

AMENDMENT TO LOCAL PLANNING & ADVISORY COMMITTEE TERMS OF REFERENCE

Cabinet – 5 December 2013

Report of Chief Officer Legal and Governance

Status: For Decision

Key Decision: No

Portfolio Holder Cllr. Bosley

Contact Officer(s) Vanessa Etheridge Ext. 7199

Recommendation to Cabinet: That the terms of reference be amended by the deletion of the line ‘Two attendees appointed by the Sevenoaks Locality Board’ as outlined within the report.

Reason for recommendation: to keep the Council’s Constitution up to date with current and relevant terms of reference.

Introduction

- 1 At the Special meeting of Cabinet on 14 May 2013, Cabinet agreed the terms of reference and memberships of the Cabinet Advisory Committees (which forms Appendix R of the Council’s Constitution).

Issue

- 2 The terms of reference for the Local Planning and Environment Advisory Committee currently state that the Locality Board has the power to co-opt two people to the Advisory Committee when local planning matters are being considered. The Sevenoaks District Locality Board no longer exists and the Strategic Board does not have reference to this within its terms of reference , it is therefore appropriate that this reference should be formally deleted from the Advisory Committee’s terms of reference.

Key Implications

Financial

None as a direct result of this report

Legal Implications and Risk Assessment Statement.

Under Part 4, paragraph 8 of the Council's Constitution, the Cabinet has the power to form advisory committees, the membership and terms of reference of which is given for information and reference purposes in Appendix R of the Constitution. The advisory committees are formed under the Cabinet's powers of delegation and therefore can only be rescinded, amended etc by the Cabinet as the parent committee. Part 2.4 of the Council's Constitution therefore does not apply, and this amendment does not need to go to Governance Committee or Council as a Constitutional amendment.

Equality Impacts

Consideration of impacts under the Public Sector Equality Duty:		
Question	Answer	Explanation / Evidence
a. Does the decision being made or recommended through this paper have potential to disadvantage or discriminate against different groups in the community?	No	N/A
b. Does the decision being made or recommended through this paper have the potential to promote equality of opportunity?	No	
c. What steps can be taken to mitigate, reduce, avoid or minimise the impacts identified above?		N/A

Background Papers:

Cabinet Agenda and Minutes – 14 May 2013

Mrs Christine Nuttall
Chief Officer for Legal and Governance