than any housing accommodation and garages used for domestic purposes, at a rent not exceeding £75,000 per annum exclusive of rates in each case.</p>	<p>works, goods and services subject to the Contract Procedure Rules. This power may be further delegated to the Service Director, Legal and Democratic Services.</p> <p>Transfer these delegations to the Strategic Director, Corporate Services and Governance and renumber them accordingly.</p> <p>In addition, amend delegation (1) to read:</p> <p>(1) To acquire or dispose of land and/or property by sale, lease, licence or any other legal estate or interest, and to incur any necessary expenditure for those purposes [where any disposal represents best consideration] subject to prior consultation with:</p> <ul style="list-style-type: none"> • the Leader and Deputy Leader of the Council; • any relevant portfolio holder; • any affected ward councillor; and • the Strategic Director, Corporate Resources. 	<p>structure.</p> <p>To reflect the current management structure.</p> <p>To make the process more effective, efficient and responsive</p>
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	<p>(4) To settle the amount of any claim for compensation not exceeding £3,000 properly payable, arising for the laying of sewers.</p> <p>(5) To agree the leasehold disposal of sites for electricity sub-stations, gas governor kiosks, telecommunications switching facilities and all other apparatus required by public utility companies where the capital value of the site does not exceed £5,000.</p> <p>(6) To accept offers for the acquisition, lease etc., of surplus property and to authorise such measures as are considered necessary to ensure the protection of property.</p> <p>(7) To settle the amount of any claim for compensation not exceeding £10,000 property payable in respect of depreciation to the value of the property as a result of the use of public works under the provisions of Part 1 of the Land Conservation Act 1973.</p> <p>(8) To negotiate and agree, in consultation with the Strategic Director, Corporate Resources, the rating assessment and valuation of all Council owned property.</p> <p>(9) To demolish a Council asset where a surplus declaration has been approved by the Cabinet and where budgetary</p>		
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<p>97</p>	<p>provision exists.</p> <p>(10) To manage the Council’s non-operational property and carry out functions that do not involve a new letting, sub-letting or lease renewal; to include all decisions relating to, rent reviews, assignments, landlord’s consents, lease surrenders, terminations and other interests in land.</p> <p>(11) To approve all leases granted in accordance with agreed parameters, fees and charges and external funding conditions for space within Council business centres.</p> <p>Part 2 – General Delegations to Managers</p> <p>2. Land and Buildings</p> <p>A manager in consultation with the Service Director, Facilities Management, Leisure and Transport Services:</p> <p>(a) Manage land and buildings under his/her control, provided that in the case of non-residential property, the Service Director, Legal, Democratic and Property Services must be consulted on any proposal to create a lease, licence or other interest in a property.</p>	<p>Part 2 – General Delegations to Managers</p> <p>2. Land and Buildings</p> <p>A manager in consultation with the Service Director, Trading and Facilities Management:</p> <p>(a) Manage land and buildings under his/her control, provided that in the case of non-residential property, the Strategic Director, Corporate Services and Governance must be consulted on any proposal to create a lease, licence or other interest in a property.</p>	<p>To reflect the current management structure</p>
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167	<p>Contract Procedure Rules</p> <p>13. Invitation and Opening of offers for the purchase of Council Land or Buildings</p> <p>13.3 All electronic tenders and all envelopes containing offers for the same property received by the appointed time will be opened together by a representative of the Service Director, Legal, Democratic and Property Services and a representative of the Chief Executive.</p>	<p>Contract Procedure Rules</p> <p>13. Invitation and Opening of offers for the purchase of Council Land or Buildings</p> <p>13.3 All electronic tenders and all envelopes containing offers for the same property received by the appointed time will be opened together by a representative of the Strategic Director, Corporate Services and Governance and a representative of the Chief Executive.</p>	To reflect the current management structure.
167	<p>14. Common Seal of the Council</p> <p>14.1 The Common Seal of the Council will be kept in a safe place in the custody of the Strategic Director, Corporate Services and Governance. A decision of the Council, or of any part of it, will be sufficient authority for sealing any document necessary to give effect to the decision. The Common Seal will be affixed to those documents which in the opinion of the Strategic Director, Corporate Services and Governance should be sealed. The affixing of the Common Seal will be attested by the Mayor or Deputy Mayor and by the Chief Executive, or Strategic Director, Corporate Services and Governance or Service Director, Legal, Democratic and Property Services or Service Director, Litigation, Elections and</p>	<p>14. Common Seal of the Council</p> <p>14.1 The Common Seal of the Council will be kept in a safe place in the custody of the Strategic Director, Corporate Services and Governance. A decision of the Council, or of any part of it, will be sufficient authority for sealing any document necessary to give effect to the decision. The Common Seal will be affixed to those documents which in the opinion of the Strategic Director, Corporate Services and Governance should be sealed. The affixing of the Common Seal will be attested by the Mayor or Deputy Mayor and by the Chief Executive, or Strategic Director, Corporate Services and Governance or Service Director, Legal and Democratic Services.</p>	To reflect the current management structure.

	Registrars.		
250	<p>Protocol – Parliamentary Candidates</p> <p>8. Enquiries about matters relating to the election should be directed to the Service Director, Litigation, Elections and Registrars or the Election Office. The Election Office will supply a list of candidates and election agents as soon as it is available.</p>	<p>Protocol – Parliamentary Candidates</p> <p>8. Enquiries about matters relating to the election should be directed to the Service Director, Legal and Democratic Services or the Election Office. The Election Office will supply a list of candidates and election agents as soon as it is available.</p>	To reflect the current management structure
258	<p>Part 7 – Management Structure</p> <p>N/A</p>	<p>Part 7 – Management Structure</p> <p>Amend Part 7 to reflect the current management structure.</p>	To reflect changes in the management structure since the last review of the constitution.